

JAN 11 2011

By: T. V. Macias, Deputy

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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.

VARRIO POSOLE LOCOS STREET GANG,  
a.k.a. "POSOLE," an unincorporated association;  
et al; JOSE ALBERTO ANTONIO a.k.a. JOSE  
ROSAS a.k.a. JOSE ANTONIO OREJEL (a.k.a.  
"Little Joe," "Negro"); JOSE JAVIER ARZOLA  
(a.k.a. "Little Evil"); DAVID AVALOS, a minor;  
IVAN BASULTO-PULIDO (a.k.a. "Little  
Gordo"); LUIS MANUEL CAMPOS JR., (a.k.a.  
"Monster"); FABIAN JOSHUA CARRILLO  
(a.k.a. "Poison"); ARMANDO CASTILLO  
(a.k.a. "Demon"); ROGER IVAN CRUZ, a minor  
(a.k.a. "Risky"); MIGUEL DE LA PAZ-  
GOMEZ, a minor; JIMMY ROBERT MICHAEL  
ESPINOZA, a minor (a.k.a. "Thief"); ELIAS  
JOE ESTRADA (a.k.a. "Criminal"); HECTOR  
GUADALUPE FLORES JR. (a.k.a. "Lil Boxer");  
JOSE LUIS FLORES JR., a minor (a.k.a. "Jo  
Jo"); LAZARO MARTINEZ FLORES JR., a  
minor (a.k.a. "Junior"); MARGIE MICHELLE  
FLORES, a minor; GUILLERMO FERNANDO  
FONSECA JR., a minor (a.k.a. "Memo");  
JONATHAN GALLEGOS, a minor; JOSE  
ANTONIO GALVAN (a.k.a. "Weirdo");  
ANDREW GARCIA (a.k.a. "Knockout");  
ANTHONY GARCIA, a minor (a.k.a.  
"Juvenile"); HONORIO ELEZAR GARCIA;  
TYRONE LAMONT GORDON (a.k.a. "ET");  
EMANUEL ANTHONY GUTIERREZ (a.k.a.

Case No.37-2010-00059131-CU-MC-NC

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

Date: January 11, 2011

Time: 9:00 am

Dept: 24

Judge: Honorable Aaron H. Katz

1 "HITMAN"); ANTHONY HERRERA (a.k.a.  
2 "Froggy"); PAUL HERRERA JR.; ANGEL  
3 JAIME JARQUIN a.k.a. ANGEL JAMES  
4 JARQUIN (a.k.a. "Fatal"); RAFAEL IRLANDO  
5 LEGARIA -PIMENTEL (a.k.a. "Rafa");  
6 ADRIAN MENDIOLA a.k.a. ADRIAN  
7 MENDIOAL (a.k.a. "Scrappy"); MARCO  
8 ANTHONY MENDIOLA; JOSEPH MORENO  
9 a.k.a. MARCOS ENGLEBRECHT (a.k.a.  
10 "Chapo"); VALENTINO CHATO MORENO JR.  
11 (a.k.a. "Lil Chato," "Lil Mugsy"); JOSE  
12 ALEJANDRO NOLASCO; GEORGE LENO  
13 OROZCO (a.k.a. "Leno," "Stretch"); AGEO  
14 PALACIOS a.k.a. ANGEL PLACIOS (a.k.a.  
15 "Frostie"); BENJAMIN PARADA (a.k.a.  
16 "Husky"); NESTOR PARADA a.k.a. NESTOR  
17 PRADA a.k.a. NESTER PARDA (a.k.a. "Lil  
18 Blackie"); JOHN MICHAEL PATTON (a.k.a.  
19 "JP"); ADRIAN ALFONSO RENTERIA (a.k.a.  
20 "Suspect"); JOSE LUIS ROBLES a.k.a. JOSA  
21 ROBLAS (a.k.a. "Lil Dopey"); ANTHONY  
22 MICHAEL RODRIGUEZ (a.k.a. "Lazy");  
23 JOSHUA NOLAN RODRIGUEZ, a minor;

