

AGENDA ITEM: 3.

DATE: 11-18-13

STAFF REPORT

**REVOCAATION HEARING
CONDITIONAL USE PERMIT NO. 11-10**

DATE: November 18, 2013

TO: Lancaster Planning Commission

FROM: Planning Department *BL*

SUBJECT: Consideration of revocation of Conditional Use Permit No. 11-10, Industry Theater, located at 43415 Business Center Parkway #103, pursuant to Section 17.42.130(C) of the Lancaster Municipal Code

RECOMMENDATION: Approve Resolution No. 13-18 revoking Conditional Use Permit No. 11-10

PROCEDURAL HISTORY:

- August 8, 2011: Application for a conditional use permit for a concert venue/nightclub with on-site alcohol sales (beer and wine,) and a waiver for the normal distance requirements pursuant to Section 17.42.040(C) of the Lancaster Municipal Code, was filed with the Planning Department.
[True and correct copy of the application is attached as Exhibit "A"]
- November 21, 2011: The Planning Commission adopted Resolution No. 11-18 approving Conditional Use Permit No. 11-10, which allows for the on-site sale of beer and wine under a Type 42 State Alcoholic Beverage Control ("ABC") license, and which approves the waiver of the normal distance requirements.
[True and correct copies of approved Resolution No. 11-18, staff report dated November 21, 2011, and staff report from the original October 17, 2011 hearing are attached collectively as Exhibit "B"]
- December 1, 2011: The applicant, Mr. Tully Huffaker ("applicant" or "Mr. Huffaker"), signed "Affidavit of Acceptance of Conditions" for Conditional Use Permit No. 11-10, and returned the document to the Planning Department, thereby stating his acceptance of and agreement to comply with the conditions of approval established under Resolution No. 11-18.
[True and correct copy of the signed affidavit is attached as Exhibit "C"]

- December 1, 2011: The City of Lancaster issued a business license for the Industry Theater; the description of the business is identified as “concert venue.”
[True and correct copy of the approved business license application is attached as Exhibit “D”]

- January 31, 2012: The City issued a letter to Mr. Huffaker, granting request to change the ABC license from Type 42 to Type 40, which authorizes only the sale of beer and prohibits wine or distilled spirits on the premises, and which allows minors to be on the premises.
[True and correct copy of the January 31, 2012 letter is attached as Exhibit “E”]

CASE BACKGROUND

CUP Conditions

On December 1, 2011, applicant Tully Huffaker signed an Affidavit of Acceptance of Conditions for Conditional Use Permit No. 11-10. The conditions he agreed to, in pertinent part, include the following:

- Condition No. 2 Per the direction of the Planning Director, the applicant shall comply with applicable provisions of Chapter 17.42 of the Lancaster Municipal Code.

- Condition No. 3 Hours of operation for the concert venue and private events over 50 persons would be 7:00 p.m. to 1:00 a.m. on Friday and Saturday, and between 5:00 p.m. to 1:00 a.m. on weekdays, with the exception of Wednesdays and Sundays. No events shall take place on Wednesdays or Sundays.

- Condition No. 6 The applicant agreed to only sell beer and wine (ABC Type 42, on-sale beer and wine for public premises) and not to request an upgrade to full general liquor license. Any upgrade to the liquor license would require a new application for a conditional use permit.

- Condition No. 9 All alcoholic beverages shall be sold, served, and consumed in a 682 square-foot lounge that is separated from the concert/venue area, and no one under twenty-one years of age will be allowed into that area. Project authorization shall be for the serving and dispensing of beer and wine for on-site consumption in the lounge. The consumption of beer and wine, as well as the presence of open containers, shall be permitted only in this location. Alcoholic beverages shall not be permitted in any portion of the establishment beyond the lounge.

- Condition No. 9 Alcoholic beverages shall not be permitted to be consumed in the parking area or other exterior areas of the premises.

Condition No. 25 A strict “No in-and-out” policy shall be enforced, which would restrict guests from entering and exiting the premises [repeatedly].

Condition No. 29 Security personnel shall not be armed at any time.

The following is a summary of incidents/conditions at or concerning the Industry Theater that form the basis for this revocation hearing:

Shooting Incident

On February 23, 2013 at approximately 2:00 a.m., deputies with the County of Los Angeles Sheriff’s Department (“LASD”) Lancaster station responded to a call for service at the Industry Theater (hereafter, “the club”) concerning an assault with a deadly weapon. On an undeveloped lot adjacent to the club, they found a man who had been shot. While LASD officers began their investigation into the shooting, other LASD deputies who were at Antelope Valley Hospital on an unrelated matter noted that several people with gunshot wounds were arriving. It was later determined that these people were injured at the club. In all, four people were shot, one was beaten, and the window of a patron’s vehicle was shot out.

