

F I L E D
Clerk of the Superior Court

MAY 24 2010

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

v.

CENTER STREET GANG, a.k.a. "CST," an
unincorporated association; et al; SERGIO
BELTRAN ALVARADO (a.k.a. "Dreamer");
OSCAR ARANGO (a.k.a. "Lefty"); SERGIO
ARTEAGA a.k.a. SERGIO ARTEAGA LUJAN
(a.k.a. "Bones"); FERMIN BARRERA (a.k.a.
"Necio"); JULIO CANSECO; PABLO ADRIAN
CANSECO (a.k.a. "Midnight"); JAIME
CASTELLANOS (a.k.a. "Charger"); MARCOS
IVAN CASTELLANOS (a.k.a. "Gizmo");
JUAN GARCIA CERVANTES; JUAN JOSE
CERVANTES Jr. (a.k.a. "Sneaky"); JOSUE
CORREA (a.k.a. "Gordo"); CHRISTIAN
GUADALUPE GARCIA, a minor (a.k.a. "Lil
Criminal"); JUAN CARLOS GARCIA (a.k.a.
"Shrimpy"); ZAHIR VLADIMIR LEON (a.k.a.
"Lil Boy"); OSVALDO MANUEL LOPEZ a.k.a.
OSWALDO MANUEL LOPEZ (a.k.a. "Snoopy,"
"Speedy"); PABLO ANTONIO MAGANA;
ANGEL GERARDO MARRON (a.k.a.
"Tymber," "Risky"); EDILBERTO MARTINEZ
a.k.a. EDDIE MARTINEZ (a.k.a. "Trucha");
JOSUE NAJAR (a.k.a. "Big Boy"); ROGELIO
ARTURO ORTIZ a.k.a. ROGELIO ARTHUR
ORTIZ (a.k.a. "Porky"); JESUS CASTRO
PALACIOS (a.k.a. "Chato"); ALEJANDRO
DANIEL PEREZ a.k.a. ALEX DANIEL PEREZ;
JESUS ADRIAN PEREZ (a.k.a. "Tiny," "Silent");

Case No. 37-2010-00051319-CU-MC-
NC

**JUDGMENT BY COURT AFTER
DEFAULT FOR PERMANENT
GANG INJUNCTION**

Date: 5/24/10

Time: 1:30

Dept: 24

Judge: Honorable Aaron H. Katz

1 JOSE IVAN RAYO (a.k.a. "Dopey"); SERGIO
2 CERVANTES RESENDIZ; DAVID
3 RODRIGUEZ Jr. (a.k.a. "D-Boy"); MIGUEL
4 ANGEL RUIZ (a.k.a. "Racoon");
5 VICTOR MANUEL SALDIVAR (a.k.a.
6 "Serio"); MARTIN VERGARA; and DOES 1-
100,

Defendants.

7 The application of Plaintiff for a Permanent Injunction made herewith came on regularly
8 for hearing by this Court on _____, 2010. Plaintiff appeared by counsel Shawnalyse M.
9 Ochoa, Deputy District Attorney. It appearing that defendants, the CENTER STREET GANG,
10 an unincorporated association, and the twenty nine (29) defendants, SERGIO BELTRAN
11 ALVARADO (a.k.a. "Dreamer"); OSCAR ARANGO (a.k.a. "Lefty"); SERGIO ARTEAGA
12 a.k.a. SERGIO ARTEAGA LUJAN (a.k.a. "Bones"); FERMIN BARRERA (a.k.a. "Necio");
13 JULIO CANSECO; PABLO ADRIAN CANSECO (a.k.a. "Midnight"); JAIME
14 CASTELLANOS (a.k.a. "Charger"); MARCOS IVAN CASTELLANOS (a.k.a. "Gizmo");
15 JUAN GARCIA CERVANTES; JUAN JOSE CERVANTES Jr. (a.k.a. "Sneaky"); JOSUE
16 CORREA (a.k.a. "Gordo"); CHRISTIAN GUADALUPE GARCIA, a minor (a.k.a. "Lil
17 Criminal"); JUAN CARLOS GARCIA (a.k.a. "Shrimpy"); ZAHIR VLADIMIR LEON (a.k.a.
18 "Lil Boy"); OSVALDO MANUEL LOPEZ a.k.a. OSWALDO MANUEL LOPEZ (a.k.a.
19 "Snoopy," "Speedy"); PABLO ANTONIO MAGANA; ANGEL GERARDO MARRON (a.k.a.
20 "Tymber," "Risky"); EDILBERTO MARTINEZ a.k.a. EDDIE MARTINEZ (a.k.a. "Trucha");
21 JOSUE NAJAR (a.k.a. "Big Boy"); ROGELIO ARTURO ORTIZ a.k.a. ROGELIO ARTHUR
22 ORTIZ (a.k.a. "Porky"); JESUS CASTRO PALACIOS (a.k.a. "Chato"); ALEJANDRO
23 DANIEL PEREZ a.k.a. ALEX DANIEL PEREZ; JESUS ADRIAN PEREZ (a.k.a. "Tiny,"
24 Silent"); JOSE IVAN RAYO (a.k.a. "Dopey"); SERGIO CERVANTES RESENDIZ; DAVID
25 RODRIGUEZ Jr. (a.k.a. "D-Boy"); MIGUEL ANGEL RUIZ (a.k.a. "Racoon");
26 VICTOR MANUEL SALDIVAR (a.k.a. "Serio"); MARTIN VERGARA, having been regularly
27 served with process, having failed to appear and answer the plaintiff's complaint filed on
28 February 18, 2010, and the defaults of said defendants having been duly entered and evidence
29 having been introduced in open session of this Court or having been considered by the Court:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Permanent Gang Injunction shall be and hereby is granted and that plaintiff recover no monetary sum from the defendants.