24 [REDACTED]  
25 JOSE  
26 ANTONIO RUBIO (a.k.a. "Rowdy"); MANUEL  
27 DE JESUS RUIZ (a.k.a. "Villain," "Raton");  
28 MANUEL JUAN SAINZ (a.k.a. "Blinks,"  
29 "Scraps"); FRANCISCO JAVIER SANDOVAL  
JR. (a.k.a. "Sapo," "Buzzard"); GABRIEL JESSE  
SERRATO (a.k.a. "Gabe"); MATTHEW  
WILLIAM SROUFE (a.k.a. "Convict"); JAKOB  
ALAN STRICKLAND a.k.a. JACOB  
STRICKLAND (a.k.a. "Blanco"); CHRISTIAN  
TRUJILLO a.k.a. CHRISTIAN GARCIA; JULIA  
DIANA VALLARTA a.k.a. JULIE DIANA  
VALLARTAZ (a.k.a. "Tripps," "Jewels");  
ENRIQUE MURPHY VALVERDE a.k.a.  
HENRY VALVERDE a.k.a. JOHNNY GARCIA  
(a.k.a. "Kiki"); and DOES 1-100,

Defendants.

The application of Plaintiff for a Permanent Injunction made herewith came on regularly for hearing by this Court on January 11, 2011. Plaintiff appeared by counsel Shownalyse M. Ochoa, Deputy District Attorney. It appearing that defendants, the VARRIO POSOLE LOCOS



1 GANG, an unincorporated association, and the fifty-two (52) defendants, VARRIO POSOLE  
2 LOCOS GANG, a.k.a. "POSOLE," an unincorporated association; et al; JOSE ALBERTO  
3 ANTONIO a.k.a. JOSE ROSAS a.k.a. JOSE ANTONIO OREJEL (a.k.a. "Little Joe," "Negro");  
4 JOSE JAVIER ARZOLA (a.k.a. "Little Evil"); DAVID AVALOS, a minor; IVAN BASULTO-  
5 PULIDO (a.k.a. "Little Gordo"); LUIS MANUEL CAMPOS JR., (a.k.a. "Monster"); FABIAN  
6 JOSHUA CARRILLO (a.k.a. "Poison"); ARMANDO CASTILLO (a.k.a. "Demon"); ROGER  
7 IVAN CRUZ, a minor (a.k.a. "Risky"); MIGUEL DE LA PAZ-GOMEZ, a minor; JIMMY  
8 ROBERT MICHAEL ESPINOZA, a minor (a.k.a. "Thief"); ELIAS JOE ESTRADA (a.k.a.  
9 "Criminal"); HECTOR GUADALUPE FLORES JR. (a.k.a. "Lil Boxer"); JOSE LUIS FLORES  
10 JR., a minor (a.k.a. "Jo Jo"); LAZARO MARTINEZ FLORES JR., a minor (a.k.a. "Junior");  
11 MARGIE MICHELLE FLORES, a minor; GUILLERMO FERNANDO FONSECA JR., a  
12 minor (a.k.a. "Memo"); JONATHAN GALLEGOS, a minor; JOSE ANTONIO GALVAN  
13 (a.k.a. "Weirdo"); ANDREW GARCIA (a.k.a. "Knockout"); ANTHONY GARCIA, a minor  
14 (a.k.a. "Juvenile"); HONORIO ELEZAR GARCIA; TYRONE LAMONT GORDON (a.k.a.  
15 "ET"); EMANUEL ANTHONY GUTIERREZ (a.k.a. "HITMAN"); ANTHONY HERRERA  
16 (a.k.a. "Froggy"); PAUL HERRERA JR.; ANGEL JAIME JARQUIN a.k.a. ANGEL JAMES  
17 JARQUIN (a.k.a. "Fatal"); RAFAEL IRLANDO LEGARIA -PIMENTEL (a.k.a. "Rafa");  
18 ADRIAN MENDIOLA a.k.a. ADRIAN MENDIOAL (a.k.a. "Scrappy"); MARCO ANTHONY  
19 MENDIOLA; JOSEPH MORENO a.k.a. MARCOS ENGLEBRECHT (a.k.a. "Chapo");  
20 VALENTINO CHATO MORENO JR. (a.k.a. "Lil Chato," "Lil Mugsy"); JOSE ALEJANDRO  
21 NOLASCO; AGEO PALACIOS a.k.a. ANGEL PLACIOS (a.k.a. "Frostie"); BENJAMIN  
22 PARADA (a.k.a. "Husky"); NESTOR PARADA a.k.a. NESTOR PRADA a.k.a. NESTER  
23 PARDA (a.k.a. "Lil Blackie"); JOHN MICHAEL PATTON (a.k.a. "JP"); JOSE LUIS ROBLES  
24 a.k.a. JOSA ROBLAS (a.k.a. "Lil Dopey"); ANTHONY MICHAEL RODRIGUEZ (a.k.a.  
25 "Lazy"); JOSHUA NOLAN RODRIGUEZ, a minor; JOSE ANTONIO RUBIO (a.k.a.  
26 "Rowdy"); MANUEL DE JESUS RUIZ (a.k.a. "Villain," "Raton"); MANUEL JUAN SAINZ  
27 (a.k.a. "Blinks," "Scraps"); FRANCISCO JAVIER SANDOVAL JR. (a.k.a. "Sapo,"  
28 "Buzzard"); GABRIEL JESSE SERRATO (a.k.a. "Gabe"); MATTHEW WILLIAM SROUFE  
29 (a.k.a. "Convict"); JAKOB ALAN STRICKLAND a.k.a. JACOB STRICKLAND (a.k.a.

