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FILED
LOS ANGELES SUPERIOR COURT

FEB 18 2007

JOHN J. SMYTHE, CLERK

BY S. SMYTHE, DEPUTY

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES (CENTRAL DISTRICT)**

**PEOPLE OF THE STATE OF CALIFORNIA,
ex rel. Rockard J. Delgadillo as the
City Attorney for the City of Los Angeles,**

Plaintiff,

vs.

**HIGHLAND PARK aka Highland Parque aka
HLP,
An unincorporated association;
DOES 1 through 500, inclusive,**

Defendants.

Case No. BC359944

~~PROPOSED~~
**JUDGMENT GRANTING PERMANENT
INJUNCTION BY COURT AFTER
DEFAULT**

Assigned for all purposes to the
Honorable Mary Thornton House

DATE: No hearing required

TIME: N/A

PLACE: Dept. 17

111 North Hill Street

Los Angeles, CA 90012

TRIAL DATE: Not Set

CASE FILED: October 6, 2006

Plaintiff, the People of the State of California, *ex rel.* Rockard J. Delgadillo as the City Attorney for the City of Los Angeles, filed a complaint on October 6, 2006, seeking to abate a public nuisance through the use of what is commonly known as a "gang injunction," against defendant Highland Park aka Highland Parque aka HLP ("Highland Park"), an unincorporated association alleged to be a criminal street gang, in a "Safety Zone" (as depicted in the map included as page 6 and incorporated

1 herein) within the City of Los Angeles which is defined by the area bounded by the route starting at the
2 intersection of Eagle Rock Boulevard and Colorado Boulevard, continuing east along Colorado
3 Boulevard to La Loma Road, to the Los Angeles city limits at Sycamore Glen, continuing in a
4 predominately southeasterly direction along the Los Angeles city limit line until it meets the 110
5 Freeway, then south along the 110 Freeway to East Avenue 40, north on Avenue 40 to Figueroa Street,
6 north on Figueroa Street to Avenue 50, north on Avenue 50 to York Boulevard, west on York
7 Boulevard to Eagle Rock Boulevard, north on Eagle Rock Boulevard to the starting point at Colorado
8 Boulevard, and extending 100 yards to the outside of each of those boundary streets; plaintiff
9 subsequently voluntarily dismissed without prejudice all fictitious "Doe" defendants; default was duly
10 entered against defendant Highland Park; after due consideration of all the papers filed in this action,
11 including the declarations, requests for judicial notice, and other evidence submitted, plaintiff's
12 memorandum of points and authorities including *People ex rel. Gallo v. Acuna*, 14 Cal.4th 1090, *cert.*
13 *denied*, 521 U.S. 1121 (1997); *People v. Englebrecht*, 88 Cal.App.4th 1236 (2001); *In re Englebrecht*,
14 67 Cal.App.4th 486 (1998), and other arguments of counsel, this Court finds by clear and convincing
15 evidence that service is proper under the circumstances, and that (1) Highland Park is also known as
16 Highland Parque and HLP; (2) Highland Park is a criminal street gang as defined in Penal Code section
17 186.22 (Street Terrorism Prevention and Enforcement ("STEP") Act) and is a gang as defined for the
18 purpose of a gang abatement injunction in *People v. Englebrecht*, 88 Cal.App.4th 1236, 1258 (2001);
19 (3) Highland Park includes cliques known as Back Street Kings, Dukes, Fuck the Cops Krew, Los
20 Crazy Mexicans and York Boulevard Locos; and (4) the conduct and activities of Highland Park and its
21 members constitute a public nuisance in the Safety Zone; and

22 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that:

- 23 1. Defendant Highland Park, its members, agents, servants, employees, and all persons
24 acting under, in concert with, for the benefit of, at the direction of, or in association with them or any of
25 them, including but not limited to all members of all its cliques, are enjoined and restrained from
26 engaging in or performing directly or indirectly, any of the following activities in the Safety Zone:
- 27 a. **Do Not Associate:** Driving, standing, sitting, walking, gathering or
28 appearing, anywhere in public view or anyplace accessible to the public, with any known Highland

1 Park gang member(s), but not including: (1) when all individuals are inside a school attending class or
2 on school business, (2) when all individuals are inside a church, and (3) when all individuals are inside
3 a vehicle in transit on the 110 Freeway; provided, however, that this prohibition against associating
4 shall apply to all claims of travel to or from any of those locations;

