

**FILED**  
LOS ANGELES SUPERIOR COURT

JUN 11 2008

JOHN A. CLARKE, CLERK  
*By Signature*  
BY N. DIGIAMBATTISTA, DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL DISTRICT

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PEOPLE OF THE STATE OF CALIFORNIA,  
*Plaintiff,*  
  
vs.  
  
East Side Pain (ESP), aka Ghost Town Bloods,  
an unincorporated association; and DOES 1  
through 100 inclusive,  
*Defendants.*

Case No.: BC 399741  
~~PROPOSED~~  
  
**JUDGMENT  
GRANTING PERMANENT  
INJUNCTION**  
  
Assigned to: Hon. A. Jones  
Case filed: October 10, 2008

Plaintiff, the People of the State of California, applied for injunctive relief seeking to abate a public nuisance caused by Defendant East Side Pain gang and its members and associates, in the "Ghost Town Safety Zone" in the City of Los Angeles (hereinafter "Safety Zone"). This Safety Zone, depicted in map attached as Exhibit 1, is located in the City of Los Angeles and bounded by: Avalon Boulevard on the West, Deloras Drive on the North to Wilmington Avenue on the East, then to Lomita Boulevard on the North, to Drumm Avenue on the East, then to Pacific Coast Highway on the South, and extending 100 yards to the outside of each of those boundary streets.

This public nuisance is caused by Defendant East Side Pain (ESP), its members and associates, including but not limited to:

1 Antoine Abrams (Flame/Torch), Ducainn Allah (Bolo, Bowely), Ed Andrews (Ghost/Ed  
2 Loc), Kelvin Angel (Kev), Kamil Auls (K Dog), Sharetha Bonner (Lady Iceberg), Brandon  
3 Brown (Young Braze), George Brown (Scar), Todd Brown, Freddie Cooper, Sr. Freddie  
4 Cooper, Jr., Roy Dizadare (Cookie), Tyrone Dizadare (Bones), Todd Ellis (Tee/ Webster),  
5 Solee Faifili (Young Lucky), Jordan Ford (J-Byrd), Timothy Fox, Jeremy Gaines, Raymond  
6 Gaines, Kevin Garcia (KDub), Gilbert Gutierrez (Green Eyes), Willie Hagens (Big Will),  
7 Leonard Harbor, Trayvon Harbor (Tray Bone), Willie Harbor, Jr. (Junebug), Malik Helire (Leak  
8 M/Leak), Kerry Holmes (Dump Truck), Henry Hood (Boo), Antonio Horsley, Cornelius Horsley  
9 (Corky), Marcel Johns (Iceberg), Ashley Jordan (Laylay Lazy), Robert Jordan (MRock), Markay  
10 Lewis (O G Black), Andre Luzano (Lucky), Dontay Marshall (Snake/Bear), Dwayne Marshall  
11 (Morat), Richard McMurray, Ivan Neely (Dollah), Ricky Parker (Killa), Isiah Posey (Lil Stretch),  
12 Steven Rembert, Ethan Saleem (No Good, Woody), Derek Session, Gerard Sprewell, Shane  
13 Sprewell (S-Dog), Daryl Sudduth, Leilani Sudduth, Kerry Williams (Baby Eye Ball),

14 *hereinafter* known as “**designated East Side Pain (ESP) gang members,**” (depicted in  
15 photographs attached as Exhibit 2), and all persons acting under, in concert with, for the  
16 benefit of, at the direction of, or in association with them or any of them.

17 After consideration of all documents filed by the People in this action, including all  
18 declarations, memorandum of points and authorities including: *People ex rel Gallo v Acuna*  
19 (1997) 14 Cal. 4<sup>th</sup> 1090, *cert. denied* (1997) 521 U.S. 1121; *People v Colonial Chiques* (2007)  
20 156 Cal App 4<sup>th</sup> 31; *People v Englebrecht* (2001) 88 Cal. App.4<sup>th</sup> 1236; *In re Englebrecht*  
21 (1998) 67 Cal App 4<sup>th</sup> 486, and all other evidence submitted, this Court makes the following  
22 findings by clear and convincing evidence:

23 1. Defendant East Side Pain (ESP) is a “gang” as defined by *People v Englebrecht*  
24 (2001) 88 Cal App 4<sup>th</sup> 1236, at 1258;