1 "Blanco"); CHRISTIAN TRUJILLO a.k.a. CHRISTIAN GARCIA; JULIA DIANA  
2 VALLARTA a.k.a. JULIE DIANA VALLARTAZ (a.k.a. "Tripps," "Jewels"); ENRIQUE  
3 MURPHY VALVERDE a.k.a. HENRY VALVERDE a.k.a. JOHNNY GARCIA (a.k.a.  
4 "Kiki"); and Defendants having been regularly served with process have failed to appear and  
5 answer the plaintiff's complaint filed on September 7, 2010, and the defaults of said defendants  
6 having been duly entered and evidence having been introduced in open session of this Court or  
7 having been considered by the Court. As to Defendants:

8 1. GEORGE LENO OROZCO (a.k.a. "Leno," "Stretch")

9 2. ADRIAN ALFONSO RENTERIA (a.k.a. "Suspect")

10 3. [REDACTED]  
11 [REDACTED];

12 they filed Answers, appeared before this court and were made subject to this injunction on  
13 November 17, 2010. Accordingly, all fifty-two (52) named defendants should now be made  
14 subject to the Permanent Gang Injunction.

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

18 **PERMANENT GANG INJUNCTION**

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

24 (1) The VARRIO POSOLE LOCOS is a criminal street gang as defined in Penal Code  
25 §186.22, having as one of its primary activities the commission of acts constituting a public  
26 nuisance; (2) the conduct of defendant VARRIO POSOLE LOCOS GANG and its members  
27 constitutes a public nuisance in the SAFETY ZONES; (3) each of the following named  
28 defendants: JOSE ALBERTO ANTONIO a.k.a. JOSE ROSAS a.k.a. JOSE ANTONIO  
29 OREJEL (a.k.a. "Little Joe," "Negro"); JOSE JAVIER ARZOLA (a.k.a. "Little Evil"); DAVID