(Declaration of LASD Detective Daniel Welle (“Welle Decl.”), ¶3; *see also* true and correct copies of the LASD Incident Report and Supplemental Reports, collectively attached as Exhibit “F”)

The LASD investigation into the shooting, which included interviews with applicant Tully Huffaker and club patrons, revealed that a rap concert had ended shortly before the shooting. As patrons were leaving the club, several fights broke out inside the club. Security officers used pepper spray on some of the fighting patrons. A man inside the club was observed holding a handgun. Some men ran out of the club and got inside two cars, then drove past the front door of the club and began shooting towards the club. A security officer inside the club who was armed with a semi-automatic handgun fired shots through the front of the club. One car then went around the building and fired shots at the rear of the club.

(Exhibit F, generally; *see esp.* F-23, F-29 and F-30)

Two bar counters were set up in the lounge area, with shelves behind the counters. Numerous bottles of distilled spirits and liquor were on the shelves. Liquor bottles were also observed elsewhere in the club, outside the lounge area.

(Welle Decl., ¶4)

Investigating deputies found a flyer on the premises, advertising the event of February 22, 2013; it showed the event ending at 2:00 a.m. on February 23.

(Exhibit F-33)

City Inspection

On August 20, 2013, City Public Safety personnel and LASD deputies conducted an inspection of the club to ascertain compliance with ABC rules. Applicant Tully Huffaker was asked to make available for inspection records establishing that all club employees who serve or sell alcoholic

beverages had successfully completed responsible beverage service training. He stated that he did not have such records. He stated that he allowed concert promoters renting the club to use his ABC license. He was asked but failed to produce records to verify the lawful purchase of alcoholic beverages for retail sale.

(Declaration of LASD Deputy Lance Jordan (“Jordan Decl.”), ¶¶8, 10, 11)

Mr. Huffaker acknowledged his intent to have an all-night rave party at which patrons would pay at the door and “camp” in the club overnight.

(Jordan Decl. ¶7)

A bag of marijuana was observed during the inspection of Mr. Huffaker’s office; he acknowledged that it was his and that he did not have any medical conditions. He was issued a citation for possession of a controlled substance.

(Jordan Decl., ¶9)

Public Safety personnel subsequently searched the internet for photos taken at the club in 2013, and found photos depicting the presence of alcoholic beverages outside of the lounge area inside the club and patrons in exterior portions of the premises with alcohol containers. A search of the Industry Theater’s Facebook page revealed postings advertising concerts and other events with hours earlier and/or later than the permissible hours of operation and on impermissible days. One posting advertising a concert indicated that the club has a “smoking patio.”

(Declaration of Lancaster Public Safety Officer Anthony Perez (“Perez Decl.”), ¶¶4-13; *see also* true and correct of screen prints collectively attached as Exhibit “G”)

Other Calls for Service (LASD)

In addition to the shooting incident discussed above, there have been seven other incidents at the club that resulted in calls for service to LASD between October 2012 and August 2013; most occurred after the shooting incident. These included fights and arguments in the parking lot, and a false report of bombs having been planted in the club.

(Jordan Decl., ¶12; *see also* true and correct copy of LASD Calls for Service Log attached as “Exhibit “H”)

GROUND FOR REVOCATION

Authority of Planning Commission to Revoke

Lancaster Municipal Code §17.42.130.C authorizes the Planning Commission to set a public hearing to consider revocation of a conditional use permit for noncompliance with the performance standards set forth in LMC §17.42.110, which provides that a conditional use permit shall be subject to revocation if any of the following is found to exist:

- (A) Activities within the premises or in close proximity of the premises which constitute a nuisance under any section of this code.

- (B) Where the operation of the premises is in violation of any applicable city ordinance or state or federal regulation or statute.
- (C) Failure to comply with any condition imposed in the issuance of a conditional use permit.

Violations

The events summarized above give rise to numerous violations of the conditions of Conditional Use Permit No. 11-10 (“CUP”), the Lancaster Municipal Code (“LMC”) and the California Business & Professions Code, including but not limited to the following:

1. Alcoholic beverages other than beer on the premises, in violation of CUP Condition Nos. 6 and 9 and Cal. Business & Professions Code §25607(a). (Welle Decl. ¶4; Exhibit I-2.)