25 2. Defendant East Side Pain (ESP) is a “criminal street gang” as defined in Penal  
26 Code section 186.22, subdivision (f), (Street Terrorism and Prevention Act – STEP Act);

27 3. Defendant East Side Pain (ESP) is an unincorporated association as defined in  
28 Code of Civil Procedure section 369.5;

1 4. A public nuisance, which may be abated pursuant to Civil Code sections 3479,  
2 3480, 3491, exists in the Safety Zone;

3 5. The conduct and activities of Defendant East Side Pain (ESP), acting through its  
4 members and all persons acting under, in concert with, for the benefit of, at the direction of, or  
5 in association with them, individually and collectively are responsible for the public nuisance  
6 that exists in the Safety Zone;

7 6. Service on Defendant East Side Pain (ESP) is proper.

8 **GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED THAT:**

9 1. Defendant **East Side Pain**, its members, including but not limited to, all  
10 individuals listed as "designated East Side Pain Gang Members" (Exhibit 2) and all persons  
11 acting under, in concert with, for the benefit of, at the direction of, or in association with them or  
12 any of them, are enjoined and restrained from engaging in or performing, directly or indirectly,  
13 any of the following activities in the "Ghost Town Safety Zone" (hereinafter "Safety Zone"),

14 a. **Do Not Associate:** Standing, sitting, walking, driving, gathering or appearing  
15 anywhere in public view, in a public place or in any place accessible to the public, with any  
16 other known member of Defendant **East Side Pain**, including, but not limited to, all individuals  
17 listed as "designated East Side Pain gang members." This prohibition shall not apply when an  
18 enjoined person is either: (1) inside the premises of a licensed school attending class or  
19 conducting school business; or (2) inside the premises of a cemetery, church or religious  
20 institution for purposes of service or worship; or (3) in an automobile, going directly to,  
21 returning directly from, a legitimate business, trade, profession or occupation requiring the  
22 enjoined persons' presence within the Safety Zone. This prohibition against associating shall  
23 apply to all methods of travel to and from any of the aforementioned permissible locations. For  
24 purposes of this Order, "accessible to the public" means any place to which the general public  
25 or a substantial group of the general public has access, including, but not limited to, driveways,  
26 walkways, common areas of apartment buildings, parking lots, stores and shops;

27 b. **No Intimidation:** Confronting, intimidating, annoying, harassing, threatening,  
28 challenging, provoking, assaulting or battering any person who lives, works, visits or passes

1 through the Safety Zone or any person known to be a witness to any East Side Pain gang  
2 activity, or victim of any East Side Pain gang activity, or any person known to have complained  
3 about any East Side Pain gang activity;

4 c. **No Firearms, Imitation Firearms, Ammunition, Dangerous or Illegal**

5 **Weapons:** In public view, in a public place or any place accessible to the public: (1)  
6 Possessing any firearm, imitation firearm, ammunition, dangerous weapon (defined as any  
7 fixed or folding knife with a blade two inches or longer), or illegal weapon as defined in Penal  
8 Code section 12020, whether or not concealed; (2) knowingly remaining in the presence of  
9 anyone who is in possession of such firearm, imitation firearm, ammunition, dangerous  
10 weapon or illegal weapon; or (3) knowingly remaining in the presence of such firearm, imitation  
11 firearm, ammunition, dangerous weapon or illegal weapon.

12 d. **Stay Away From Drugs:** Without a prescription: (1) Selling, transporting,

13 possessing or using, any controlled substance or marijuana, or drug-related paraphernalia,  
14 including, but not limited to, rolling papers and pipes used for illegal drug use; (2) knowingly  
15 remaining in the presence of anyone selling, transporting, possessing or using, any controlled  
16 substance or marijuana, or such drug-related paraphernalia; or (3) knowingly remaining in the  
17 presence of any controlled substance or marijuana, or such drug-related paraphernalia;

18 e. **No Lookouts:** Acting as a lookout by whistling, yelling, or otherwise signaling, by

19 any means, including but not limited to, hand signals, walkie-talkies, or cellular telephones, to  
20 warn another person engaged in unlawful or nuisance activity of the approach of law  
21 enforcement officers, or soliciting, encouraging, coercing or employing another person to act  
22 as such lookout;

23 f. **No Obstructing Traffic:** Obstructing, impeding or blocking the free passage of