1 AVALOS, a minor; IVAN BASULTO-PULIDO (a.k.a. "Little Gordo"); LUIS MANUEL  
2 CAMPOS JR., (a.k.a. "Monster"); FABIAN JOSHUA CARRILLO (a.k.a. "Poison");  
3 ARMANDO CASTILLO (a.k.a. "Demon"); ROGER IVAN CRUZ, a minor (a.k.a. "Risky");  
4 MIGUEL DE LA PAZ-GOMEZ, a minor; JIMMY ROBERT MICHAEL ESPINOZA, a minor  
5 (a.k.a. "Thief"); ELIAS JOE ESTRADA (a.k.a. "Criminal"); HECTOR GUADALUPE  
6 FLORES JR. (a.k.a. "Lil Boxer"); JOSE LUIS FLORES JR., a minor (a.k.a. "Jo Jo"); LAZARO  
7 MARTINEZ FLORES JR., a minor (a.k.a. "Junior"); MARGIE MICHELLE FLORES, a minor;  
8 GUILLERMO FERNANDO FONSECA JR., a minor (a.k.a. "Memo"); JONATHAN  
9 GALLEGOS, a minor; JOSE ANTONIO GALVAN (a.k.a. "Weirdo"); ANDREW GARCIA  
10 (a.k.a. "Knockout"); ANTHONY GARCIA, a minor (a.k.a. "Juvenile"); HONORIO ELEZAR  
11 GARCIA; TYRONE LAMONT GORDON (a.k.a. "ET"); EMANUEL ANTHONY  
12 GUTIERREZ (a.k.a. "HITMAN"); ANTHONY HERRERA (a.k.a. "Froggy"); PAUL  
13 HERRERA JR.; ANGEL JAIME JARQUIN a.k.a. ANGEL JAMES JARQUIN (a.k.a. "Fatal");  
14 RAFAEL IRLANDO LEGARIA -PIMENTEL (a.k.a. "Rafa"); ADRIAN MENDIOLA a.k.a.  
15 ADRIAN MENDIOAL (a.k.a. "Scrappy"); MARCO ANTHONY MENDIOLA; JOSEPH  
16 MORENO a.k.a. MARCOS ENGLEBRECHT (a.k.a. "Chapo"); VALENTINO CHATO  
17 MORENO JR. (a.k.a. "Lil Chato," "Lil Mugsy"); JOSE ALEJANDRO NOLASCO; GEORGE  
18 LENO OROZCO (a.k.a. "Leno," "Stretch"); AGEO PALACIOS a.k.a. ANGEL PLACIOS  
19 (a.k.a. "Frostie"); BENJAMIN PARADA (a.k.a. "Husky"); NESTOR PARADA a.k.a.  
20 NESTOR PRADA a.k.a. NESTER PARDA (a.k.a. "Lil Blackie"); JOHN MICHAEL PATTON  
21 (a.k.a. "JP"); ADRIAN ALFONSO RENTERIA (a.k.a. "Suspect"); JOSE LUIS ROBLES a.k.a.  
22 JOSA ROBLAS (a.k.a. "Lil Dopey"); ANTHONY MICHAEL RODRIGUEZ (a.k.a. "Lazy");  
23 JOSHUA NOLAN RODRIGUEZ, a minor; [REDACTED]  
24 [REDACTED] JOSE  
25 ANTONIO RUBIO (a.k.a. "Rowdy"); MANUEL DE JESUS RUIZ (a.k.a. "Villain," "Raton");  
26 MANUEL JUAN SAINZ (a.k.a. "Blinks," "Scraps"); FRANCISCO JAVIER SANDOVAL JR.  
27 (a.k.a. "Sapo," "Buzzard"); GABRIEL JESSE SERRATO (a.k.a. "Gabe"); MATTHEW  
28 WILLIAM SROUFE (a.k.a. "Convict"); JAKOB ALAN STRICKLAND a.k.a. JACOB  
29 STRICKLAND (a.k.a. "Blanco"); CHRISTIAN TRUJILLO a.k.a. CHRISTIAN GARCIA;

