

THIEN HO
DISTRICT ATTORNEY
901 G STREET
SACRAMENTO, CA 95814
(916) 874-6218

DA-24-00027
D. WHALEY, DDA
TEAM: (CEPD)
XRef: 4823875
XRef: 4668318

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SACRAMENTO**

THE PEOPLE OF THE STATE OF CALIFORNIA,

FELONY COMPLAINT

vs.

AUSTIN JAMES PAULHUS,
COLTON SCOTT PAULHUS

Defendants.

The People of the State of California upon oath of the undersigned, upon information and belief complain against the defendants above named for the crime(s) as follows:

COUNT ONE

On or about and between October 1, 2022, and August 1, 2024, at and in the County of Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT PAULHUS, did commit a felony, namely: a violation of Section 182(a)(1) of the Penal Code of the State of California, in that said defendants did unlawfully conspire together and with another person and persons whose identity is unknown to commit the crime of taking money beyond the value of work performed or materials delivered, in violation of Section 7159.5(a)(1) of the Business and Professions Code, a misdemeanor; and the crime of diversion of construction funds, in violation of Section 484b of the Penal Code, a felony; that pursuant to and for the purpose of carrying out the objects and purposes of the aforesaid conspiracy, the said defendants committed the following overt act and acts at and in the County of Sacramento.

Overt Act No. 1: That in pursuance of said conspiracy, on and between January 1, 2023 and July 9, 2024, AUSTIN PAULHUS took owners draws from ATH company accounts totaling \$319,700 for expenses and activity unrelated to company projects.

Overt Act No. 2: That in pursuance of said conspiracy, on and between January 1, 2023 and July 9, 2024, COLTON PAULHUS took owners draws from ATH company accounts totaling \$334,059 for expenses and activity unrelated to company projects.

Overt Act No. 3: That in pursuance of said conspiracy, on and between April 11, 2023 and July 23, 2024, AUSTIN PAULHUS and COLTON PAULHUS billed customers and received payment of approximately \$1,046,433 in multiple installments of 13 separate construction projects despite performing no work and supplying no materials.

COUNT TWO

On or about and between September 29, 2023, and August 1, 2024, at and in the County of Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the State of California, in that said defendants did receive money from a customer, to wit, AARON ANDERSON, for the purpose of obtaining or paying for services labor, materials and equipment and willfully failed to apply such money for such purpose by willfully failing to complete the improvements and willfully failing to pay for services, labor, materials and equipment provided incident to such construction and did wrongfully divert funds to a use other than for which the funds were received.

COUNT THREE

On or about and between September 19, 2023, and August 1, 2024, at and in the County of Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the State of California, in that said defendants did receive money from a customer, to wit, SRINIVAS ATMAKURI, for the purpose of obtaining or paying for services labor, materials and equipment and willfully failed to apply such money for such purpose by willfully failing to complete the improvements and willfully failing to pay for services, labor, materials and equipment provided incident to such construction and did wrongfully divert funds to a use other than for which the funds were received.

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4 **COUNT FOUR**

5 On or about and between September 22, 2023, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 SILVIA CAMACHO-PINEDA, for the purpose of obtaining or paying for services labor,
10 materials and equipment and willfully failed to apply such money for such purpose by willfully
11 failing to complete the improvements and willfully failing to pay for services, labor, materials
12 and equipment provided incident to such construction and did wrongfully divert funds to a use
13 other than for which the funds were received.
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15 **COUNT FIVE**

16 On or about and between April 11, 2023, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 FREDERICK CHOO, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT SIX**

27 On or about and between January 31, 2024, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 BAMBI AND JUAN CISNEROS, for the purpose of obtaining or paying for services labor,
32 materials and equipment and willfully failed to apply such money for such purpose by willfully
33 failing to complete the improvements and willfully failing to pay for services, labor, materials
34 and equipment provided incident to such construction and did wrongfully divert funds to a use
35 other than for which the funds were received.
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4 **COUNT SEVEN**

