

ORIGINAL FILED  
JUN 29 2004  
LOS ANGELES  
SUPERIOR COURT

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.

18th Street aka XV3 aka Diesiocho,  
an unincorporated association;  
DOES 1 through 200, inclusive,

Defendants.

Case No. BC313309

~~REDACTED~~  
JUDGMENT GRANTING  
PERMANENT INJUNCTION

Assigned for all purposes to the  
Honorable Aurelio N. Munoz

DATE: [No Hearing Required]

TIME:

PLACE: Dep't 47  
111 North Hill Street  
Los Angeles, CA 90012

TRIAL DATE: Not Set

CASE FILED: April 6, 2004

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 April 6, 2004, seeking to abate a public nuisance through the use of what is commonly known as a "gang injunction" against defendant 18th Street aka XV3 aka Diesiocho ("18th Street"), an unincorporated association alleged to be a criminal street gang, its members and all those through whom the 18th Street gang acts, in a "Safety Zone" (a map of which is included as page 5 and incorporated herein), located in the City of Los Angeles, comprised of three areas: (a) "Wilshire/Shatto Park," which is bounded by Beverly Boulevard to the north, Normandie Avenue to the east, Wilshire Boulevard to the south, and Western Avenue to the west, and which extends 100 yards to the outside of its boundary streets; (b) "Wilshire/Rimpau,"

1 which is bounded by Venice Boulevard to the north, West Boulevard to the east, the Santa Monica I-  
2 10 Freeway to the south (but not including the roadbed of the Freeway), and La Brea Avenue to the  
3 west, and which extends 100 yards to the outside of its boundary streets; and (c) "Wilshire/Smiley  
4 Drive," which is bounded by La Brea Avenue to the east, the Santa Monica I-10 Freeway to the  
5 south (but not including the roadbed of the Freeway), and Washington Boulevard to the west and  
6 north, and which extends 100 yards to the outside of its boundary streets; plaintiff subsequently  
7 voluntarily dismissed without prejudice all fictitious "Doe" defendants; default was duly entered  
8 against defendant 18th Street; after due consideration of all papers filed in this action, including the  
9 declarations and other evidence submitted, and plaintiff's memorandum of points and authorities  
10 including *People ex rel. Gallo v. Acuna* (1997) 14 Cal. 4th 1090, *cert. denied*, 521 U.S. 1121; *People*  
11 *v. Englebrecht* (2001) 88 Cal. App. 4th 1236; and *In re Englebrecht* (1998) 67 Cal. App. 4th 486,  
12 this Court finds by clear and convincing evidence that service is proper under the circumstances,  
13 18th Street is a criminal street gang as defined in Penal Code section 186.22 (Street Terrorism  
14 Enforcement and Prevention "STEP" Act), 18th Street is a gang as defined for the purpose of a gang  
15 abatement injunction in *People v. Englebrecht* (2001) 88 Cal. App. 4th 1236, 1258, and the conduct  
16 and activities of defendant 18th Street, its members, and those persons through whom 18th Street  
17 acts, constitute a public nuisance in the Safety Zone; good cause appearing for entry of judgment,  
18 **IT IS ORDERED, ADJUDGED AND DECREED** that:

19 1. Defendant 18th Street aka XV3 aka Diesiocho ("18th Street"), its members, agents,  
20 servants, employees, and all persons acting under, in concert with, for the benefit of, at the direction  
21 of, or in association with them or any of them, are enjoined and restrained from engaging in or  
22 performing directly or indirectly, any of the following activities in the Safety Zone:

23 a. **Do Not Associate:** Standing, sitting, walking, driving, gathering or  
24 appearing, anywhere in public view or anyplace accessible to the public, with any known member of  
25 18th Street, but not including: (1) when all individuals are inside a school attending class or on  
26 school business, and (2) when all individuals are inside a church; provided however that this  
27 prohibition against associating shall apply to all claims of travel to or from any of those locations;

28 b. **No Intimidation:** Confronting, intimidating, annoying, harassing,

1 threatening, challenging, provoking, assaulting or battering any person known to be a witness to any  
2 activity of 18th Street, known to be a victim of any activity of 18th Street, or known to be a person  
3 who has complained about any activity of 18th Street;