1 JULIA DIANA VALLARTA a.k.a. JULIE DIANA VALLARTAZ (a.k.a. "Tripps," "Jewels");  
2 ENRIQUE MURPHY VALVERDE a.k.a. HENRY VALVERDE a.k.a. JOHNNY GARCIA  
3 (a.k.a. "Kiki"); is a member of the VARRIO POSOLE LOCOS GANG, whose membership is  
4 more than passive, inactive or purely technical, and shall be referred to collectively at times  
5 hereafter as "VARRIO POSOLE LOCOS GANG member"; (4) each named VARRIO POSOLE  
6 LOCOS GANG member has been observed in the SAFETY ZONES, and (5) each named  
7 VARRIO POSOLE LOCOS GANG member is responsible in some manner for the nuisance  
8 complained of by the plaintiff.

9 **IT IS ORDERED, ADJUDGED AND DECREED** that defendants: JOSE ALBERTO  
10 ANTONIO a.k.a. JOSE ROSAS a.k.a. JOSE ANTONIO OREJEL (a.k.a. "Little Joe," "Negro");  
11 JOSE JAVIER ARZOLA (a.k.a. "Little Evil"); DAVID AVALOS, a minor; IVAN BASULTO-  
12 PULIDO (a.k.a. "Little Gordo"); LUIS MANUEL CAMPOS JR., (a.k.a. "Monster"); FABIAN  
13 JOSHUA CARRILLO (a.k.a. "Poison"); ARMANDO CASTILLO (a.k.a. "Demon"); ROGER  
14 IVAN CRUZ, a minor (a.k.a. "Risky"); MIGUEL DE LA PAZ-GOMEZ, a minor; JIMMY  
15 ROBERT MICHAEL ESPINOZA, a minor (a.k.a. "Thief"); ELIAS JOE ESTRADA (a.k.a.  
16 "Criminal"); HECTOR GUADALUPE FLORES JR. (a.k.a. "Lil Boxer"); JOSE LUIS FLORES  
17 JR., a minor (a.k.a. "Jo Jo"); LAZARO MARTINEZ FLORES JR., a minor (a.k.a. "Junior");  
18 MARGIE MICHELLE FLORES, a minor; GUILLERMO FERNANDO FONSECA JR., a  
19 minor (a.k.a. "Memo"); JONATHAN GALLEGOS, a minor; JOSE ANTONIO GALVAN  
20 (a.k.a. "Weirdo"); ANDREW GARCIA (a.k.a. "Knockout"); ANTHONY GARCIA, a minor  
21 (a.k.a. "Juvenile"); HONORIO ELEZAR GARCIA; TYRONE LAMONT GORDON (a.k.a.  
22 "ET"); EMANUEL ANTHONY GUTIERREZ (a.k.a. "HITMAN"); ANTHONY HERRERA  
23 (a.k.a. "Froggy"); PAUL HERRERA JR.; ANGEL JAIME JARQUIN a.k.a. ANGEL JAMES  
24 JARQUIN (a.k.a. "Fatal"); RAFAEL IRLANDO LEGARIA -PIMENTEL (a.k.a. "Rafa");  
25 ADRIAN MENDIOLA a.k.a. ADRIAN MENDIOAL (a.k.a. "Scrappy"); MARCO ANTHONY  
26 MENDIOLA; JOSEPH MORENO a.k.a. MARCOS ENGLEBRECHT (a.k.a. "Chapo");  
27 VALENTINO CHATO MORENO JR. (a.k.a. "Lil Chato," "Lil Mugsy"); JOSE ALEJANDRO  
28 NOLASCO; GEORGE LENO OROZCO (a.k.a. "Leno," "Stretch"); AGEO PALACIOS a.k.a.  
29 ANGEL PLACIOS (a.k.a. "Frostie"); BENJAMIN PARADA (a.k.a. "Husky"); NESTOR