5 On or about and between March 30, 2024, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 VAN DAM, for the purpose of obtaining or paying for services labor, materials and equipment
10 and willfully failed to apply such money for such purpose by willfully failing to complete the
11 improvements and willfully failing to pay for services, labor, materials and equipment provided
12 incident to such construction and did wrongfully divert funds to a use other than for which the
13 funds were received.
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15 **COUNT EIGHT**

16 On or about and between July 31, 2023, and August 1, 2024, at and in the County of Sacramento,
17 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
18 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
19 State of California, in that said defendants did receive money from a customer, to wit, RENEE
20 AND GLEN KUMAMOTO, for the purpose of obtaining or paying for services labor, materials
21 and equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT NINE**

27 On or about and between May 31, 2023, and August 1, 2024, at and in the County of Sacramento,
28 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
29 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
30 State of California, in that said defendants did receive money from a customer, to wit, CAROL
31 LISENBE BUSH, for the purpose of obtaining or paying for services labor, materials and
32 equipment and willfully failed to apply such money for such purpose by willfully failing to
33 complete the improvements and willfully failing to pay for services, labor, materials and
34 equipment provided incident to such construction and did wrongfully divert funds to a use other
35 than for which the funds were received.
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4 **COUNT TEN**

5 On or about and between February 29, 2024, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 ANTHONY LOK, for the purpose of obtaining or paying for services labor, materials and
10 equipment and willfully failed to apply such money for such purpose by willfully failing to
11 complete the improvements and willfully failing to pay for services, labor, materials and
12 equipment provided incident to such construction and did wrongfully divert funds to a use other
13 than for which the funds were received.
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15 **COUNT ELEVEN**

16 On or about and between April 29, 2024, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 JACKIE MADISON, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT TWELVE**

27 On or about and between September 5, 2023, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 KATHLEEN QUINN (ALLISON SIDE), for the purpose of obtaining or paying for services
32 labor, materials and equipment and willfully failed to apply such money for such purpose by
33 willfully failing to complete the improvements and willfully failing to pay for services, labor,
34 materials and equipment provided incident to such construction and did wrongfully divert funds
35 to a use other than for which the funds were received.
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4 **COUNT THIRTEEN**

5 On or about and between November 12, 2023, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 MARIE RODRIGUEZ, for the purpose of obtaining or paying for services labor, materials and
10 equipment and willfully failed to apply such money for such purpose by willfully failing to
11 complete the improvements and willfully failing to pay for services, labor, materials and
12 equipment provided incident to such construction and did wrongfully divert funds to a use other
13 than for which the funds were received.
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15 **COUNT FOURTEEN**

16 On or about and between October 13, 2023, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 WILLIAM WISLER, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT FIFTEEN**

27 On or about and between February 21, 2023, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 MADHUSUDAN BANGALORE, for the purpose of obtaining or paying for services labor,
32 materials and equipment and willfully failed to apply such money for such purpose by willfully
33 failing to complete the improvements and willfully failing to pay for services, labor, materials
34 and equipment provided incident to such construction and did wrongfully divert funds to a use
35 other than for which the funds were received.
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4 **COUNT SIXTEEN**

5 On or about and between June 29, 2023, and August 1, 2024, at and in the County of Sacramento,
6 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
7 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
8 State of California, in that said defendants did receive money from a customer, to wit, JUDITH
9 BEATTY, for the purpose of obtaining or paying for services labor, materials and equipment and
10 willfully failed to apply such money for such purpose by willfully failing to complete the
11 improvements and willfully failing to pay for services, labor, materials and equipment provided
12 incident to such construction and did wrongfully divert funds to a use other than for which the
13 funds were received.
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15 **COUNT SEVENTEEN**

16 On or about and between October 23, 2023, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 KERRY BUCHAN, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT EIGHTEEN**