This constitutes grounds for revocation pursuant to LMC §17.42.110(B) and (C).
2. Alcoholic beverages in areas of the club outside of the 682 square-foot lounge, in violation of CUP Condition No. 9. (Welle Decl. ¶4; Perez Decl. ¶5; Exhibit G-1.)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).
3. Alcoholic beverages consumed in exterior areas of the premises, in violation of CUP Condition No. 11. (Perez Decl. ¶¶6, 7; Exhibits G-2 and G-3)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).
4. Armed security personnel, in violation of CUP Condition No. 29. (Exhibit F, generally; F-23 and F-29 and F-30 .)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).
5. Concerts or other events which continued past 1:00 a.m., in violation of CUP Condition No. 3. (Exhibit F-33; Perez Decl. ¶10; Exhibit G-6.)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).
6. A concert or other event which began before 7:00 p.m. on a Saturday, in violation of CUP Condition No. 3. (Perez Decl. ¶9; Exhibit G-5.)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).
7. Concerts or other events which were held on a Wednesday, in violation of CUP Condition No. 3. (Perez Decl. ¶¶12, 13; Exhibits G-7 and G-8)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).

8. A concert or other event which was held on a Sunday, in violation of CUP Condition No. 3. (Perez Decl. ¶13; Exhibit G-8)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).

9. Failure to make available for inspection records establishing that all club employees who serve or sell alcoholic beverages had successfully completed responsible beverage service training, in violation of LMC §17.42.070(G) and CUP Condition No. 2. (Jordan Decl. ¶11)

This constitutes grounds for revocation pursuant to LMC §17.42.110(B) and (C).

10. The use of an ABC license by persons other than licensee, in violation of California Business & Professions Code §23355. (Jordan Decl. ¶10; Exhibit I-1)

This constitutes grounds for revocation pursuant to LMC §17.42.110(B).

11. Failure to enforce a strict “No in-and-out” policy, which would restrict patrons from entering and exiting the club repeatedly, in violation of CUP Condition No. 25. (Perez Decl. ¶¶6, 7, 10; Exhibits G-2, G-3 and G-6)

This constitutes grounds for revocation pursuant to LMC §17.42.110(C).

12. Maintaining or allowing the maintenance of a “chronic nuisance” property (i.e., property that has generated five or more nuisance service calls during a twelve month period), in violation of LMC §8.52.040. (Jordan Decl. ¶12; Exhibit H)

This constitutes grounds for revocation pursuant to LMC §17.42.110(A) and (B).

The declarations and exhibits offered in support of staff’s recommendation for revocation of CUP No. 11-10 clearly demonstrate numerous and serious violations of the operating conditions imposed under the CUP to which the applicant agreed and accepted, as well as violations of the municipal code and state law. These violations provide ample grounds for revocation. The applicant has shown a flagrant and continuing disregard for the health, safety and welfare of his patrons, adjacent property occupants, and the public at large. Staff believes revocation is clearly justified in this instance, and recommends that the Commission approve and adopt Resolution No. 13-18 to revoke Conditional Use Permit No. 11-10.

Attachments:

PC Resolution No. 13-18

Declaration of LASD Detective Daniel Welle, dated October 31, 2013

Declaration of LASD Deputy Lance Jordan, dated October 31, 2013

Declaration of Lancaster Public Safety Officer Anthony Perez, dated October 31, 2013

- Exhibit "A": Conditional Use Permit Application dated August 8, 2011
- Exhibit "B": Resolution No. 11-18 and Planning Commission Staff Reports dated October 17, 2011 and November 21, 2011
- Exhibit "C": Affidavit of Acceptance of Conditions for CUP No. 11-10 dated December 1, 2011
- Exhibit "D": City Approved Business License application dated December 1, 2011
- Exhibit "E": Letter to Mr. Tully Huffaker dated January 31, 2012
- Exhibit "F": County of Los Angeles Sheriff's Department ("LASD") Incident Report dated February 23, 2013, URN No 13-03278-1134-051, with Supplemental Reports.
- Exhibit "G": Screen prints of photos taken at Industry Theater and postings from the Industry Theater's Facebook page
- Exhibit "H": LASD Compilation of Calls for Service
- Exhibit "I": Calif. Business & Professions Code Sections 23355 and 25607

RESOLUTION NO. 13-18

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LANCASTER, CALIFORNIA, REVOKING APPROVED CONDITIONAL USE PERMIT NO. 11-10

WHEREAS, November 21, 2011, the Planning Commission approved and adopted Resolution No. 11-18 approving Conditional Use Permit No. 11-10 in accordance with the provisions of Chapter 17.32 and 17.42 of the Lancaster Municipal Code; and

WHEREAS, approved Conditional Use Permit No. 11-10 permits the operation of a concert venue/nightclub with on-site sale of beer and wine; and