5 b. **No Intimidation:** Confronting, annoying, harassing, threatening,
6 challenging, provoking, assaulting or battering any person, or displaying any logo, hand sign or tattoo
7 known to represent the Highland Park gang in any public place or place exposed to public view, when
8 any of these acts are done for the purpose of intimidating anyone;

9 c. **Stay Away from Schools:** Entering or remaining upon any school ground,
10 or adjacent street, sidewalk or public way, except (1) during school hours or during a scheduled school
11 event while a student enrolled at that school, (2) while picking up or dropping off a dependent minor
12 student who is enrolled in that school, (3) while attending a scheduled school event in which a
13 dependent minor student is participating, or (4) with the prior written permission for entry from the
14 chief administrative officer of that school;

15 d. **No Guns or Dangerous Weapons:** Anywhere in public view or anyplace
16 accessible to the public, (1) possessing any gun, ammunition, or weapon defined in Penal Code section
17 12020, (2) knowingly remaining in the presence of anyone who is in possession of such gun,
18 ammunition or weapon, or (3) knowingly remaining in the presence of such gun, ammunition or
19 weapon;

20 e. **Stay Away from Drugs:** Without a valid prescription, (1) selling, possessing
21 or using any controlled substance or related paraphernalia, including but not limited to rolling papers
22 and pipes used for illegal drug use, (2) knowingly remaining in the presence of anyone selling,
23 possessing or using any controlled substance or such related paraphernalia, or (3) knowingly remaining
24 in the presence of any controlled substance or such related paraphernalia;

25 f. **No Open Containers of Alcohol:** Anywhere in public view or anyplace
26 accessible to the public, except on properly licensed premises, (1) possessing an open container of an
27 alcoholic beverage, (2) knowingly remaining in the presence of anyone possessing an open container of
28

1 an alcoholic beverage, or (3) knowingly remaining in the presence of an open container of an alcoholic
2 beverage;

3 g. **No Trespassing:** Being present on or in any property not open to the general
4 public, except (1) while in possession of prior voluntary written consent of the owner, owner's agent or
5 other person in lawful possession of the property, which shall be presented to any peace officer upon
6 request, or (2) in the presence of and with the voluntary consent of the owner, owner's agent or other
7 person in lawful possession of the property;

8 h. **Obey Curfew:** Being outside between the hours of 10:00 p.m. on any day
9 and sunrise of the following day, unless (1) attending or going to or returning directly home from a
10 public, non-gang related meeting or entertainment activity, such as a movie, play, sporting event, dance
11 or school activity, (2) actively engaged in some legitimate business, trade, profession or occupation that
12 requires such presence, or (3) involved in an emergency situation that requires immediate action to
13 prevent serious bodily injury or loss of life;

14 i. **No Graffiti or Graffiti Tools:** Damaging, defacing, or marking any public
15 property or private property of another, or possessing any graffiti tools, including but not limited to
16 spray paint containers, etching cream, masonry or glass drill bits, glass cutters, grinding stones, awls,
17 chisels, carbide scribes, "slap tags" and felt tip markers;

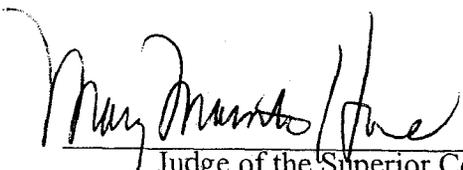
18 j. **No Burglary Tools:** Possessing any instrument or tool commonly used to
19 break into buildings and/or vehicles, including but not limited to screwdrivers, master keys, shaved
20 keys, and ceramic and porcelain spark plug chips or pieces;

21 k. **No Reckless Driving:** Driving a vehicle in willful or wanton disregard for
22 the safety of persons or property, including but not limited to while evading a police officer in violation
23 of Vehicle Code section 2800.1 through 2800.3; and

24 l. **Obey All Laws:** Failing to obey all laws (1) that prohibit violence and
25 threatened violence including murder, rape, robbery by force or fear, assault and battery, (2) that
26 prohibit interference with the property rights of others including trespass, theft, driving or taking a
27 vehicle without the owner's consent and vandalism, or (3) that prohibit the commission of acts that
28 create a nuisance including the illegal sale of controlled substances and blocking the sidewalk;

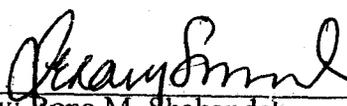
1 2. **No costs:** Plaintiff waived costs. Each party shall bear its own costs in this action.

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4 DATED: 2-16-07

5 
6 Judge of the Superior Court

7 Submitted on December 22, 2006

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16 Attorneys for Plaintiff,
17 People of the State of California
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