1 PARADA a.k.a. NESTOR PRADA a.k.a. NESTER PARDA (a.k.a. "Lil Blackie"); JOHN  
2 MICHAEL PATTON (a.k.a. "JP"); ADRIAN ALFONSO RENTERIA (a.k.a. "Suspect"); JOSE  
3 LUIS ROBLES a.k.a. JOSA ROBLAS (a.k.a. "Lil Dopey"); ANTHONY MICHAEL  
4 RODRIGUEZ (a.k.a. "Lazy"); JOSHUA NOLAN RODRIGUEZ, a minor; [REDACTED]  
5 [REDACTED]  
6 [REDACTED] JOSE ANTONIO RUBIO (a.k.a. "Rowdy"); MANUEL DE JESUS RUIZ  
7 (a.k.a. "Villain," "Raton"); MANUEL JUAN SAINZ (a.k.a. "Blinks," "Scraps"); FRANCISCO  
8 JAVIER SANDOVAL JR. (a.k.a. "Sapo," "Buzzard"); GABRIEL JESSE SERRATO (a.k.a.  
9 "Gabe"); MATTHEW WILLIAM SROUFE (a.k.a. "Convict"); JAKOB ALAN STRICKLAND  
10 a.k.a. JACOB STRICKLAND (a.k.a. "Blanco"); CHRISTIAN TRUJILLO a.k.a. CHRISTIAN  
11 GARCIA; JULIA DIANA VALLARTA a.k.a. JULIE DIANA VALLARTAZ (a.k.a. "Tripps,"  
12 "Jewels"); ENRIQUE MURPHY VALVERDE a.k.a. HENRY VALVERDE a.k.a. JOHNNY  
13 GARCIA (a.k.a. "Kiki"); and the VARRIO POSOLE LOCOS GANG, its members, agents,  
14 servants, employees and all persons acting under, in concert with, for the benefit of, at the  
15 direction of, or in association with them or for any of them, are hereby enjoined and restrained  
16 from engaging in or performing directly or indirectly, any of the following activities in the  
17 SAFETY ZONES. "SAFETY ZONE ONE" will now be defined as follows: The border of  
18 SAFETY ZONE ONE begins at the territory bounded to the north by Mission Avenue from  
19 Horne Street to Interstate 5; to the south by Missouri Avenue; to the east by Interstate 5 and  
20 extending along Division Street across Interstate 5 to the east curb line of Country Club Lane.  
21 Continue north on Country Club Lane to Maxson Street, including the apartment complex at 201  
22 Country Club Lane; to the west by Horne Street, and extending 100 yards to the outside of each  
23 of those boundary streets. "SAFETY ZONE TWO" will now be defined as follows: The border  
24 of SAFETY ZONE TWO starts at State Route 76 from Interstate 5 to a perpendicular line  
25 through an undeveloped area from the 800 block of Carey Road (north boundary). From the  
26 perpendicular line through an undeveloped area from Highway 76 to the 800 block of Carey  
27 Road southbound to the 100 block of Carey Road at the intersection of Canyon Drive (east  
28 boundary). From the intersection of Carey Road and Canyon Drive north to the intersection of  
29 Canyon Drive and 2000 block of Mission Avenue. West from the 2000 block of Mission

1 Avenue to the 1000 block of Mission Avenue to the intersection of Mission Avenue and Horne  
2 Street (south boundary). North from the 200 block of Horne Street to the 1000 block of Civic  
3 Center (west boundary). From the 1000 block of Civic Center east to the freeway overpass at  
4 Interstate 5. From the freeway overpass at Interstate 5 and Civic Center north to Highway 76  
5 and extending 100 yards to the outside of each of those boundary streets. The "VARRIO  
6 POSOLE LOCOS SAFETY ZONES" include both sides of the streets listed above, as well as  
7 any alleys, blocks, driveways, parking lots, structures, and businesses located thereon. Also, any  
8 canyons within these boundaries are included in the "VARRIO POSOLE LOCOS SAFETY  
9 ZONES." (See Exhibits A1 & A2).