24 any person or vehicle on any street, walkway, sidewalk, driveway, alley, parking lot or any  
25 other area accessible to the public;

26 g. **Stay Away From Alcohol:** In public view, in a public place or in any place

27 accessible to the public: (1) drinking or possessing an open container of an alcoholic  
28 beverage; (2) knowingly remaining in the presence of a anyone possessing an open container

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

3       h.     **No Graffiti or Vandalism Tools:** Damaging, defacing, marking, painting or  
4 otherwise applying graffiti to any public or private property, or possessing any aerosol paint  
5 container, felt tip marker or other marking substance as defined in Penal Code sections 594.1  
6 and 594.2, which can be used to paint, spray paint, etch, mark, draw or otherwise apply graffiti;

7       i.     **No Loitering:** Loitering in public view, in a public place or in any place  
8 accessible to the public, for the purpose of engaging in graffiti, drug-related activity or any  
9 other unlawful or nuisance activity;

10       j.     **No Trespassing:** Being present in or on the property of another person that is  
11 not open to the general public, except (1) with the prior written consent of the owner, owner's  
12 agent or person in lawful possession of the property; or (2) in the presence of and with the  
13 voluntary consent of the owner, owner's agent or person in lawful possession of the property.

14       k.     **Obey curfew near Pocket Park:** Being present in public view, in a public place  
15 or in any place accessible to the public, between the hours of 10:00 p.m. on any day and 5:00  
16 a.m. of the following day, within 100 feet of the Pocket Park at Watson Avenue and O Street,  
17 otherwise known as the single lot at the north east intersection of Watson Avenue and O  
18 Street, also known as the East Wilmington Vest Pocket Park, located at 1303 O Street, unless  
19 at events sponsored by the City, Church, or other organization with prior permission of  
20 municipal authorities, and only during scheduled hours of such permitted events.

21       l.     **Stay Away from Pocket Park at Watson Avenue & O Street:** Being present, at  
22 any time of the day or night, in the Pocket Park, otherwise known as the single lot at the north  
23 east intersection of Watson Avenue & O Streets, also known as the East Wilmington Vest  
24 Pocket Park, located at 1303 O Street, unless at events sponsored by the City, Church, or  
25 other organization with prior permission of municipal authorities and only during scheduled  
26 hours of such permitted events.

27       m.     **Obey All Laws:** Failing to obey all laws, including (1) those that prohibit violence  
28 or threatened violence, including, but not limited to: murder, intimidation, rape, robbery by force

1 or fear, assault or battery, (2) those that prohibit interference with the property rights of others,  
2 including, but not limited to trespass, theft, vandalism, or the driving or taking of a vehicle  
3 without the owner's consent, (3) those that prohibit the commission of acts that create a  
4 nuisance, including but not limited to, the illegal sale of controlled substances, blocking the  
5 sidewalk and street, and violations of the Los Angeles Municipal Code, and any lawful orders  
6 of the Court;

7       2.     **Personal Service Required:** That no person shall be subject to the provisions of  
8 this Order unless that person has been personally served with this Order;

9       3.     That this Order includes an **Opt-Out Provision**, by which any member of  
10 Defendant **East Side Pain** or any person who has been served with this injunction (hereinafter  
11 "Served Person") may move this Court under this Opt-Out Provision for an order to be  
12 dismissed from this action. Plaintiff agrees not to object to Served Person's motion to dismiss  
13 him or her from this Order, so long as such dismissal is to be without prejudice and shall not  
14 operate as a retraxit in any other action, with each side bearing its own costs and fees, and  
15 Served Person's motion satisfies each of the following requirements:

16       3a.    **Proper Notice:** A motion under this Opt-Out Provision shall be made on  
17 proper notice, properly served on Plaintiff's counsel, and shall not be made on shortened time;