WHEREAS, on January 31, 2012, the City granted applicant's request to change the California Department of Alcohol and Beverage Control ("ABC") license from Type 42 to Type 40, which authorizes only the sale of beer and prohibits wine or distilled spirits on the premises, and which allows minors to be on the premises; and

WHEREAS, Section 17.42.110 of the Lancaster Municipal Code establishes performance standards for alcohol establishments; and

WHEREAS, Section 17.42.130.C of the Lancaster Municipal Code authorizes the Planning Commission to set a public hearing to consider revocation of a conditional use permit for an alcoholic beverage establishment for noncompliance with said performance standards contained in said Section 17.42.110; and

WHEREAS, notice of intention to hold a public hearing to consider the revocation of Conditional Use Permit No. 11-10 was given as required in Chapter 17.36 and Section 17.32.920 of the Lancaster Municipal Code; and

WHEREAS, staff has performed necessary investigations, prepared a written report, and recommended revocation of Conditional Use Permit No. 11-10 based upon the available evidence; and

WHEREAS, public notice was provided as required by law and a public hearing was held on November 18, 2013; and

WHEREAS, this Commission hereby adopts the following findings in support of the revocation of Conditional Use Permit No. 11-10, based upon the referenced Declarations and Exhibits attached hereto and incorporated herein as part of this Resolution No. 13-18:

1. The applicant requested, received approval for, and acknowledged and accepted that Conditional Use Permit No. 11-10 allows the operation of a concert venue/nightclub with sale of alcohol subject to the conditions of approval. (Exhibits A, B and C.)
2. The applicant is in violation of Condition Nos. 6 and 9 of Conditional Use Permit No. 11-10 and Section 25607(a) of the California Business & Professions Code, because

alcohol other than beer (i.e., liquor and distilled spirits) were present on the premises. (Declaration of Los Angeles County Sheriff's Department ("LASD") Detective Daniel Welle, ¶4; Exhibit I-2.)

This constitutes grounds for revocation pursuant to Section 17.42.110(B) and (C) of the Lancaster Municipal Code.

3. The applicant is in violation of Condition No. 9 of Conditional Use Permit No. 11-10, because alcoholic beverages were present in areas of the club outside of the 682 square-foot lounge. (Welle Declaration. ¶4; Declaration of Lancaster Public Safety Officer Anthony Perez ¶5; Exhibit G-1.)

This constitutes grounds for revocation pursuant to Section 17.42.110 (C) of the Lancaster Municipal Code.

4. The applicant is in violation of Condition No. 11 of Conditional Use Permit No. 11-10, because alcoholic beverages were consumed in exterior areas of the premises. (Perez Declaration ¶¶6, 7; Exhibits G-2 and G-3.)

This constitutes grounds for revocation pursuant to Section 17.42.110(B) and (C) of the Lancaster Municipal Code.

5. The applicant is in violation of Condition No. 29 of Conditional Use Permit No. 11-10, because security personnel at the concert venue/nightclub were armed. (Exhibit F, generally; F-23, F-29 and F-30.)

This constitutes grounds for revocation pursuant to Section 17.42.110(C) of the Lancaster Municipal Code.

6. The applicant is in violation of Condition No. 3 of Conditional Use Permit No. 11-10, because the concert venue/nightclub continued operating after 1:00 a.m., began operating on Saturday before 7:00 p.m., and operated on Wednesday and Sunday. (Exhibit F-33; Perez Declaration ¶¶9, 10, 12, 13; Exhibits G-5 – G-8.)

This constitutes grounds for revocation pursuant to Section 17.42.110(C) of the Lancaster Municipal Code.

7. The applicant is in violation of Condition No. 1 of Conditional Use Permit No. 11-10 and of Section 17.42.070(G) of the Lancaster Municipal Code, because he failed to make available for inspection records establishing that all concert venue/nightclub employees who serve or sell alcoholic beverages had successfully completed responsible beverage service training. (Declaration of LASD Deputy Lance Jordan ¶11.)

This constitutes grounds for revocation pursuant to Section 17.42.110(B) and (C) of the Lancaster Municipal Code.

8. The applicant has allowed other persons to use his ABC license, in violation of Section 23355 of the California Business & Professions Code. (Jordan Declaration ¶10; Exhibit I-1.)

This constitutes grounds for revocation pursuant to Section 17.42.110(B) of the Lancaster Municipal Code.

9. The applicant has failed to enforce a strict “No in-and-out” policy, which would restrict patrons from entering and exiting the club repeatedly, in violation of CUP Condition No. 25. (Perez Decl. ¶¶6, 7, 10; Exhibits G-2, G-3 and G-6)

This constitutes grounds for revocation pursuant to Section 17.42.110(C) of the Lancaster Municipal Code.