10 a. **No Association With Known Gang Member:** Standing, sitting, walking,  
11 driving, gathering or appearing, anywhere in public view or any place accessible to the public,  
12 with any named Defendant herein or any known member of VARRIO POSOLE LOCOS, also  
13 known as "POSOLE," criminal street gang, but not including (1) when all individuals are inside  
14 a school attending class or on school business, and (2) when all individuals are inside a church,  
15 provided however that this prohibition against association shall apply to all claims of travel to or  
16 from any of those locations, and (3) any of the named defendants who are siblings, may appear  
17 together in public if they are accompanied by one of their parents;

18 b. **No Intimidation:** Confronting, intimidating, annoying, harassing, threatening,  
19 challenging, provoking, assaulting, or battering any person known to be a witness to or victim of  
20 crime, or any person known to have complained about the gang activities of the VARRIO  
21 POSOLE LOCOS, also known as "POSOLE," criminal street gang;

22 c. **Stay Away From Drugs In Public:** (1) Participating in the selling, possessing or  
23 using of any controlled substance, or illegal drug, including, but not limited to: heroin, cocaine,  
24 cocaine base, methamphetamine, and marijuana; (2) possession of related drug paraphernalia,  
25 including, but not limited to, rolling papers, pipes, or other devices used for injecting, smoking  
26 or ingesting illegal drugs; (3) knowingly remaining in the presence of anyone selling,  
27 possessing, or using any controlled substance or illegal drug without a prescription; or (4) being  
28 under the influence of a controlled substance, or illegal drug without a prescription;

29 d. **Stay Away From Alcohol In Public:** Anywhere in public view or anyplace



1 accessible to the public which does not have a valid license to serve alcohol, (1) drinking or  
2 possessing an open container of an alcoholic beverage, (2) being under the influence of alcohol;  
3 (3) knowingly remaining in the presence of anyone possessing an open container of an alcoholic  
4 beverage in public; (4) knowingly remaining in the presence of an open container of an  
5 alcoholic beverage in public;

6 e. **No Guns or Dangerous Weapons:** Anywhere in public view or anyplace  
7 accessible to the public, (1) possessing any weapons: firearms, including BB guns, airsoft guns,  
8 pellet guns, and replica guns, ammunition, knives, baseball bats, brass knuckles, or  
9 screwdrivers, without a legitimate purpose, or illegal weapon as defined in Penal Code section  
10 12020, (2) knowingly remaining in the presence of anyone who is in possession of such gun,  
11 ammunition or dangerous weapon, or (3) knowingly remaining in the presence of such gun,  
12 ammunition or dangerous weapon;

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

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

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

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

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

26 k. **No Gang Hand Signs:** Using words, phrases, physical gestures, or symbols  
27 commonly known as hand signs, which describe or refer to the gang known as VARRIO  
28 POSOLE LOCOS, also known as "POSOLE," such as, placing the thumb and their index finger  
29 together to form an "O" and extend any other finger or fingers to form a "P"; separate two

1 fingers to form a "V"; place the elbows together to form a "V"; place the hand of one arm on  
2 any part of the other arm to form a "P"; place the hands, with the fingers forming a half-circle,  
3 on top of each other to form the letter "S."

4 1. **No Gang Clothes:** Wearing clothing or accessories which bear the name, initials,  
5 letters, numbers or other symbols of the gang known as VARRIO POSOLE LOCOS, including,  
6 but not limited to "Varrio Posole Locos;" "Posole;" "Oceanside Posole;" "P-Town;" "P;"  
7 "1620;" "Padres;" "Pittsburg Pirates;" "Eastside;" "VPLS;" "PT;" "16" and "20."