PERMANENT GANG INJUNCTION

After due consideration of all papers filed in this action, including the moving papers and evidence submitted in support of plaintiff's Ex Parte Application For Order To Show Cause Re: Preliminary Injunction, the deemed admissions of the defaulting defendants and the authorities presented by counsel, this Court makes the following finding of facts by clear and convincing evidence:

(1) The CENTER STREET GANG is a criminal street gang as defined in Penal Code §186.22, having as one of its primary activities the commission of acts constituting a public nuisance; (2) the conduct of defendant CENTER STREET GANG and its members constitutes a public nuisance in the Safety Zones; (3) each of the following named defendants: SERGIO BELTRAN ALVARADO (a.k.a. "Dreamer"); OSCAR ARANGO (a.k.a. "Lefty"); SERGIO ARTEAGA a.k.a. SERGIO ARTEAGA LUJAN (a.k.a. "Bones"); FERMIN BARRERA (a.k.a. "Necio"); JULIO CANSECO; PABLO ADRIAN CANSECO (a.k.a. "Midnight"); JAIME CASTELLANOS (a.k.a. "Charger"); MARCOS IVAN CASTELLANOS (a.k.a. "Gizmo"); JUAN GARCIA CERVANTES; JUAN JOSE CERVANTES Jr. (a.k.a. "Sneaky"); JOSUE CORREA (a.k.a. "Gordo"); CHRISTIAN GUADALUPE GARCIA, a minor (a.k.a. "Lil Criminal"); JUAN CARLOS GARCIA (a.k.a. "Shrimpy"); ZAHIR VLADIMIR LEON (a.k.a. "Lil Boy"); OSVALDO MANUEL LOPEZ a.k.a. OSWALDO MANUEL LOPEZ (a.k.a. "Snoopy," "Speedy"); PABLO ANTONIO MAGANA; ANGEL GERARDO MARRON (a.k.a. "Tymber," "Risky"); EDILBERTO MARTINEZ a.k.a. EDDIE MARTINEZ (a.k.a. "Trucha"); JOSUE NAJAR (a.k.a. "Big Boy"); ROGELIO ARTURO ORTIZ a.k.a. ROGELIO ARTHUR ORTIZ (a.k.a. "Porky"); JESUS CASTRO PALACIOS (a.k.a. "Chato"); ALEJANDRO DANIEL PEREZ a.k.a. ALEX DANIEL PEREZ; JESUS ADRIAN PEREZ (a.k.a. "Tiny," "Silent"); JOSE IVAN RAYO (a.k.a. "Dopey"); SERGIO CERVANTES RESENDIZ; DAVID RODRIGUEZ Jr. (a.k.a. "D-Boy"); MIGUEL ANGEL RUIZ (a.k.a. "Racoon"); VICTOR MANUEL SALDIVAR (a.k.a. "Serio"); MARTIN VERGARA, is a member of the

1 CENTER STREET GANG, whose membership is more than passive, inactive or purely
2 technical, and shall be referred to collectively at times hereafter as "CENTER STREET GANG
3 member"; (4) each named CENTER STREET GANG member has been observed in the Safety
4 Zones, and (5) each named CENTER STREET GANG member is responsible in some manner
5 for the nuisance complained of by the plaintiff.