10. The applicant has maintained or permitted the maintenance of a “chronic nuisance” property which has generated five or more nuisance service calls during a twelve month period, in violation of Section 8.52.040 of the Lancaster Municipal Code. (Jordan Declaration ¶12; Exhibit H.)

This constitutes grounds for revocation pursuant to Section 17.42.110(A) and (B) of the Lancaster Municipal Code.

11. The staff report and the supporting Declarations and Exhibits establish the operation of the concert venue/nightclub in a manner that constitutes significant violations of the Lancaster Municipal Code and the California Department of Alcoholic Beverage Control regulations and that warrants revocation of Conditional Use Permit No. 11-10.
12. The use for which the approval was granted is so exercised as to be detrimental to the public health or safety, or so as to be a nuisance.

NOW, THEREFORE, BE IT RESOLVED:

This Commission based on the evidence presented and the findings contained herein, hereby revokes Conditional Use Permit No. 11-10, effective ten (10) working days from the date of this resolution, pursuant to Section 17.32.950 of the Lancaster Municipal Code.

PASSED, APPROVED and ADOPTED this 18th day of November 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

JAMES D. VOSE, Chairman
Lancaster Planning Commission

ATTEST:

BRIAN S. LUDICKE, Planning Director
City of Lancaster

**Declaration of LASD Detective Daniel Welle,
dated October 31, 2013**

DECLARATION OF DANIEL WELLE

I, Daniel Welle, declare and state as follows:

1. I am over the age of eighteen and am not a party to this action. Except as otherwise indicated, the facts set forth herein are known to me personally, or have been determined by my review of official City records. If called upon as a witness, I could and would competently testify thereto.

2. I am now, and at all times mentioned herein have been, a detective with the County of Los Angeles Sheriff's Department ("LASD" or "Department"), assigned to the Operation Safe Streets Bureau at the Lancaster station. I have been employed by LASD for fourteen years.


3. This declaration concerns the Industry Theater, located at 43415 business Center Parkway #103, in the city of Lancaster. At approximately 3:30 a.m. on February 23, 2013, I was called to the location to participate in the Department's investigation of a multiple shooting at the nightclub/concert venue. (True and correct copies of the LASD Incident Report and Supplemental Reports concerning this incident are attached collectively as Exhibit F.)

4. As I conducted a walk-through of the club, I observed a room to the right of the entry, which appeared to be set up like a bar/lounge. I observed two bar counters in this room, each with shelves behind the counter. Primarily I noticed cans/bottles which contained beverages such as juice, water and malt liquor/energy drink combinations (I.E. 'Four Loko'). However; mixed in with these I also observed bottles which contained, to the best of my memory, gin, vodka and whiskey. Elsewhere within the club there were, what appeared to be, V.I.P. or performer dressing/waiting rooms which also contained a few bottles of alcohol. Throughout the premises I saw small ziplock type baggies discarded on the floor. These commonly used in my

1 experience to contain 'Party Drugs' such as marijuana, ecstasy, cocaine and
2 methamphetamine. There was a heavy odor of burnt Marijuana throughout the
3 building.

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5 I declare under penalty of perjury that the foregoing is true and correct.

6 Executed this 1st day of November 2013 in the County of Los Angeles, State of
7 California.

8  #464820
9 Daniel Welle
10 Detective, LASD-Operation Safe Street Bureau
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**Declaration of LASD Deputy Lance Jordan,
dated October 31, 2013**

**Declaration of Lancaster Public Safety Officer
Anthony Perez, dated October 31, 2013**

1 DECLARATION OF ANTHONY PEREZ

2 I, Anthony Perez, declare and state as follows:

3 1. I am over the age of eighteen and am not a party to this action. Except as
4 otherwise indicated, the facts set forth herein are known to me personally, or have been
5 determined by my review of official City records. If called upon as a witness, I could and would
6 competently testify thereto.

7 2. I am a Public Safety Officer for the city of Lancaster (hereafter "City"). I have
8 held this position since October 2012. Prior to that, from March 2009 to September 2012, I was a
9 Code Enforcement Officer for the City. My duties for the City in each of these positions include
10 enforcement of zoning, property maintenance and other regulations of the Lancaster Municipal
11 Code on private real property. I am required to make determinations as to whether activities, uses
12 and/or conditions of structures or premises constitute violations of these laws and to seek their
13 abatement.

14 3. This declaration is made in support of the City's Planning Department
15 recommendation for revocation of Conditional Use Permit No. 11-10 ("CUP"), issued to
16 Industry Theater located at 43145 Business Center Parkway #103, a concert venue/nightclub
17 (hereafter, "the club"). I have reviewed the CUP and its conditions.