27 On or about and between December 29, 2023, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 SHULAN DENG, for the purpose of obtaining or paying for services labor, materials and
32 equipment and willfully failed to apply such money for such purpose by willfully failing to
33 complete the improvements and willfully failing to pay for services, labor, materials and
34 equipment provided incident to such construction and did wrongfully divert funds to a use other
35 than for which the funds were received.
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4 **COUNT NINETEEN**

5 On or about and between January 6, 2023, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 VALERIE JAIMES, for the purpose of obtaining or paying for services labor, materials and
10 equipment and willfully failed to apply such money for such purpose by willfully failing to
11 complete the improvements and willfully failing to pay for services, labor, materials and
12 equipment provided incident to such construction and did wrongfully divert funds to a use other
13 than for which the funds were received.
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15 **COUNT TWENTY**

16 On or about and between July 24, 2023, and August 1, 2024, at and in the County of Sacramento,
17 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
18 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
19 State of California, in that said defendants did receive money from a customer, to wit, TRACY
20 KENNEDY, for the purpose of obtaining or paying for services labor, materials and equipment
21 and willfully failed to apply such money for such purpose by willfully failing to complete the
22 improvements and willfully failing to pay for services, labor, materials and equipment provided
23 incident to such construction and did wrongfully divert funds to a use other than for which the
24 funds were received.
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26 **COUNT TWENTY-ONE**

27 On or about and between April 10, 2023, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 ALAN MILLER, for the purpose of obtaining or paying for services labor, materials and
32 equipment and willfully failed to apply such money for such purpose by willfully failing to
33 complete the improvements and willfully failing to pay for services, labor, materials and
34 equipment provided incident to such construction and did wrongfully divert funds to a use other
35 than for which the funds were received.
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4 **COUNT TWENTY-TWO**

5 On or about and between September 5, 2023, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 JULIE MOLINA, for the purpose of obtaining or paying for services labor, materials and
10 equipment and willfully failed to apply such money for such purpose by willfully failing to
11 complete the improvements and willfully failing to pay for services, labor, materials and
12 equipment provided incident to such construction and did wrongfully divert funds to a use other
13 than for which the funds were received.
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15 **COUNT TWENTY-THREE**

16 On or about and between September 25, 2023, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 MOLLY AND JEREMY NEAL, for the purpose of obtaining or paying for services labor,
21 materials and equipment and willfully failed to apply such money for such purpose by willfully
22 failing to complete the improvements and willfully failing to pay for services, labor, materials
23 and equipment provided incident to such construction and did wrongfully divert funds to a use
24 other than for which the funds were received.
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26 **COUNT TWENTY-FOUR**

27 On or about and between March 31, 2023, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 MARIA NICOMEDES, for the purpose of obtaining or paying for services labor, materials and
32 equipment and willfully failed to apply such money for such purpose by willfully failing to
33 complete the improvements and willfully failing to pay for services, labor, materials and
34 equipment provided incident to such construction and did wrongfully divert funds to a use other
35 than for which the funds were received.
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4 **COUNT TWENTY-FIVE**

5 On or about and between July 24, 2023, and August 1, 2024, at and in the County of Sacramento,
6 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
7 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
8 State of California, in that said defendants did receive money from a customer, to wit, SEAN
9 ROBINSON, for the purpose of obtaining or paying for services labor, materials and equipment
10 and willfully failed to apply such money for such purpose by willfully failing to complete the
11 improvements and willfully failing to pay for services, labor, materials and equipment provided
12 incident to such construction and did wrongfully divert funds to a use other than for which the
13 funds were received.
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15 **COUNT TWENTY-SIX**

16 On or about and between December 9, 2023, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 NOEL ROHLAND, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT TWENTY-SEVEN**

