

1 ROCKARD J. DELGADILLO, CITY ATTORNEY (Bar No. 125465x)
Bruce Riordan, Senior Assistant, Gang Division
2 Peter Shutan, Assistant Supervisor, Gang Division
Anne Tremblay, Assistant Supervisor, Gang Division
3 Kurt Knecht, Deputy City Attorney (Bar No. 175133)
200 North Main Street, 8th Floor,
4 Los Angeles, CA 90012
(213) 978-4090; FAX (213) 978-8717

FILED
LOS ANGELES SUPERIOR COURT

JAN 23 2009

5 Attorneys for Plaintiff,
6 People of the State of California

JOHN A. CLARKE, CLERK
Elvia J. Espinoza
BY ELVIA ESPINOZA, DEPUTY

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

11 PEOPLE OF THE STATE OF CALIFORNIA,
12 Plaintiff,

Case No. BC397522

13 vs.

~~PROPOSED~~
AMENDED
JUDGMENT GRANTING PERMANENT
INJUNCTION

14 ALL FOR CRIME, BARRIO MOJADOS,
15 BLOOD STONE VILLAINS, FLORENCIA,
ORIENTAL BOYZ, and PUEBLO BISHOPS,
street gangs sued as unincorporated associations,

Assigned for all purposes to the
Honorable John A. Kronstadt

16 Defendants.

DATE:
TIME: 8:31 a.m.
PLACE: Dept. 30
111 North Hill Street
Los Angeles, CA 90012

CASE FILED: September 5, 2008

21 Plaintiff, the People of the State of California, *ex rel.* Rockard J. Delgadillo as the City Attorney
22 for the City of Los Angeles, filed a complaint on September 5, 2008 seeking to abate a public nuisance
23 in the Florence-Pueblo Del Rio "Safety Zone" (as depicted in the map included as page 9 and
24 incorporated herein) caused by the unincorporated, criminal street gangs All For Crime, Barrio Mojados,
25 Blood Stone Villains, Florencia, Oriental Boyz, Pueblo Bishops, and their members through the use of
26 what is commonly known as a "gang injunction." The "Safety Zone" is located in the City of Los
27 Angeles within a boundary that begins at the intersection of San Pedro Street and Washington
28

1 Boulevard, continues east along Washington Boulevard until Alameda Street, continues south along
2 Alameda Street until Slauson Avenue, continues west along Slauson Avenue until Central Avenue,
3 continues south along Central Avenue until Manchester Avenue, continues west along Manchester
4 Avenue until Van Ness Avenue, continues north along Van Ness Avenue until Vernon Avenue,
5 continues east along Vernon Avenue until San Pedro Street, at which point it continues north along San
6 Pedro Street until it reaches the intersection of San Pedro Street and Washington Boulevard, and
7 including both sides of the boundary streets, but not including the roadbed of the Harbor (I-110)
8 Freeway.
9

10 After due consideration of all documents filed by the People in this action, including all
11 declarations, plaintiff's memorandum of points and authorities including *People v. ex rel. Gallo v.*
12 *Acuna* (1997), 14 Cal.4th 1090, *cert. denied* (1997), 521 U.S. 1121; *People v. Colonia Chiques* (2007)
13 156 Cal.App.4th 31; *People v. Englebrecht* (2001) 88 Cal.App.4th 1236; *In re Englebrecht* (1998), 67
14 Cal.App. 4th 486, and other evidence submitted, and having heard arguments of counsel, this Court
15 makes the following findings, by clear and convincing evidence:
16

- 17 1. Service on defendants All For Crime, Barrio Mojados, Blood Stone Villains,
18 Florencia, Oriental Boyz, and Pueblo Bishops is proper;
- 19 2. Defendants All For Crime, Barrio Mojados, Blood Stone Villains, Florencia,
20 Oriental Boyz, and Pueblo Bishops are each an unincorporated association as
21 defined in Code of Civil Procedure section 369.5;
- 22 3. Defendants All For Crime, Barrio Mojados, Blood Stone Villains, Florencia,
23 Oriental Boyz, and Pueblo Bishops are each a "criminal street gang" as defined in
24 Penal Code section 186.22, subdivision (f) (Street Terrorism and Prevention Act);
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1 4. Defendants All For Crime, Barrio Mojados, Blood Stone Villains, Florencia,
2 Oriental Boyz, and Pueblo Bishops are each a “gang” as defined for the purposes
3 of a gang abatement injunction in *Englebrecht, supra*, 88 Cal.App.4th at 1258;

4 5. A public nuisance, which a gang injunction may properly abate, exists in the
5 Safety Zone; and

6 6. The conduct and activities of Defendants All For Crime, Barrio Mojados, Blood
7 Stone Villains, Florencia, Oriental Boyz, and Pueblo Bishops, acting through their
8 members individually and collectively have caused and continue to cause the
9 public nuisance that exists in the Safety Zone; and
10

11 **GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED that:**

12 1. That defendants **All For Crime, Barrio Mojados, Blood Stone Villains, Florencia,**
13 **Oriental Boyz, Pueblo Bishops, and all members of any defendant** are enjoined and restrained from
14 engaging in or performing, directly or indirectly, any of the following activities in the Safety Zone:

15 a. **Do Not Associate:** Standing, sitting, walking, driving, gathering or appearing,
16 anywhere in public view or anyplace accessible to the public, with any known member of **All For**
17 **Crime, Barrio Mojados, Blood Stone Villains, Florencia, Oriental Boyz, or Pueblo Bishops.** This
18 prohibition for association shall not apply to the following situations: (1) when all individuals are inside
19 a school attending class or on school business, (2) when all individuals are inside a church, and (3) when
20 all individuals are in a classroom attending a licensed gang or drug intervention program; provided
21 however that this prohibition against associating shall apply to all claims of travel to or from any of
22 those locations listed in (1) through (3) above;

23 b. **No Intimidation:** Confronting, intimidating, annoying, harassing, threatening,
24 challenging, provoking, assaulting or battering any person known to be a witness, victim, or complainant
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1 to any activity of All For Crime, Barrio Mojados, Blood Stone Villains, Florencia, Oriental Boyz, or
2 Pueblo Bishops;

3 c. **No Firearms, Imitation Firearms, Dangerous Weapons, or Toy Firearms:**

4 Anywhere in public view, in a public place, in any place accessible to the public or in a vehicle in any
5 public place (1) possessing any firearm, imitation firearm, ammunition, dangerous weapon or toy
6 firearm, (2) knowingly remaining in the presence of anyone who is in possession of such firearm,
7 imitation firearm, ammunition, toy firearm, or dangerous weapon as defined in Penal Code section
8 12020, (3) knowingly remaining in the presence of such firearm, imitation firearm, ammunition, toy
9 firearm, or dangerous weapon;
10

11 d. **Stay Away From Drugs:** Without a prescription, (1) selling, possessing, or
12 using any controlled substance or related paraphernalia, including but not limited to rolling papers and
13 pipes used for illegal drug use, (2) knowingly remaining in the presence of anyone selling, possessing,
14 or using any controlled substance or such related paraphernalia, or (3) knowingly remaining in the
15 presence of any controlled substance or such related paraphernalia;
16

17 e. **Stay Away From Alcohol:** In public view, in a public place or in any place
18 accessible to the public (1) Drinking or possessing an open container of an alcoholic beverage, (2)
19 knowingly remaining in the presence of anyone possessing an open container of an alcoholic beverage,
20 or (3) knowingly remaining in the presence of an open container of an alcoholic beverage;
21

22 f. **No Trespassing:** Being present on or in any property not open to the general
23 public, except (1) with the prior written consent of the owner, owner's agent, or the person in lawful
24 possession of the property, or (2) in the presence of and with the voluntary consent of the owner,
25 owner's agent, or the person in lawful possession of the property. For purposes of this provision, the
26 prior written consent must be carried on the enjoined person at the time he or she is visiting the property
27 not open to the general public and must be presented when requested by any peace officer;
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1 g. **No Trespassing in the Pueblo del Rio Housing Development Area:** Being
2 present on or in the Pueblo Del Rio Housing Development (the "Development") and Adjacent Property,
3 except (1) with the prior voluntary written consent of a person who is listed on a lease for the
4 Development, which written consent shall be presented to any peace officer or Housing Authority
5 official upon request, (2) in the presence of and with the voluntary consent of a person who is listed on a
6 lease for the Development, or (3) for purposes related to attending or having an immediate family
7 member attend a school within the Pueblo Del Rio Housing Development area. For purposes of this
8 provision, the Development includes all residential units and all common areas to which tenants are
9 authorized to have access in connection with their tenancies, including lawns, sidewalks, walkways,
10 driveways, and parking lots. For purposes of this provision Adjacent Property includes all Los Angeles
11 Parks and Recreation buildings, areas and playgrounds within or immediately adjacent to the
12 Development, sidewalks and streets (to the center line of such streets) which are immediately adjacent to
13 the Development, and entire streets where such streets are bordered on both sides by the Development.
14 To be valid, written consent must identify the authorizing party and unit number and be specific as to the
15 date and time for each entry into the Development. Such written consent shall be valid only in the
16 following areas: the authorizing party's unit, access to parking for the unit, and a direct route to and
17 from the building where the unit is located. When the authorizing party is a parent, sibling, child,
18 spouse, or a parent of a child of the person authorized, all of the above restrictions apply with the
19 exception that the written consent need not be specific as to the date and time for each entry into the
20 Development;
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24 h. **Obey Curfew:** Being in a public place or in any place accessible to the public,
25 between the hours of 10:00 p.m. on any day and 5:00 a.m. of the following day unless (1) going to or
26 from a gang intervention program, job, school, or non-gang related entertainment activity, (2) actively
27
28

1 engaged in some legal business, trade, profession, occupation, or political activity which requires such
2 presence, or (3) responding properly to an emergency situation that requires immediate attention;

3 i. **No Graffiti or Vandalism Tools:** Damaging, defacing, or marking any public
4 property or private property of another, or possessing any aerosol spray paint container or felt tip
5 marker;