18 4. On October 29, 2013, I did an internet search for "photos taken at Industry
19 Theater from 2013." The results of this search depicted activities and/or conditions that
20 constitute violations of the conditions of the CUP. I made screen prints of the photos. True and
21 correct copies of some of the screen prints are attached collectively hereto as Exhibit "__." The
22 following is a brief description of each.

23 5. Exhibit G-1, dated April 30, 2013, depicts a performer on the stage at the club; he
24 is holding a bottle of Corona beer.

25 6. Exhibit G-2, dated September 14, 2013, depicts two people outside behind the
26 club; the young woman is holding what appears to be a can of Coors beer, and the young man is
27 holding what appears to be a bottle of liquor.

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1 7. Exhibit G-3 is an enlarged photo from September 14, 2013; it depicts the same
2 young woman from Exhibit G-2 holding again what appears to be a can of Coors beer, outside
3 behind the club with three other young women and a man.

4 8. Exhibit G-4, dated May 4, 2013, depicts a display table with pipes, “bongs” and
5 other miscellaneous marijuana paraphernalia.

6 9. Exhibit G-5 is an enlarged screen print taken from the Industry Theater’s
7 Facebook page. It depicts a flyer for a concert/show on Saturday, July 27, 2013, and indicates
8 that the event starts at 3:00 p.m.

9 10. Exhibit G-6 is another enlarged screen print taken from the Industry Theater’s
10 Facebook page. It depicts a flyer for a concert on Friday, March 29, 2013, and indicates that the
11 event ends at 2:00 a.m. It also indicates that the club has a smoking patio.

12 11. On October 30, 2013, I viewed the Industry Theater’s Facebook page, and
13 observed postings for some events from 2013. I again made screen prints from the Facebook
14 page. True and correct copies of some of them are also attached collectively as Exhibit G. The
15 following is a brief description.

16 12. Exhibit G-7 depicts a posting titled “the Teen Takeover!” It indicates that this
17 event, for ages 13 – 17, has live music, dance performances and a DJ, and is held every
18 Wednesday at the club between 6:00 p.m. and 10:00 p.m..

19 13. Exhibit G-8 depicts two postings for the club’s Haunted House. The top posting
20 shows dates the event will be open, including Wednesday, October 23, 2013 and Wednesday,
21 October 30, 2013. The bottom posting shows that the event as being open on Sunday, October
22 26, 2013, from 7:00 p.m. to 11:00 p.m.

23 14. The activities/events depicted in these exhibits constitute violations of the
24 conditions of the CUP, including, but not limited to, the following:

- 25 a. Condition No. 9 of the CUP prohibits the presence of open containers and the
26 consumption of beer in any portion of the club outside of the lounge, which is
27 separated from the stage.

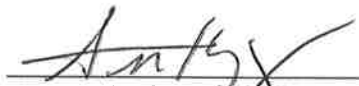
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- b. Condition No. 11 of the CUP prohibits the consumption of alcoholic beverages in the parking area or other exterior areas of the premises.
- c. Condition No. 25 provides that a strict "No in-and-out" policy must be enforced, to restrict guests from entering and exiting the premises repeatedly.
- d. Condition No. 3 of the CUP prohibits, in pertinent part, concerts and private events from starting before 7:00 p.m. on Saturdays, and from ending later than 1:00 a.m. on any day. Condition No. 3 also prohibits any events from being held on Wednesdays or Sundays.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 31st day of October 2013 in the County of Los Angeles, State of California.



Anthony Perez
Public Safety Officer
City of Lancaster

EXHIBIT "A"

Conditional Use Permit Application dated August 8, 2011

CONDITIONAL USE PERMIT APPLICATION

(Type A1) Proposed Use Within An Existing Building – Alcohol and Entertainment

FOR STAFF USE ONLY:

CUP No.: 11-10
Received By: CA
Date Filed: 8-18-11
Cross Reference Case No.: _____

Not a mailing address, use for mail

Tully Huffaker Name of Applicant (please print) Tully Huffaker Contact Name

32015 Farnese Ave Pearblossom CA 93553
Address City State Zip Code

661-992-5034 Phone Number tully@industry-theater.com Email Address

John Swalbe Name of Engineer/Architect

Address City State Zip Code

Phone Number Fax Number Email Address

93145 Business Center Parkway #103 Location of Project (address or vicinity)

Industry Theater Name of Proposed Project

LI Existing Zoning 3126-008-019 Assessor's Parcel Number

(The answers to the following must be made complete and full.)