27 On or about and between December 29, 2023, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 LUCIA RONQUILLO, for the purpose of obtaining or paying for services labor, materials and
32 equipment and willfully failed to apply such money for such purpose by willfully failing to
33 complete the improvements and willfully failing to pay for services, labor, materials and
34 equipment provided incident to such construction and did wrongfully divert funds to a use other
35 than for which the funds were received.
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4 **COUNT TWENTY-EIGHT**

5 On or about and between October 12, 2023, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 BETTY AND ROGER SHA, for the purpose of obtaining or paying for services labor, materials
10 and equipment and willfully failed to apply such money for such purpose by willfully failing to
11 complete the improvements and willfully failing to pay for services, labor, materials and
12 equipment provided incident to such construction and did wrongfully divert funds to a use other
13 than for which the funds were received.
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15 **COUNT TWENTY-NINE**

16 On or about and between April 16, 2024, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
19 of the State of California, in that said defendants did receive money from a customer, to wit,
20 JULIE UHOUSE, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT THIRTY**

27 On or about and between October 13, 2022, and August 1, 2024, at and in the County of
28 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
29 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
30 of the State of California, in that said defendants did receive money from a customer, to wit,
31 DUYDAT VU, for the purpose of obtaining or paying for services labor, materials and equipment
32 and willfully failed to apply such money for such purpose by willfully failing to complete the
33 improvements and willfully failing to pay for services, labor, materials and equipment provided
34 incident to such construction and did wrongfully divert funds to a use other than for which the
35 funds were received.
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4 **COUNT THIRTY-ONE**

5 On or about and between December 27, 2022, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit,
9 DOUGLAS WASHBURN, for the purpose of obtaining or paying for services labor, materials
10 and equipment and willfully failed to apply such money for such purpose by willfully failing to
11 complete the improvements and willfully failing to pay for services, labor, materials and
12 equipment provided incident to such construction and did wrongfully divert funds to a use other
13 than for which the funds were received.
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15 **COUNT THIRTY-TWO**

16 On or about and between May 26, 2023, and August 1, 2024, at and in the County of Sacramento,
17 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
18 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
19 State of California, in that said defendants did receive money from a customer, to wit,
20 CAROLYN WONG, for the purpose of obtaining or paying for services labor, materials and
21 equipment and willfully failed to apply such money for such purpose by willfully failing to
22 complete the improvements and willfully failing to pay for services, labor, materials and
23 equipment provided incident to such construction and did wrongfully divert funds to a use other
24 than for which the funds were received.
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26 **COUNT THIRTY-THREE**

27 On or about and between June 29, 2023, and August 1, 2024, at and in the County of Sacramento,
28 State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT
29 PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code of the
30 State of California, in that said defendants did receive money from a customer, to wit,
31 MICHAEL YOELL, for the purpose of obtaining or paying for services labor, materials and
32 equipment and willfully failed to apply such money for such purpose by willfully failing to
33 complete the improvements and willfully failing to pay for services, labor, materials and
34 equipment provided incident to such construction and did wrongfully divert funds to a use other
35 than for which the funds were received.
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4 **COUNT THIRTY-FOUR**

5 On or about and between February 27, 2024, and August 1, 2024, at and in the County of
6 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
7 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 484b of the Penal Code
8 of the State of California, in that said defendants did receive money from a customer, to wit, ALI
9 ZERESHKI, for the purpose of obtaining or paying for services labor, materials and equipment
10 and willfully failed to apply such money for such purpose by willfully failing to complete the
11 improvements and willfully failing to pay for services, labor, materials and equipment provided
12 incident to such construction and did wrongfully divert funds to a use other than for which the
13 funds were received.
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15 **COUNT THIRTY-FIVE**

