

530 HALL OF JUSTICE
190 W. HEDDING STRE
SAN JOSE, CA 95110

PEOPLE VS. DMAR GOLAMRABBI TN
L.K.A. 3006 LUCAS CT
SAN JOSE, CA 95148

JUDGE HON. SHARON ANN CHATMAN
REPORTER K. JOHNSON
DEF. ATTY.
CHARGES F(001)PC187

Capital Case
DATE 04/29/2016
CLERK TDOB
HEARING
AGENCY SJ-04313-3603 -TRAN

CASE NO. C1634583
CEN 16016977
DEPT. 23
CDY BK:Y
EDZ447 M

CHTLD STATUS I-
D.A. WAIVER APO
F(002)PC187

5-9-16 8:45 (both day)
D-24 PR

5-5-16 1:30
B-39

NEXT APPEARANCE

Defendant Present Not Present Atty Present Jessica Delgado
Arr'd Adv Arr Wav Amend Comp/Info Arr Plea IDC PTC Prob / Sent Interpreter Sworn
PC977 Filed On File Repr. Adv / Wav Bail/ OR/ SORP Rect Dr Rpt FAR/ ERC Bail Apply Balance Exonerated
NG Entered by CRT NGBRI / Adv PSet Prelim Readiness S / B MTC Bail Exonerated Forfeited Bond #
Denies Priors/ Allegations/ Enhancements/Refusal Further Jury CT Peo / Def Wav Jury Reassumption Filed Forfeiture Set Aside Bail Rein
TW TNW TW / WD TW Sentence Ref'd \$ Costs Within 30 Days to Court
Ref / Appt PD / ADO / IDO Con Decl Adm A / F APO / DADS / Prop 36 P36 Re-Assmt SORP / OR Revoked Reinstated May Post & Forfeit
Reliev. Appt'd Crim Proc Susp Rein Status Hrg BW Ordered \$ Stayed To Issue
Hrg on Motion Granting of Statement of Facts Def Debt Pursuant PC 1368 No Cite Release/SCIT No Request Cash Only
Granted Denied Submitted Off Cal Subm on Report Found BW Set Aside Recalled Filed Remain Out NWF
Stip to Comm Drs. Appointed Max Term Committed Proof of TE: 2 Days
Prelim Wav Certified to General Jurisdiction MDA / COM Amended to PROP. 47
Amended to (M) VC12500(a) / VC23103(a) Pur VC23103.5 DA Stmt Filed

PLEA Conditions: Notice No State Prison PC17 after 1 Yr Prob Includes VOP
Jail/Prison Term of Add to Cal Vacate pending date
Dismissal / Striking Subm time of Sent Harvey Stip

Adv Max Pen / Parole / Prob / Immig / Appeal Reg HS11590/PC290/PC457.1/PC186.30 FSF Fines/Fees PC29800/29805/30305/666/VC14607.8
Wav Right to Counsel Court / Jury Trial Subpoena / Confront / Examine Witnesses Self-incrimination Written Waiver filed Plea / Absentia filed
COP GUILTY NOLO CONTENDERE to charges & admits enhancements / allegations / priors PC17 Arbuckle Factual Basis found Findings stated
Prop 36 Granted / Unamenable / Refused / Term DEJ Eligibility Filed DEJ Granted / Rein / Term Fee \$ Guilty Plea Rendered
Waives Referral APO Full Rpt CR110 Issued **Fines/Fees Pay to:** DOR Traffic Court Today Audit #
Sent Suspended PROBATION DENIED

PROBATION Execution Imposition of sentence suspended for probation period
COURT FORMAL PROBATION GRANTED for _____ Days / Mos / Yrs
Report to APO within _____ Days Terminated Upon Release
Perform _____ Hrs Volunteer Work as directed PO / SAP in lieu of fine/jail
Not drive w/o valid DL & Ins Adv VC23600 HTO Re-refer
MOP FOP 12 hrs 3 mos 9 mos 1 yr 2 yrs 3 yrs 4 yrs 5 yrs
DL Susp/ Restr'd/ Rvk'd for _____ IID Not/Ordered/ Rmv'd Term _____ Yrs
No contact with victim or family / co-defts unless appr by APO PC1202.05
DVPO issued / mod / term'd Exp _____ Victim Present
No Contact Peaceful Contact DSA thru APO / DOR / CRT Filed
Not own/possess deadly weapons Destroy/return weapon
Stay away from _____
Submit Search/Testing Educ/Voc Trng/Empl No alcohol / drugs or where sold
Substance Abuse, Psych, Theft, Anger Mgmt, DV, Parenting cnsl / prgm
PC296 (DNA) PC1202.1 HIV Test / Education
VOP: Wav Arr'd _____ Admits/Denies Viol Court Finds VOP / No VOP
Prob Rein / Mod / Term'd / Revoked / Remains Revoked / Ext to _____
Original Terms & Conditions Except as Amended herein
Co-terminous with _____ No Further Penalties / Reviews
Other: _____

