

ORIGINAL FILED
MAY 25 2005
LOS ANGELES
SUPERIOR COURT

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

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

GRAPE STREET CRIPS (aka GRAPE STREET),
an unincorporated association; DOES 1 through
300, inclusive;

Defendants.

Case No.: BC330087
~~PROPOSED~~
JUDGMENT GRANTING
PERMANENT INJUNCTION
AFTER DEFAULT

Assigned for all purposes to the
Honorable Aurelio Munoz

Case Filed: March 10, 2005
Trial Date: None

After considering the memorandum of points and authorities and attached exhibits, declarations of officers, and all pleadings, papers, files and records on file herein, this Court finds by clear and convincing evidence that the conduct of defendant Grape Street Crips (aka Grape Street) and its members constitutes a public nuisance in the Safety Zone; and therefore, good cause appearing,

IT IS HEREBY ORDERED THAT:

1. Defendant Grape Street Crips (aka Grape Street), its members including, but not limited to, David Belfrey, Montrell Bernard, Grevon Brooks, Randy Brown, Tyrell Chance, Raymond Ford, Garry Green, Bruce Harris, Johmel Howlett, Raymond McIntosh, Preston Moorehead, Rodney Parker, Anthony Pittman, Wade Richardson, Miron Tyler and Tyree West, and all persons acting under, in concert with, for the benefit of, at the direction of, or in association with them or any of them, are enjoined and restrained from engaging in or performing, directly or indirectly, any of the following

1 activities in the Safety Zone (attached as Exhibit 1), bounded by an area starting at the intersection of
2 92nd Street and Alameda Street, continuing south along Alameda Street to Santa Ana Boulevard,
3 continuing northwest along Santa Ana Boulevard to 108th Street, continuing west on 108th Avenue to
4 Compton Avenue, continuing north on Compton Avenue to 103rd Street, continuing west on 103rd Street
5 to Success Avenue, continuing north on Success Avenue to 92nd Street, continuing east on 92nd Street
6 back to the starting point, and extending 100 yards to the outside of each of these boundaries:

7 a. **Do Not Associate:** Standing, sitting, walking, driving; gathering or appearing
8 anywhere in public view, in a public place or in anyplace accessible to the public, with any other known
9 Grape Street Crips gang member including, but not limited to, David Belfrey, Montrell Bernard, Grevon
10 Brooks, Randy Brown, Tyrell Chance, Raymond Ford, Garry Green, Bruce Harris, Johmel Howlett,
11 Raymond McIntosh, Preston Moorehead, Rodney Parker, Anthony Pittman, Wade Richardson, Miron
12 Tyler and Tyree West. This prohibition shall not apply in either of the following situations: (1) when
13 all individuals are inside a school attending class or on school business or (2) when all are inside a
14 church or religious institution for purposes of worship; provided, however, that this prohibition against
15 associating shall apply to all methods of travel to and from any of those locations;

16 b. **No Intimidation:** Confronting, intimidating, annoying, harassing, threatening,
17 challenging, provoking, assaulting or battering any person who lives, works, visits or passes through the
18 Safety Zone or any person known to be a witness to, or victim of, any Grape Street Crips gang activity
19 or any person known to have complained about any Grape Street Crips gang activity;

20 c. **No Guns or Illegal Weapons:** (1) Possessing any gun, ammunition or illegal
21 weapon as described in Penal Code section 12020, whether or not concealed, while in public view, in a
22 public place or in anyplace accessible to the public, (2) knowingly remaining in the presence of anyone
23 who is in possession of such gun, ammunition or illegal weapon while in public view, in a public place
24 or in anyplace accessible to the public, or (3) knowingly remaining in the presence of such gun,
25 ammunition or illegal weapon while in public view, in a public place or in anyplace accessible to the
26 public;

27 d. **Stay Away From Drugs:** (1) Selling, transporting, possessing or using, without a
28 prescription, any controlled substance or marijuana, or such drug-related paraphernalia, including, but

1 not limited to, rolling papers and pipes used for illegal drug use, (2) knowingly remaining in the
2 presence of anyone selling, transporting, possessing or using, without a prescription, any controlled
3 substance or marijuana, or such drug-related paraphernalia, or (3) knowingly remaining in the presence
4 of any controlled substance or marijuana, or such drug-related paraphernalia;

5 e. **No Lookouts:** Acting as a lookout by whistling, yelling, or otherwise signaling,
6 by any means, to warn another person engaged in unlawful or nuisance activity of the approach of law
7 enforcement officers, or soliciting, encouraging, coercing or employing another person to act as such
8 lookout;

9 f. **No Hooks:** Acting as a hook by approaching, signaling or otherwise attracting
10 another individual for the purpose of drug sales, or soliciting, encouraging, coercing or employing
11 another person to act as such hook;

12 g. **No Obstructing Traffic:** Obstructing, impeding or blocking the free passage of
13 any person or vehicle on any street, walkway, sidewalk, driveway, alley, parking lot or other area of
14 public access;

15 h. **No Approaching Vehicles:** Approaching or signaling any occupied motor vehicle
16 except a police car or public bus on any street, public passageway or parking lot, unless a legitimate
17 emergency situation requires such conduct;

18 i. **No Blocking Parking:** Blocking or using parking spaces assigned to residents of
19 the Jordan Downs Housing Development;

20 j. **Stay Away From Alcohol:** (1) Drinking or possessing an open container of an
21 alcoholic beverage in public view, in a public place or in anyplace accessible to the public, (2)
22 knowingly remaining in the presence of anyone possessing an open container of an alcoholic beverage
23 in public view, in a public place or in anyplace accessible to the public, or (3) knowingly remaining in
24 the presence of an open container of an alcoholic beverage in public view, in a public place or in
25 anyplace accessible to the public;