6
7 j. **Gang-Free School Zones :** Stay away from any school in the Safety Zone in
8 which you, your family member, or minor whom you have legal custody are not enrolled or in the
9 process of enrolling; and

10 k. **Obey All Laws:** Failing to obey all laws (1) which prohibit violence and
11 threaten violence including murder, rape, robbery by force or fear, assault and battery, (2) which
12 prohibit interference with the property rights of others including trespass, theft, driving or taking a
13 vehicle without the owner's consent, and vandalism, or (3) which prohibit the commission of acts which
14 create a nuisance including the illegal sale of controlled substances, gambling on the street, and blocking
15 the sidewalk;

16
17 2. That this injunction includes an **Opt-Out Provision**, by which any member of All For
18 Crime, Barrio Mojados, Blood Stone Villains, Florencia, Oriental Boys, Pueblo Bishops or any person
19 who has been served with this injunction (hereinafter "Served Person") may move this Court under this
20 Opt-Out Provision for an order to be dismissed from this action. Plaintiff agrees not to object to Served
21 Person's motion to dismiss him or her from this judgment, so long as such dismissal is to be without
22 prejudice and shall not operate as a retraxit in any other action, with each side bearing its own costs and
23 fees, and Served Person's motion satisfies each of the following requirements:

24
25 a. **Proper Notice:** A motion under this Opt-Out Provision shall be made on proper
26 notice, properly served on Plaintiff's counsel, and shall not be made on shortened time;

1 b. **Not a Gang Member:** Served Person must truthfully declare, under penalty of
2 perjury, that he/she is not a gang member. Such declaration under penalty of perjury is an essential part
3 of this provision;

4 c. **Proof Required:** Served person must truthfully declare under penalty of perjury
5 that, for the continuous period of three (3) years preceding the request of the Opt-Out, not including any
6 time spent incarcerated, any time on supervised release (parole or probation), or any time spent outside
7 the country after having been deported, all of the following are and have been true:

- 9 i. Served Person has not claimed membership in any gang;
- 10 ii. Served Person has not associated with any gang members, other
11 than immediate family members;
- 12 iii. Served Person has not obtained any new gang-related tattoos;
- 13 iv. Served Person has not been arrested for, committed or assisted in
14 the commission of any felony or gang-related misdemeanor crime.
- 15 v. Served Person has been (1) been gainfully employed and/or (2)
16 attended an educational institution and made consistent progress
17 toward an educational goal that qualifies him/her for a job, career,
18 or a higher level of education. Applicant must provide sufficient
19 documentation showing his employment or educational
20 attendance.

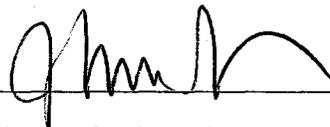
21
22
23 d. **No Effect in Other Proceedings:** Plaintiff shall not be bound by the criteria of
24 this Opt-Out Provision in any action, civil or criminal, other than a motion brought under this Provision
25 in this action;

26 e. **Judgment Not Admissible:** This Opt-Out Provision and any orders from it shall
27 not be admissible in any civil or criminal action, and cannot be used for or against an applicant for any
28

1 purpose whatsoever, other than in a civil or criminal contempt proceeding brought for violation of this
2 judgment; and

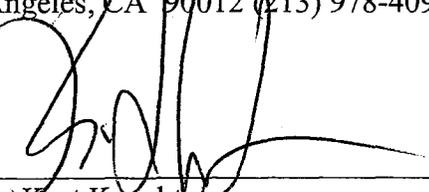
3 f. **Dismissed Served Person Committing New Violation:** If subsequent to
4 successfully obtaining an order of dismissal under this Opt-Out provision, Served Person violates any of
5 subsections (i) through (iv) of (2)(c) above (by claiming membership in a gang, associating with known
6 gang members other than immediate family, obtaining any gang-related tattoos, possessing any gang
7 paraphernalia, or being arrested for, committing, or assisting in the commission of any felony or
8 misdemeanor crime), then the Served Person may be re-served with the injunction and will be required
9 to comply with the terms and conditions of this judgment.
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11
12
13 DATED: 1/23/09

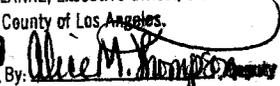
14 
15 Judge of the Superior Court
16 **JOHN A. KRONSTADT**

17 Submitted on January 15, 2009

18 ROCKARD J. DELGADILLO, CITY ATTORNEY
19 Bruce Riordan, Senior Assistant, Gang Division
20 Peter Shutan, Assistant Supervisor, Gang Division
21 Anne Tremblay, Assistant Supervisor, Gang Division
22 Kurt Knecht, Deputy City Attorney
23 200 North Main Street, 8th Floor
24 Los Angeles, CA 90012 (213) 978-4090

25 By: 
26 Kurt Knecht
27 Deputy City Attorney, Gang Division
28 Attorney for Plaintiff,



I certify that this is a true and correct copy of the
original Am. Judgment file in this office consisting
of 9 pages. JOHN A. CLARKE, Executive Officer/Clerk of the
Superior Court of California, County of Los Angeles.
Date: MAR 02 2009 By: 
ALICE M. THOMPSON