6 **IT IS ORDERED, ADJUDGED AND DECREED** that defendants: SERGIO BELTRAN
7 ALVARADO (a.k.a. "Dreamer"); OSCAR ARANGO (a.k.a. "Lefty"); SERGIO ARTEAGA
8 a.k.a. SERGIO ARTEAGA LUJAN (a.k.a. "Bones"); FERMIN BARRERA (a.k.a. "Necio");
9 JULIO CANSECO; PABLO ADRIAN CANSECO (a.k.a. "Midnight"); JAIME
10 CASTELLANOS (a.k.a. "Charger"); MARCOS IVAN CASTELLANOS (a.k.a. "Gizmo");
11 JUAN GARCIA CERVANTES; JUAN JOSE CERVANTES Jr. (a.k.a. "Sneaky"); JOSUE
12 CORREA (a.k.a. "Gordo"); CHRISTIAN GUADALUPE GARCIA, a minor (a.k.a. "Lil
13 Criminal"); JUAN CARLOS GARCIA (a.k.a. "Shrimpy"); ZAHIR VLADIMIR LEON (a.k.a.
14 "Lil Boy"); OSVALDO MANUEL LOPEZ a.k.a. OSWALDO MANUEL LOPEZ (a.k.a.
15 "Snoopy," "Speedy"); PABLO ANTONIO MAGANA; ANGEL GERARDO MARRON (a.k.a.
16 "Tymber," "Risky"); EDILBERTO MARTINEZ a.k.a. EDDIE MARTINEZ (a.k.a. "Trucha");
17 JOSUE NAJAR (a.k.a. "Big Boy"); ROGELIO ARTURO ORTIZ a.k.a. ROGELIO ARTHUR
18 ORTIZ (a.k.a. "Porky"); JESUS CASTRO PALACIOS (a.k.a. "Chato"); ALEJANDRO
19 DANIEL PEREZ a.k.a. ALEX DANIEL PEREZ; JESUS ADRIAN PEREZ (a.k.a. "Tiny,"
20 "Silent"); JOSE IVAN RAYO (a.k.a. "Dopey"); SERGIO CERVANTES RESENDIZ; DAVID
21 RODRIGUEZ Jr. (a.k.a. "D-Boy"); MIGUEL ANGEL RUIZ (a.k.a. "Racoon"); VICTOR
22 MANUEL SALDIVAR (a.k.a. "Serio"); MARTIN VERGARA; and the CENTER STREET
23 GANG, its members, agents, servants, employees and all persons acting under, in concert with,
24 for the benefit of, at the direction of, or in association with them or for any of them, are hereby
25 enjoined and restrained from engaging in or performing directly or indirectly, any of the
26 following activities in the SAFETY ZONES. "SAFETY ZONE ONE" will now be defined as
27 follows: The border of SAFETY ZONE ONE begins at the territory bounded to the north by
28 Mission Avenue from Horne Street to Interstate 5; to the south by Missouri Avenue; to the east
29 by Interstate 5 and extending along Division Street across Interstate 5 to the east curb line of

1 Country Club Lane. Continue north on Country Club Lane to Maxson Street, including the
2 apartment complex at 201 Country Club Lane; to the west by Horne Street, and extending 100
3 yards to the outside of each of those boundary streets. "SAFETY ZONE TWO" will now be
4 defined as follows: The border of SAFETY ZONE TWO starts at State Route 76 from Interstate
5 5 to a perpendicular line through an undeveloped area from the 800 block of Carey Road (north
6 boundary). From the perpendicular line through an undeveloped area from Highway 76 to the
7 800 block of Carey Road southbound to the 100 block of Carey Road at the intersection of
8 Canyon Drive (east boundary). From the intersection of Carey Road and Canyon Drive north to
9 the intersection of Canyon Drive and 2000 block of Mission Avenue. West from the 2000 block
10 of Mission Avenue to the 1000 block of Mission Avenue to the intersection of Mission Avenue
11 and Horne Street (south boundary). North from the 200 block of Horne Street to the 1000 block
12 of Civic Center (west boundary). From the 1000 block of Civic Center east to the freeway
13 overpass at Interstate 5. From the freeway overpass at Interstate 5 and Civic Center north to
14 Highway 76 and extending 100 yards to the outside of each of those boundary streets. The
15 "CENTER STREET SAFETY ZONES" include both sides of the streets listed above, as well as
16 any alleys, blocks, driveways, parking lots, structures, and businesses located thereon. Also, any
17 canyons within these boundaries are included in the "CENTER STREET SAFETY ZONES."
18 (See Exhibits A1 & A2).