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

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

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

19 p. **Removal Provision:** Any person (hereinafter, "Served Person") who has been  
20 served with this injunction or any subsequent injunction entered in this action (hereinafter,  
21 "Gang Injunction") may move this Court (hereinafter, "Removal Provision"), to be dismissed  
22 from this action. This Gang Injunction shall not be enforceable against a Served Person who is  
23 dismissed under this Removal Provision. The terms of the current Removal Provision are as  
24 follows:

25 1. **Requirements:** Plaintiff agrees not to object to a Served Person's motion to be  
26 dismissed under this provision, so long as the dismissal is to be without prejudice and with each  
27 side to bear its own costs and fees, and so long as the motion satisfies the following  
28 requirements:

29 a. **Proper Notice:** A motion under this provision shall be made on proper



1 notice, properly served on plaintiff's counsel, and shall not be made on shortened time;

2                   b. Not/No Longer a Gang Member: Served Person must declare he/she is a  
3 reformed, former POSOLE gang member (or that he/she was never a POSOLE gang member),  
4 he/she is not active with the POSOLE gang, and he/she renounced the POSOLE gang and gang  
5 life. This declaration regarding POSOLE gang and gang life is an essential part of this  
6 provision; and

7                   c. Proof Required: (A) Served Person must declare that he/she has not been  
8 arrested for the past five years, not including any time spent incarcerated, which must be true;  
9 (B) Served Person must declare that he/she has not been documented by law enforcement for the  
10 past five years to have been in the company or association of any known active POSOLE gang  
11 member, other than an immediate family member, which must be true; (C) Served Person must  
12 declare that he/she has not been documented by law enforcement in violation of any of the  
13 above gang injunction provisions (D) Served Person must declare that he/she has not obtained  
14 any new POSOLE gang-related tattoos for the past five years, which must be true; and (E)  
15 Served Person must declare that he/she is gainfully employed and has so been employed  
16 consistently for a period of one year, which must be true or in the alternative, that Served Person  
17 is enrolled in educational pursuits or doing community service which contributes to the benefit  
18 of their local community; and (E) Served Person must sign this declaration under penalty of  
19 perjury.

20                   d. No Third Party Beneficiaries: It shall not be a defense to any civil or  
21 criminal contempt charge or civil or criminal charge of any nature whatsoever, that any person  
22 including any Served Person was eligible to apply for dismissal under this provision.

23                   e. Effect in Other Proceedings: Plaintiff shall not be bound by the criteria  
24 of this Removal Provision (five arrest-free years, and other criteria), in any action, civil or  
25 criminal, other than a motion brought under this provision in this action. Moreover, a dismissal  
26 under this provision shall be without prejudice and shall not operate as a retraxit in any other  
27 action.

28                   f. Dismissed Served Person Committing New Violation: If a Served Person  
29 who has successfully been dismissed from this Gang Injunction pursuant to this Removal

1 Provision, fails to abide by all of the above "removal provisions," such as by association with  
2 known active POSOLE gang members, by getting new gang tattoos , or by getting arrested for  
3 any crime that is determined to be a gang-related crime, then such Served Person may be re-  
4 served with this Gang Injunction, and will be required to comply with all of its terms;

5 2. Personal Service Required: No person shall be subject to the provisions of this  
6 Order unless that person has been previously personally served with this Order.

7  
8 DATED:

JAN 11 2010 *AK*

AARON H KATZ

Judge of the Superior Court



# EXHIBIT

A1

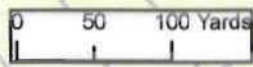
# Oceanside Safety Zone 1

## Legend

-  Safety Zone 1
-  Safety Zone 2
-  Schools
-  Parks



Oceanside Police





# EXHIBIT

## A2

## Legend

-  Safety Zone 1
-  Safety Zone 2

## Oceanside Safety Zones 1 & 2

Oceanside Police