1. USE APPLIED FOR: (Describe in detail the nature of the business, occupation or purpose for which the building, structure, improvement, or premises are to be used and what is to be done on or with the property in the way of additional improvements)
Concert Venue: add bathrooms, stage, bar, dressing rooms, and seating

2. GIVE EXACT LEGAL DESCRIPTION OF PROPERTY. Use extra sheet if necessary. *MA*

3. A HEARING IS BEING REQUESTED TO DETERMINE THE LAND USE PROPERTY RIGHT OF THE APPLICANT SINCE:

a. THE ZONE OR THE PROPOSED USE IN THIS ZONE REQUIRES A CONDITIONAL USE PERMIT. (State why the use should be considered for this location)

Beer sales and live entertainment are necessary to the success of business for Industry Theater

b. SUCH USE WILL NOT BE MATERIALLY DETRIMENTAL TO THE PUBLIC WELFARE NOR THE PROPERTY OF OTHER PERSONS LOCATED IN THE VICINITY THEREOF BECAUSE: (State in detail why the use of property requested will not be detrimental to the surrounding community)

Industrial area was specifically chosen to allow such a use; no surrounding houses or schools, ample parking, no noise issues.

4. Indicate other permits and approvals secured in compliance with the provisions of other applicable ordinances.

FOR ALCOHOL AND LIVE ENTERTAINMENT RELATED USES

COMPLETE SECTION BELOW

ALCOHOL USES

1. Indicate ABC License type.

42 On-Sale Beer & Wine Public Premises

2. Indicate type of alcohol establishment per section 17.42.020 (Please Circle):

Primary Off-Sale

Incidental Off-Sale

Primary On-Sale

Incidental On-Sale

3. Provide hours of operation and days of the week of the establishment.

2-3 days weekly, 6-8pm to 12am-2am.
Friday & Saturday, mon-wed

4. Provide hours and days of the week for alcohol sales.

2-3 days weekly, 6-8pm to 12am-2am
Friday & Saturday mon-wed

5. Provide hours of deliveries to establishment.

never

6. Is this a restaurant? ___ Yes No (if yes, provide a detailed menu)

7. Describe type and method of security to be provided. If security to be provided by an entity other than the applicant, provide name, address and phone number of security service.

large events - OPSEC security and in-house guards
small events - in-house security

8. A HEARING IS BEING REQUESTED TO DETERMINE THE LAND USE PROPERTY RIGHT OF THE APPLICANT SINCE:

a. THE PROPOSED ALCOHOL USE IN THIS ZONE REQUIRES A CONDITIONAL USE PERMIT. (State why the use should be considered for this location)

Beer sales will be vital to the prosperity of Industry Theater, which will be a positive influence on the community

b. SUCH USE WILL NOT ADVERSELY AFFECT NEARBY RESIDENTS AND FACILITIES PRIMARILY DEVOTED TO USE BY CHILDREN, FAMILIES, AND THE GENERAL PUBLIC, AFTER GIVING CONSIDERATION TO THE DISTANCE OR PROXIMITY OF THE PROPOSED ALCOHOLIC BEVERAGE ESTABLISHMENT TO RESIDENTIAL DISTRICTS, SCHOOLS (PUBLIC OR PRIVATE), DAY CARE CENTERS, PUBLIC PARKS, PLAYGROUNDS AND OTHER RECREATIONAL FACILITIES, CHURCHES OR OTHER PLACES OF RELIGIOUS WORSHIP, HOSPITALS, CLINICS OR OTHER HEALTH CARE FACILITIES BECAUSE: (State in detail why the use of property requested will not adversely affect the surrounding community)

No legal, sensitive facilities are in the proximity

■ ENTERTAINMENT USES:

1. Will live entertainment be provided? Yes ___ No (if yes, please describe type, days, and hours of operation and minimum age limit)

2-3 days weekly, 6-8pm to 12-2am, events will be all ages, 18+, or 21+ depending on event
Friday + Saturday, Mon-Wed

2. Describe type and method of security to be provided. If security to be provided by an entity other than the applicant, provide name, address and phone number of security service.

OPSEC security in conjunction with in-house guards.