JAIL/PRISON See Attachm't Pg CDCR/Parole collect restit from: Def's earnings Blended Sentence
County Jail

Count	F/M	Violation	Prison Term / Yrs	Enhancement / Priors	Yrs / Styd / Strkn	HRS / DAYS / MOS

Enhancement Yrs/S Enhancement Yrs/S Enhancement Yrs/S Enhancement Yrs/S Enhancement Yrs/S Total
CTS = _____ ACT + _____ 4019 1/2 1/3 PC2933.1 _____ Total Total term _____ CDCR / PC 1170h
 Straight time In Camp WWP PC1209 Fees Waived Court Rec _____ All / Except EMP/PSP/ERP/DRP/Co Parole/NP
 Sent Deemed Sr'd Rpt to Parole/Prob w/in _____ Adv/ORD _____ Yrs/Mos Parole/MS/PRCS/Appeal Consec Conc to _____
 Bal CJ Susp All but _____ Hrs/Days/Mos On Cond Complete Residential Treatment Prgm Serve Consec MO/TU/WE/TH/FR/SA/SU
 Pre-process _____ AM/PM Stay / Surrender / Transport to _____ @ _____ AM/PM or Sooner
 REMANDED-BAIL \$ NBA REMAIN AS SET NO BAIL COMMITTED RELEASED OR SORP JAC PHONE ASSM'T P36
 AS COND OF SORP BAIL INCREASED / REDUCED TO PRGM AS REC BY JAC DOC TO ARRANGE TRANSPORT UPON AVAIL BED

5A HALL OF JUSTICE
190 W. HEDDING STRE
SAN JOSE, CA 95110

Capital Case IDB

CASE NO. 01636523
CEN 16016722
DATE 04/29/2016 1:35 PM DEPT. 23
07/17/1993 CAF3567247 CDY BK:Y
F. BRYANT EDZ443 M
ARRAIGNMENT
SJ-04313-3603 -TRAN

PEOPLE VS. HASIB BIN GOLAMRABBI
L.K.A. 3006 LUCAS CT
SAN JOSE, CA 95148
JUDGE HON. SHARON ANN CHATMAN
REPORTER K. JOHNSON
DEF. ATTY. F(001)PC187
CHARGES F(001)PC187

D.V. STATUS
CHILD STATUS
D.A. W/...
F(002)PC187

5-5-16 1:30
D-39

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(both days)

NEXT APPEARANCE

Andy Guherrey

Defendant Present Not Present Atty Present *AD (PD) IDO / Special App*

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Denies Priors/ Allegations/ Enhancements/Refusal Further of Jury CT Prio / Del/ Wav Jury Reassumption Filed Forfeiture Set Aside Bail Rein

TW TNW TW / WD TW Sentence Ref'd *Bail motion* \$ Costs Within 30 Days to Court

Ref / Appt PD ADO / IDO Con Decl Adm A / F APO / DADS / Prop 36 P36 Re-Assmt SORP / OR Revoked Reinstated May Post & Forfeit

Relieved Appt Crim Proc Susp Rein Status Hrg BW Ordered \$ Stayed To Issue

Hrg on Motion *Setting a statement* Decl Pursuant PC 1368 No Cite Release/SCIT No Request Cash Only

Granted Denied Submitted Official Status Report Found BW Set Aside Recalled Filed Remain Out NWF

Stip to Comm Drs. Appointed Max Term Committed Proof of *TE: 2 Days*

Prelim Wav Certified to General Jurisdiction MDA / COM Amended to PROP. 47

Amended to (M) VC12500(a) / VC23103(a) Pur VC23103.5 DA Stmt Filed

PLEA Conditions: None No State Prison PC17 after 1 Prob Includes VOP
 Jail / Prison Term of *10 1/2 day RS 5-13-16* Add to Cal Vacate pending date

Dismissal / Striking Subm time of Sent Harvey Stip
 Adv Max Pen / Parole / Prob / Immig / Appeal Reg HS11590/PC290/PC457.1/PC186:30 FSF Fines/Fees PC29800/29805/30305/666/VC14607.8
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COP **GUILTY** **NOLO CONTENDERE** to charges & admits enhancements / allegations / priors PC17 Ar buckle Factual Basis found Findings stated
 Prop 36 Granted / Unamenable / Refused / Term DEJ Eligibility Filed DEJ Granted / Rein / Term Fee \$ Guilty Plea Rendered