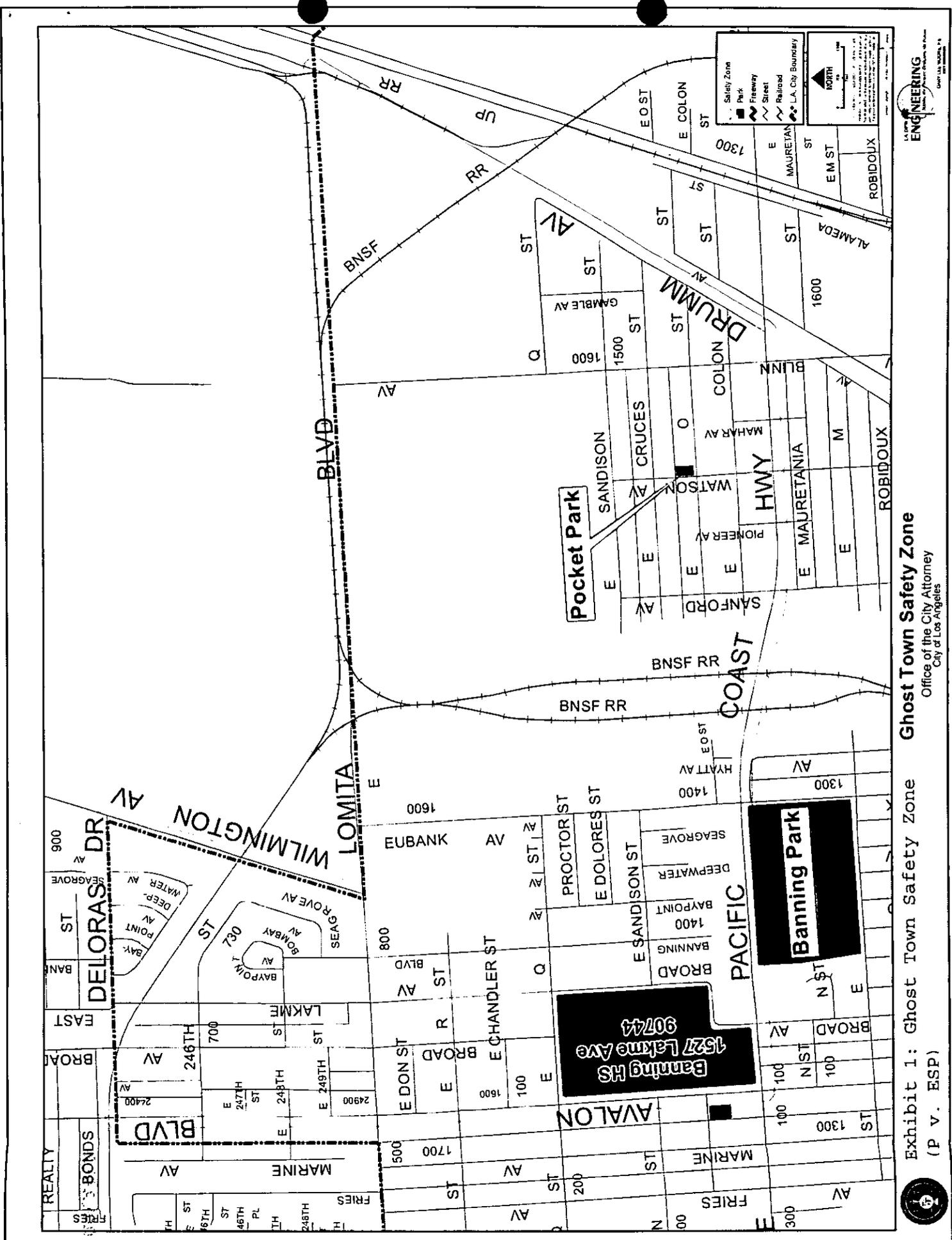
18       3b.    **No Longer a Gang Member:** Served Person must declare under penalty of  
19 perjury, that Served Person is not or is no longer a member of the East Side Pain gang, and  
20 Served Person has not engaged in any gang activity or any criminal activity for a period of  
21 three years immediately preceding the filing of such motion.

22       4.     The People shall not be required to post an undertaking pursuant to Code of Civil  
23 Procedure section 529, subdivision (b)(3).

24  
25 Date: 6/11/09

26   
\_\_\_\_\_  
27 Judge of the Superior Court

28 Exhibit 1 – Map of Ghost Town Safety Zone  
Exhibit 2 – Designated Defendants photo chart



LA CITY ENGINEERING  
 1000 W. 10th St., Los Angeles, CA 90057  
 (213) 475-1111

Office of the City Attorney  
 City of Los Angeles

Exhibit 1: Ghost Town Safety Zone  
 Ghost Town Safety Zone  
 (P V. ESP)



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