26 k. **No Graffiti or Vandalism Tools:** Damaging, defacing, marking, painting or
27 otherwise applying graffiti on any public or private property, or possessing any aerosol paint container,
28 felt tip marker or other marking substances that can be used to paint, spray paint, etch, mark, draw or

1 otherwise apply graffiti;

2 l. **No Loitering:** Loitering in public view, in a public place or in anyplace
3 accessible to the public for the purpose of engaging in graffiti, drug-related activity or any other illegal
4 or nuisance activity;

5 m. **No Trespassing:** Being present in the Jordan Downs Housing Development or
6 being present on or in any property not open to the general public, except (1) with the prior written
7 consent of the owner, owner's agent or person in lawful possession of the property or (2) in the presence
8 of and with the voluntary consent of the owner, owner's agent or person in lawful possession of the
9 property. For purposes of this provision, the prior written consent must be carried on the person at the
10 time the person is visiting the property not open to the general public and be presented when requested
11 by any peace officer. With respect to being present in the Jordan Downs Housing Development, the
12 prior written consent must identify the tenant in lawful possession of the housing unit and be specific for
13 each entry into said housing development, and shall be valid only in the following areas: the lawful
14 tenant's housing unit, common areas in the building containing the unit, access to parking for the unit
15 and a direct route to and from the building containing the unit;

16 n. **No Gambling:** Gambling, including, but not limited to, the playing of cards,
17 dominoes, dice, or dog fighting for money, in public view, in a public place or in anyplace accessible to
18 the public;

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

23 p. **Obey All Laws:** Failing to obey all laws, including (1) those which prohibit
24 violence and threatened violence, including but not limited to murder, rape, robbery by force or fear,
25 assault and battery, (2) those which prohibit interference with the property rights of others including but
26 not limited to trespass, theft, the driving or taking of a vehicle without the owner's consent and
27 vandalism, (3) those which prohibit the commission of acts which create a nuisance including but not
28 limited to the illegal sale of controlled substances, blocking the sidewalk and street and provisions of the

1 Los Angeles Municipal Code, and (4) any lawful orders of the Court; and

2 2. Under the "Renunciation Provision", any Grape Street Crips gang member or any person
3 who has been served with this injunction (hereinafter "Applicant") may move the Court, under this
4 provision, for an order of exclusion that this permanent judgment is not enforceable against him or her.
5 Plaintiff agrees not to object to Applicant's motion for an order of exclusion from this permanent
6 judgment, so long as the exclusion is to be without prejudice, with each side bearing its owns costs and
7 fees, and Applicant's request satisfies the following requirements:

8 a. **Proper Notice:** Applicant's motion under this provision shall be made upon
9 proper notice to the Court and to Plaintiff's counsel, and shall not be made upon shortened time;

10 b. **Public Renunciation:** Applicant must truthfully declare, under penalty of
11 perjury, that he/she is not or is no longer a gang member, and that he/she has renounced the gang life.
12 Applicant's truthful renunciation is an essential part of this provision;

13 c. **Proof of Renunciation:** Applicant must truthfully declare under penalty of
14 perjury that, for the continuous period of three (3) years preceding the date of the renunciation, with the
15 starting date being no earlier than the date of a permanent judgment, and not including any time spent
16 incarcerated, any time on supervised release (parole or probation), and/or any time spent outside the
17 country after having been deported, all of the following are and have been true:

18 i. Applicant has not claimed membership in any gang;

19 ii. Applicant has not associated with any gang members, other than
20 immediate family members;

21 iii. Applicant has not obtained any new gang-related tattoos and/or used,
22 owned, or possessed any gang-related paraphernalia;

23 iv. Applicant has not been arrested for, committed or assisted in the
24 commission of any felony or misdemeanor crime; and

25 v. Applicant has, in the 18 months prior to his/her renunciation, consistently
26 (1) been gainfully employed and/or (2) attended an educational institution
27 and made consistent progress toward an educational goal that qualifies
28 him/her for a job, career, or a higher level of education. Applicant must

1 provide sufficient documentation substantiating his/her employment
2 and/or educational attendance;

3 d. **No Third-Party Beneficiaries:** It shall not be a defense to any civil or criminal
4 contempt charge that Applicant was eligible to apply for this Renunciation Provision;

5 e. **No Effect in Other Proceedings:** This provision and any orders resulting from it
6 shall not be admissible in any civil or criminal action, and cannot be used for or against Applicant for
7 any purpose whatsoever, other than in a civil or criminal contempt proceeding brought for violation of
8 this permanent judgment; and

9 f. **Renounced Applicant Committing New Violation:** If subsequent to
10 successfully obtaining an order of exclusion under this provision, Applicant violates any of subsections
11 (i) through (iv) of (2)(c) above (by claiming membership in a gang, associating with known gang
12 members other than immediate family, obtaining any gang-related tattoos, possessing any gang
13 paraphernalia, or being arrested for, committing, or assisting in the commission of any felony or
14 misdemeanor crime), then Applicant may be re-served with this permanent judgment and the original
15 terms and conditions of this permanent judgment will apply to Applicant.

16 DATED: MAY 25 2005



Judge of the Superior Court

AURELIO MUNOZ

17 Submitted by:

18 PEOPLE OF THE STATE OF CALIFORNIA
19 ROCKARD J. DELGADILLO, CITY ATTORNEY
Martin Vranicar, Assistant City Attorney, Gang Unit

20
21 By  _____

Kelly Huynh, Deputy City Attorney
Attorneys for Plaintiff