19 a. **No Association With Known Gang Member:** Standing, sitting, walking,
20 driving, gathering or appearing, anywhere in public view or any place accessible to the public,
21 with any named Defendant herein or any known member of CENTER STREET, also known as
22 "CST", criminal street gang. However, any of the named defendants who are siblings, may
23 appear together in public if they are accompanied by one of their parents;

24 b. **No Intimidation:** Confronting, intimidating, annoying, harassing, threatening,
25 challenging, provoking, assaulting, or battering any person known to be a witness to or victim of
26 crime, or any person known to have complained about the gang activities of the CENTER
27 STREET, also known as "CST," criminal street gang;

28 c. **Stay Away From Drugs In Public:** (1) Participating in the unlawful selling,
29 possessing or using of any controlled substance, or illegal drug, including, but not limited to:

1 heroin, cocaine, cocaine base, methamphetamine, and marijuana; (2) unlawful possession of
2 related drug paraphernalia, including, but not limited to, rolling papers, pipes, or other devices
3 used for injecting, smoking or ingesting illegal drugs; (3) knowingly remaining in the presence
4 or anyone unlawfully selling, possessing, or using any controlled substance or illegal drug; or
5 (4) unlawfully being under the influence of a controlled substance, or illegal drug;

6 d. **Stay Away From Alcohol In Public:** Anywhere in public view or anyplace
7 accessible to the public which does not have a valid license to serve alcohol, (1) drinking or
8 possessing an open container of an alcoholic beverage, (2) being under the influence of alcohol;
9 (3) knowingly remaining in the presence of anyone possessing an open container of an alcoholic
10 beverage in public; (4) knowingly remaining in the presence of an open container of an
11 alcoholic beverage in public;

12 e. **No Guns or Dangerous Weapons:** Anywhere in public view or anyplace
13 accessible to the public, (1) possessing any weapons: firearms, including BB guns, airsoft guns,
14 pellet guns, and replica guns, ammunition, knives, baseball bats, brass knuckles, or
15 screwdrivers, without a legitimate purpose, or illegal weapon as defined in Penal Code section
16 12020, (2) knowingly remaining in the presence of anyone who is in possession of such gun,
17 ammunition or dangerous weapon, or (3) knowingly remaining in the presence of such gun,
18 ammunition or dangerous weapon;

19 f. **No Fighting:** Engaging in fighting in public streets, alleys and/or public and
20 private property;

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

25 h. **No Blocking Free Passage:** Blocking the free passage of any person or vehicle
26 on any street, walkway, sidewalk, driveway, alleyway, or other area of public passage;

27 i. **No Graffiti/Vandalism or Tools:** (1) Spray painting, marking with marker pens,
28 etching, or otherwise applying graffiti on any public or private property, or (2) possessing spray
29 paint cans, marker pens or other objects capable of defacing property;

1 j. **No Acting as Lookouts:** Acting as a lookout, whistling, yelling or otherwise
2 signaling another person to warn of the approach or presence of law enforcement officers;

3 k. **No Gang Hand Signs:** Using words, phrases, physical gestures, or symbols
4 commonly known as hand signs, which describe or refer to the gang known as CENTER
5 STREET, also known as "CST", such as: using the fingers, hands or arms to form letters
6 corresponding to the gang's initials; forming the letter "C," standing for "Center," by forming a
7 half circle with the thumb and index finger; forming the letter "S," standing for "Street," by
8 either crossing the middle finger over the index finger or using two hands, forming a half circle
9 with the thumb and index fingers and touching the thumbs together with the palms facing in
10 opposite directions;

11 l. **No Gang Clothes:** Wearing clothing or accessories which bear the name, initials,
12 letters, numbers or other symbols of the gang known as CENTER STREET, including, but not
13 limited to: "Varrio Center Street;" "Oceanside Center Street;" "Oceanside Center Street #1;"
14 "O'side Center Street;" "Center Street;" "Center St;" "Center Str;" "Central Gang;" "Central 1;"
15 "Center Street Locotes Gang Trucha;" "Center Street Town;" "Center Street Controlanno;"
16 "Centraliero;" "CST Boys 1;" "Central Zone;" "C;" ""CST;" "VCST;" "CST X3;" "CST Zone;"
17 "SNLS;" "CST LS X3;" "V CST X3;" "Calle Centrals X 111;" "Calle Centrals X3;" "319;" "3
18 19 20;" "III XIX XX;" "XIX XX X3;" "13;" "SUR 13;" a small "k" inside of the letter "P"
19 indicating "Posole killer;"

20 m. **No Burglary Tools:** Possessing burglary tools with no legitimate purpose,
21 including, but not limited to screwdrivers, shaved keys, spark plugs or porcelain casings, or
22 other devices capable of being used to break into locked vehicles;

23 n. **No Littering:** Littering in any public place or place open to public view;

24 ///

25 ///

o. **Juvenile Curfew:** If under the age of eighteen (18), being in a public place between the hours of 10:00 p.m. on any day, and 5:30 a.m. of the following day, unless (1) accompanied by a parent or legal guardian, or by a spouse eighteen (18) years of age or older, or (2) performing an errand directed by a parent or legal guardian, or by a spouse eighteen (18) years of age or older, or (3) returning directly home from a public entertainment, such as a movie, play, sporting event, dance or school activity, or (4) actively engaged in some business, trade, profession, or occupation which requires such presence.

DATED:

AARON H. KATZ
Judge of the Superior Court