16 On or about and between January 1, 2024, and August 1, 2024, at and in the County of
17 Sacramento, State of California, the defendants, AUSTIN JAMES PAULHUS and COLTON
18 SCOTT PAULHUS, did commit a felony, namely: a violation of Section 487m(a) of the Penal
19 Code of the State of California, in that said defendants, did intentionally deprive any one
20 employee of wages, gratuities, benefits or other compensation in an amount greater than nine
21 hundred fifty dollars (\$950) or from two or more employees in an amount of two thousand three
22 hundred fifty (\$2350) or more in the aggregate in any consecutive 12-month period.
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24 It is further alleged, as to all Counts, that the above violations were not discovered until August 1,
25 2024, by the alleged victims when the defendants closed their business ANCHORED TINY
26 HOMES without prior notice, and that no victims of said violations and no law enforcement
27 agency chargeable with the investigation and prosecution of said violations had actual and
28 constructive knowledge of the company's finances improper billing practices and expenditures
29 made by defendants; therefore, no complaints could or were made to authorities, within the
30 meaning of Penal Code Section 803(c).
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32 That attached hereto and by this reference incorporated herein is a declaration setting forth facts
33 in support of probable cause for the issuance of a warrant of arrest herein.
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4 I declare upon information and belief and under penalty of perjury that the foregoing is true and
5 correct.
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7 Executed at Sacramento County, California, the 13th day of July, 2026.
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12 _____
13 DOUG WHALEY
14 SACRAMENTO COUNTY DISTRICT ATTORNEY
15 (916) 874-6218
16 Telephone Number

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HOLDING ORDER

_____ It appearing to me that the offense(s) in the within complaint has/have been committed,
and that there is sufficient cause to believe that the defendant, AUSTIN JAMES
PAULHUS, is guilty thereof,

_____ The defendant, AUSTIN JAMES PAULHUS, having waived preliminary hearing to the
offense(s) set forth in this complaint,

Exceptions/Additions/Conditions: _____

I order that the defendant be held to answer to same. In my capacity as Judge of the Superior
Court, I deem the within complaint to be an Information and order it filed in the Superior Court.

Date: _____ Dept: _____
Judge of the Superior Court Sitting as Magistrate

HOLDING ORDER

_____ It appearing to me that the offense(s) in the within complaint has/have been committed,
and that there is sufficient cause to believe that the defendant, COLTON SCOTT
PAULHUS, is guilty thereof,

_____ The defendant, COLTON SCOTT PAULHUS, having waived preliminary hearing to the
offense(s) set forth in this complaint,

Exceptions/Additions/Conditions: _____

I order that the defendant be held to answer to same. In my capacity as Judge of the Superior
Court, I deem the within complaint to be an Information and order it filed in the Superior Court.

Date: _____ Dept: _____
Judge of the Superior Court Sitting as Magistrate

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3 **DECLARATION IN SUPPORT OF ARREST WARRANT**

4 (Made under 2015.5 CCP)

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6 The undersigned hereby declares:

7 That your declarant is currently employed as a Deputy District Attorney for the County of
8 Sacramento, State of California.

9 That pursuant to said employment, your declarant has been assigned to investigate
10 allegations that the defendants, AUSTIN JAMES PAULHUS and COLTON SCOTT PAULHUS,
11 did commit the crime(s) as set forth in the attached complaint.

12 That pursuant to said assignment, your declarant has contacted person(s) having
13 knowledge of said offense(s) and who has/have prepared written reports and/or statements,
14 and/or has received and read written reports and/or statements prepared by others known by your
15 declarant to be law enforcement officers, all of which reports and/or statements are included in a
16 report consisting of 41 page(s), which is attached hereto as Exhibit I and incorporated by
17 references as though fully set forth.

18 That each of these documents is presently an official record of a law enforcement agency.

19 WHEREFORE, your declarant prays that a warrant issue for the arrest of the
20 hereinabove-named defendants and that said defendants be dealt with according to law.

21 I declare under penalty of perjury that the foregoing is true and correct.

22 Executed on the 20th day of July, 2026, Sacramento, California.
23
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25

26 

27
28
29 _____
30 DOUG WHALEY

31 Declarant

32 901 G Street,

33 Sacramento, California 95814

34 Sacramento County District Attorney
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