4 c. **No Guns or Dangerous Weapons:** Anywhere in public view or anyplace  
5 accessible to the public, (1) possessing any gun, ammunition, or illegal weapon as defined in Penal  
6 Code section 12020, (2) knowingly remaining in the presence of anyone who is in possession of  
7 such gun, ammunition or dangerous weapon, or (3) knowingly remaining in the presence of such  
8 gun, ammunition or dangerous weapon;

9 d. **No Graffiti or Graffiti Tools:** Damaging, defacing, or marking any public  
10 property or private property of another, or possessing any spray paint can, felt tip marker, or other  
11 graffiti tool as defined in Penal Code section 594.2, including "slap tags";

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

17 f. **Stay Away From Alcohol:** Anywhere in public view or anyplace accessible  
18 to the public, (1) possessing an open container of an alcoholic beverage, (2) knowingly remaining in  
19 the presence of anyone possessing an open container of an alcoholic beverage, or (3) knowingly  
20 remaining in the presence of an open container of an alcoholic beverage;

21 g. **Obey Curfew:** Being outside between the hours of 10:00 p.m. on any day  
22 and sunrise of the following day, unless (1) going to or from a legitimate meeting or entertainment  
23 activity, (2) actively engaged in a legitimate business, trade, profession or occupation which requires  
24 such presence, or (3) involved in a legitimate emergency situation that requires immediate attention;

25 h. **No Trespassing:** Being present on or in any property not open to the general  
26 public, except (1) with the prior written consent of the owner, owner's agent, or the person in lawful  
27 possession of the property, or (2) in the presence of and with the voluntary consent of the owner,  
28 owner's agent, or the person in lawful possession of the property;

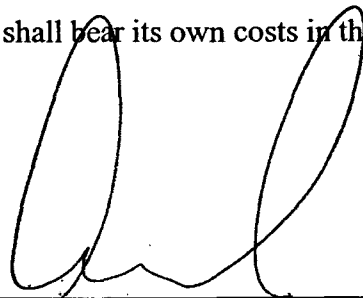
1 i. **No Drug-Related Activities:** Anywhere in public view or anyplace  
2 accessible to the public, committing any of the following activities in a manner consistent with the  
3 illegal sale or purchase of narcotics: (1) repeatedly passing to or receiving from passersby, whether  
4 on foot or in a motor vehicle, money or small objects, (2) repeatedly beckoning to, stopping,  
5 attempting to stop, engaging in conversation with passersby, whether on foot or in a motor vehicle,  
6 (3) using signals or language indicative of summoning purchasers or sellers of illegal drugs, (4)  
7 transferring small objects or packages for currency in a furtive fashion, or (5) acting as a look-out;

8 j. **No Recruiting Children:** Soliciting or recruiting anyone under the age of 18  
9 to join, actively participate in, or associate with the intent to join the 18th Street criminal street gang;

10 k. **Obey All Laws:** Failing to obey all laws (1) which prohibit violence and  
11 threatened 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  
14 which create a nuisance including the illegal sale of controlled substances and blocking the sidewalk.

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

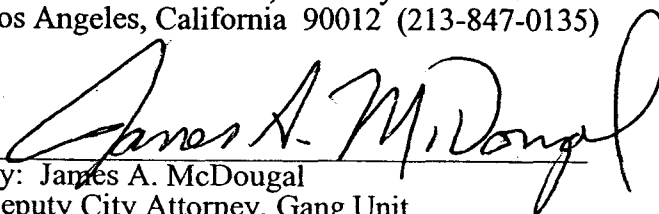
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19 DATED: 6/29/04

  
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Judge of the Superior Court

AURELIO MUNOZ

20  
21 Submitted on May 17, 2004 by:

22 ROCKARD J. DELGADILLO, Los Angeles City Attorney  
23 Martin Vranicar, Ass't City Atty, Supervisor, Gang Unit  
24 James A. McDougal, Deputy City Attorney (140408)  
200 North Main Street, 800 City Hall East  
Los Angeles, California 90012 (213-847-0135)

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By: James A. McDougal  
27 Deputy City Attorney, Gang Unit

28 Attorneys for Plaintiff, People of the State of California  
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