Waives Referral APO Full Rpt CR110 issued **Fines/Fees Pay to:** DOR Traffic Court Today Audit #
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 DL Susp/ Restr'd/ Rvk'd for ____ IID Not/Ordered/ Rmv'd Term ____ Yrs
 No contact with victim or family / co-defts unless appr by APO PC1202.05
 DVPO issued / mod / term'd Exp ____ Victim Present
 No Contact Peaceful Contact DSA thru APO / DOR / CRT Filed
 Not own/possess deadly weapons Destroy/return weapon
 Stay away from ____
 Submit Search/Testing Educ/Voc Trng/Empl No alcohol / drugs or where sold
 Substance Abuse, Psych, Theft, Anger Mgmt, DV, Parenting cnsl / prgm
 PC296 (DNA) PC1202.1 HIV Test / Education

VOP: Wav Arr'd Admits/Denies Viol Court Finds VOP / No VOP
Prob Rein / Mod / Term'd / Revoked / Remains Revoked / Ext to ____
 Original Terms & Conditions Except as Amended herein
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 AS COND OF SORP BAIL INCREASED / REDUCED TO PRGM AS REC BY JAC DOC TO ARRANGE TRANSPORT UPON AVAIL BED

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA
HALL OF JUSTICE

(ENDORSED)
F I L E D
APR 29 2016

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

DIRECT FILING
FELONY COMPLAINT

vs.

DA NO: 160410064
CEN
16016782 HBG HELD 04/29/2016
16016977 OG HELD 04/29/2016

HASIB BIN GOLAMRABBI (07/17/1993),
3006 LUCAS CT SAN JOSE CA 95148
OMAR GOLAMRABBI (08/04/1998),
3006 LUCAS CT SAN JOSE CA 95148

Defendant(s).

BY YAMASAKI
Chief Executive Officer/Clerk
Superior Court of CA County of Santa Clara.
EVA RODRIGUEZ DEPUTY

The undersigned is informed and believes that:

COUNT 1

On or about April 23, 2016, in the County of Santa Clara, State of California, the crime of MURDER, in violation of PENAL CODE SECTION 187, a Felony, was committed by HASIB BIN GOLAMRABBI AND OMAR GOLAMRABBI who did unlawfully and with malice aforethought, kill Golam Rabbi, a human being.

(CJIC-SPC, JRS-QN) It is further alleged that the defendant, HASIB BIN GOLAMRABBI, has in this proceeding been convicted of more than one offense of murder in the first and second degree, within the meaning of Penal Code section 190.2(a)(3).

(CJIC-AAFA, JRS-VW) It is further alleged that in the commission of a felony specified in subdivision (a), and charged above, the defendant, HASIB BIN GOLAMRABBI, personally and intentionally discharged a firearm, a(n) handgun, and proximately caused, the death of Golam Rabbi, a person other than an accomplice within the meaning of Penal Code sections 12022.53(d) [and 12022.53(c) and 12022.53(b)].

(CJIC-OTH) It is further alleged, within the meaning of Welfare and Institutions Code section 707(d)(2)(A) that the defendant, OMAR GOLAMRABBI, was a minor, 14 years of age and older, specifically, 17 years of age, (DOB: August 4, 1998), at the time of the commission of the offense of murder with special circumstances, which if committed by an adult is an offense punishable by death or life in prison.

(CJIC-SPC, JRS-QN) It is further alleged that the defendant, OMAR GOLAMRABBI, has in this proceeding been convicted of more than one offense of murder in the first and second degree, within the meaning of Penal Code section 190.2(a)(3).

COUNT 2

On or about April 23, 2016, in the County of Santa Clara, State of California, the crime of MURDER, in violation of PENAL CODE SECTION 187, a Felony, was committed by HASIB BIN GOLAMRABBI AND OMAR GOLAMRABBI who did unlawfully and with malice aforethought, kill Shamima Rabbi, a human being.

(CJIC-SPC, JRS-QN) It is further alleged that the defendant, HASIB BIN GOLAMRABBI, has in this proceeding been convicted of more than one offense of murder in the first and second degree, within the meaning of Penal Code section 190.2(a)(3).

(CJIC-OTH) It is further alleged, within the meaning of Welfare and Institutions Code section 707(d)(2)(A) that the defendant, OMAR GOLAMRABBI, was a minor, 14 years of age and older, specifically, 17 years of age, (DOB: August 4, 1998); at the time of the commission of the offense of murder with special circumstances, which if committed by an adult is an offense punishable by death or life in prison.

(CJIC-SPC, JRS-QN) It is further alleged that the defendant, OMAR GOLAMRABBI, has in this proceeding been convicted of more than one offense of murder in the first and second degree, within the meaning of Penal Code section 190.2(a)(3).

Any defendant, including a juvenile, who is convicted of and pleads guilty and no contest to any felony offense, including any attempt to commit the offense, charged in this complaint or information is required to provide buccal swab samples, right thumbprints and a full palm print impression of each hand, and any blood specimens or other biological samples required pursuant to the DNA and Forensic Identification Database and Data Bank Act of 1998 and Penal Code section 296, et seq.

