

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,  
v.  
01 RUPERT TUMIN DITSWORTH (07/01/1989)  
Defendant(s).

CASE NO. LA055848

*INFORMATION*

Arrestment Hearing  
Date: 03/20/2009  
Department: NW G

**FILED**  
LOS ANGELES SUPERIOR COURT  
MAR 20 2009  
JOHN A. CLARKE, CLERK  
BY TERESA FALCON, DEPUTY

INFORMATION  
SUMMARY

Cl. No.	Charge	Charge Range	Defendant	Special Allegation	Alleg. Effect
1	PC 664/187(A)	Life	DITSWORTH, RUPERT TUMIN	PC 12022.7(A) PC 12022(B)(1) WI 707(D)(1)	+3 Yrs +1Yr Check Code
2	PC 245(A)(1)	2-3-4	DITSWORTH, RUPERT TUMIN	PC 12022.7(A) WI 707(D)(1)	+3 Yrs Check Code
3	PC 245(A)(1)	2-3-4	DITSWORTH, RUPERT TUMIN	WI 707(D)(1) PC 12022.7(A)	Check Code +3 Yrs

The District Attorney of the County of Los Angeles, by this Information alleges that:

COUNT 1

On or about May 14, 2007, in the County of Los Angeles, the crime of ATTEMPTED WILLFUL, DELIBERATE, PREMEDITATED MURDER, in violation of PENAL CODE SECTION 664/187(a), a Felony, was committed by RUPERT TUMIN DITSWORTH, who did unlawfully and with malice aforethought attempt to murder ELIZABETH BARCAY, a human being .

It is further alleged that the aforesaid attempted murder was committed willfully, deliberately and with premeditation within the meaning of Penal Code section 664(a) and is a serious felony pursuant to Penal Code section 1192.7(c).

It is further alleged that in the commission and attempted commission of the above offense, the said defendant(s), RUPERT TUMIN DITSWORTH, personally used a deadly and dangerous weapon(s), to wit, claw hammer, said use not being an element of the above offense, within the meaning of Penal Code Section 12022(b)(1) and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)(23).

\* \* \* \* \*

#### COUNT 2

On or about May 14, 2007, in the County of Los Angeles, the crime of ASSAULT WITH A DEADLY WEAPON, in violation of PENAL CODE SECTION 245(a)(1), a Felony, was committed by RUPERT TUMIN DITSWORTH, who did willfully and unlawfully commit an assault upon ELIZABETH BARCAY with a deadly weapon, to wit, claw hammer.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

\* \* \* \* \*

#### COUNT 3

On or about May 14, 2007, in the County of Los Angeles, the crime of ASSAULT WITH A DEADLY WEAPON, in violation of PENAL CODE SECTION 245(a)(1), a Felony, was committed by RUPERT TUMIN DITSWORTH, who did willfully and unlawfully commit an assault upon ELIZABETH BARCAY with a deadly weapon, to wit, claw hammer.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

It is further alleged as to count(s) 1, 2 and 3 that in the commission of the above offense the said defendant(s), RUPERT TUMIN DITSWORTH, personally inflicted great bodily injury upon ELIZABETH BARCAY, not an accomplice to the above offense, within the meaning of Penal Code Section 12022.7(a) and also causing the above offense to become a serious felony within the meaning of Penal Code Section 1192.7(c)(8).

It is further alleged as to count(s) 1, 2 and 3, pursuant to subdivision (d)(1) of Section 707 of the Welfare and Institutions code, that the was a minor who was at least 16 years of age the time of the commission of the above offense(s).

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NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code 1170(b) and Cunningham v. California (2007) 127 S.Ct. 856.

**NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.**

THIS INFORMATION CONSISTS OF 3 COUNT(S).

Filed in Superior Court,  
County of Los Angeles

DATED: \_\_\_\_\_

STEVE COOLEY  
DISTRICT ATTORNEY  
County of Los Angeles;  
State of California

BY: \_\_\_\_\_

*Nancy A. Lidamore*  
NANCY A. LIDAMORE  
DEPUTY DISTRICT ATTORNEY

/VI

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.