

Office of the Kane County State's Attorney



JOSEPH H. McMAHON

State's Attorney

Kane County Judicial Center
37W777 Route 38 Suite 300
St. Charles, Illinois 60175

General Offices: (630) 232-3500
Contact:
Christopher Nelson (630) 232-3500

ELGIN MAN CHARGED FOR ALLEGED SEXUAL OFFENSES AT PUBLIC SWIMMING POOL OFFENDER BANNED FROM PUBLIC PARKS AFTER PRIOR CONVICTION

July 3, 2018

An Elgin man who is banned from being in public parks faces multiple criminal charges for engaging in unlawful sexual behavior at an Elgin public swimming pool.

Kane County prosecutors have charged 27-year-old **Jose T. Barboza-Lopez** with the offenses of:

- Aggravated criminal sexual abuse, Class 2 felony
- Child sex offender in a public park, Class 4 felony
- Four counts, public indecency, Class A misdemeanor
- Two counts, battery, Class A misdemeanor

Kane County State's Attorney Joe McMahon alleges in charging documents that on July 2, 2018, Barboza-Lopez exposed his genitalia to multiple victims and touched a victim with his exposed genitalia.

Barboza-Lopez was prohibited by law from being in the pool park with persons younger than 18 because of a 2016 sexual offense conviction in Cook County that banned him from locations where minors are likely to be present, such as public parks. Further, he is on probation for a 2016 burglary offense in Kane County.

The incident occurred at Wing Park Pool in Elgin. The five victims are younger than 18, and one victim is younger than 13. Elgin police were called to the pool around 5:45 p.m.

Barboza-Lopez appeared today in Kane County bond court. Kane County Associate Judge Divya Sarang set Barboza-Lopez's bail at \$500,000 with 10 percent (\$50,000) to apply for bond. Judge Sarang set Barboza-Lopez's next court appearance for 9 a.m. July 18, 2018, in front of Associate Judge David R. Kliment in Courtroom 217 at the Kane County Judicial Center.

If he posts bond, Barboza-Lopez is prohibited from having any contact with anyone younger than 18.

If convicted of the most serious offense, Barboza-Lopez faces a sentence of between 3 and 7 years' imprisonment in the Illinois Department of Corrections, or probation, and he would have to register for life as a sexual offender in accordance with the Illinois Sexual Offender Registration Act.

The charges against Barboza-Lopez are not proof of guilt. Barboza-Lopez is presumed innocent and is entitled to a fair trial in which it is the state's burden to prove guilt beyond a reasonable doubt.

Jose T. Barboza-Lopez: Age 27 (d.o.b. 6-10-1991), of the 1000 block of Wing Street, Elgin