Further, attached and incorporated by reference are official reports and documents of a law enforcement agency which the complainant believes establish probable cause for the pretrial restraint of defendant HASIB BIN GOLAMRABBI, for the above-listed crimes.

Further, attached and incorporated by reference are official reports and documents of a law enforcement agency which the complainant believes establish probable cause for the of defendant OMAR GOLAMRABBI, for the above-listed crimes.

Complainant therefore requests that the defendant(s) be dealt with according to law.

I certify under penalty of perjury that the above is true and correct.

Executed on April 29, 2016, in SANTA CLARA County, California.

Tran 3603
(Guire 3483)
SJPD (408) 277-5283 161150510 H
GIBBONS-SHAPIRO/ D392/ FELONY/ DG

Statement of Facts

16-115-0510

Investigating Officers: Sgt *Patrick Guire* #3483 and Detective *Ken Tran* #3603

1. Hasib Golamrabbi 07/17/1993(22YO) EDZ443 F3568235 A35968235
2. Omar GolamRabbi 8/4/1998 (17YO) EDZ447 A35968677

On the morning of Saturday, April 23, 2016 the crime of homicide occurred within the City of San Jose, County of Santa Clara on the 3000 block of Lucas Court. On Sunday, April 24, 2016, at approximately 1347 hours, San Jose Police Department Communications received a 911 call advising that relatives of the victims from the Lucas Court address had walked inside and observed writing on the floor and walls then discovered the first deceased victim inside a room in the house. San Jose Police Officers arrived on scene and discovered the two victims inside.

The victims, Golam Rabbi (11/27/1956) and his wife Shamima Rabbi (12/31/1958) sustained multiple gunshot wounds and were pronounced dead at the scene by San Jose Police Personnel at 1600 hours.

The victims shared their house with their two sons, Omar Golamrabbi (age 17) and Hasib Golamrabbi (age 22), who were not at home at the time their bodies were discovered. Relatives had called and spoke to Omar and Hasib at about 0930 hours on Sunday, April 24, 2106, and the brothers advised that they were in Oakland for a convention. The relatives requested they return home as the victims were not responding to their phone calls, knocks on the door to the home and Golam missing work.

The relatives waited for several hours, but when the brothers failed to show up and stopped answering their phones they went to the victims' house where they discovered the victims' bodies. Omar eventually called a family member while police were already at the house and was subsequently located by officers about 2 miles from

his house. Hasib had not made any attempt to contact his relatives or the police and he turned his cell phone off.

I later interviewed Omar at the San Jose Police Department. Omar stated that he and his brother Hasib had left their house at about 0930 hours on Saturday morning, April 23, 2016, for an anime convention at the Oakland Convention Center. He stated his mother was still sleeping in bed, but his father was up when they left the house. He and his brother spent the night at a hotel in Oakland and began driving back Sunday morning after receiving calls from his relatives. His brother let him out of the car about 2 miles from their house and drove away. Omar was about to walk home when an officer located him.

On Tuesday, April 26, 2016 investigators reviewed the multiple sets of writing that had been found on the walls in the family home where the bodies were discovered. The writing could be grouped into that by two different authors. Investigators compared them to writings from notebooks found in Omar and Hasib's bedrooms and observed one group had specific writing characteristics consistent with Omar's writing.


Hasib and Omar were arrested on April 27, 2016 and interviewed. Hasib revealed in a recorded, Mirandized statement that he shot his father multiple times inside the garage because a stranger whom he could not name had assaulted him in the home had told him to do that. When asked about his mother he explained that he did not see her shot adding it was another person.

Omar, in a recorded, Mirandized interview stated that he was present in the home when his brother Hasib committed both murders. Omar did not mention the presence of a stranger or any other person. Omar stated that at his brother's request, he closed the

curtains after Hasib had killed their father. Then Hasib killed their mother. Omar stated that at his brother's request he checked the closed garage door before the two drove away from the home to make sure that blood was not seeping out from inside the garage where his father had been killed to outside the house. He got out of the car, checked that no blood was seeping out of the garage, and got back into the car with his brother. Omar stated that then he and Hasib left to go to a convention in Oakland, where they were seen to have been behaving normally.

While at the convention in Oakland, neither brother contacted the police, called or asked anyone for help, or told of the killings of their parents. After Omar was dropped off by Hasib on Sunday, April 24, he did not admit to any involvement or knowledge of the killings of his parents and continued to state that he had no knowledge of the killings until after being arrested on April 27, 2016. Hasib did not respond to multiple attempts to contact him by the police until arrested on April 27, 2016.

Based on the totality of the circumstances, I believe Hasib Golamrabbi and his brother Omar Golamrabbi murdered victims Golam Rabbi and Shamima Rabbi.

 #3483
Sgt Patrick Guire #3483