3. THE PROPOSED ENTERTAINMENT USE REQUIRES A CONDITIONAL USE PERMIT. (State why the use should be considered for this location)

live entertainment is detrimental to the success of the establishment

4. SUCH USE WILL NOT ADVERSELY AFFECT NEARBY RESIDENTS AND FACILITIES PRIMARILY DEVOTED TO USE BY CHILDREN, FAMILIES AND THE GENERAL PUBLIC, AFTER GIVING CONSIDERATION TO THE DISTANCE OR PROXIMITY OF THE PROPOSED ALCOHOLIC BEVERAGE ESTABLISHMENT TO RESIDENTIAL DISTRICTS, SCHOOLS (PUBLIC OR PRIVATE), DAY CARE CENTERS, PUBLIC PARKS, PLAYGROUNDS AND OTHER RECREATIONAL FACILITIES, CHURCHES OR OTHER PLACES OF RELIGIOUS WORSHIP, HOSPITALS, CLINICS OR OTHER HEALTH CARE FACILITIES BECAUSE: (State in detail why the use of property requested will not adversely affect the surrounding community)

No legal, sensitive facilities are in the surrounding radius. 1 unlicensed church is in the vicinity

5. SUCH USE WILL BE MATERIALLY DETRIMENTAL TO THE PUBLIC WELFARE NOR THE PROPERTY OF OTHER PERSONS LOCATED IN THE VICINITY THEREOF BECAUSE: (State in detail why the use of property requested will not be detrimental to the surrounding community)

Industrial area was chosen to maintain a problem free environment separated from sensitive uses.

NOTE: See instructions as to the preparation of site plans, elevations, or other data or information pertinent to this particular request.

PROPERTY AUTHORIZATION

THE UNDERSIGNED STATES THAT THEY ARE THE OWNER of the property described herein and hereby gives authorization for the filing of this application. Further, I DO BY MY/OUR SIGNATURE(S) ON THIS AGREEMENT, absolve the City of Lancaster of all liabilities regarding any deed restrictions that may be applicable to the property described herein.

<u>Business Center Parkway LLC</u>		<u>8/17/11</u>
<u>Armando Rosio</u>	Manager	
Print Name	Signature	Date
<u>Tully Huffaker</u>		<u>8/18/11</u>
Print Name (Applicant)	Signature	Date

EXHIBIT "B"

Resolution No. 11-18

**Planning Commission Staff Reports dated
October 17, 2011, and November 21, 2011**

RESOLUTION NO. 11-18

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LANCASTER, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT NO. 11-10

WHEREAS, a conditional use permit has been requested by Tully Huffaker, Industry Theater, to allow a concert venue/nightclub with on-sale consumption of alcoholic beverages (Alcoholic Beverage Control Type 42, on-sale beer and wine - public premises), private events, and the request for a waiver for the normal distance requirements pursuant to Section 17.42.040.C of the Lancaster Municipal Code, for a site located at 43145 Business Center Parkway #103 in the LI (Light Industrial) Zone, as shown on the attached site map; and

WHEREAS, an application for the above-described conditional use permit has been filed pursuant to the regulations contained in Article I of Chapter 17.32 and Chapter 17.42, of the Lancaster Municipal Code; and

WHEREAS, a notice of intention to consider the granting of a Conditional Use Permit has been given as required in Article V of Chapter 17.32 of the Lancaster Municipal Code, and in Section 65905 of the Government Code of the State of California; and

WHEREAS, staff has performed necessary investigations, prepared a written report, and recommended approval of this conditional use application, subject to conditions; and

WHEREAS, public notice was provided as required by law and a public hearing was held on October 17, 2011 and November 21, 2011; and

WHEREAS, the proposed project is not subject to the California Environmental Quality Act (CEQA) per Section 15061(b)(3), which states that "where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA". As the proposed project is a use permit for the sale of alcohol at an existing facility, no impacts on environmental resources would be expected to occur."

WHEREAS, this Commission hereby adopts the following findings in support of approval of a waiver of normal distance requirements pursuant to Section 17.42.040.C of the Lancaster Municipal Code:

1. The on-site sale of alcohol at the proposed Industry Theater concert venue/nightclub and private events will meet a specific need, because it will provide increased public convenience through a type of venue that is limited within the Antelope Valley.
2. The distance waiver to allow on-site sale of alcohol within 300 feet of a religious assembly is not expected to result in adverse effect upon such use because restrictions will be placed on the days and time of operation of Industry Theaters. The business will be operated by well-trained staff in a safe, controlled, and

well-organized manner that will not affect the existing religious assembly, because the Industry Theater would be in operation during the evenings and weekends when the religious assembly is not in operation, security would be provided on-site, and patrol of parking lot would take place.

WHEREAS, this Commission hereby adopts the following findings in support of approval of this application:

1. The proposed Industry Theater and the related on-site sale of alcohol would be located within an existing building, and will be in conformance with the General Plan land use designation of (LI) Light Industrial.
2. The requested alcohol use at the location proposed will not:
 - a. Adversely affect the health, peace, comfort, or welfare of persons residing or working in the surrounding area, because the business would be located in the Light Industrial zone where no homes are located. Industry Theater would be open on weekends and weekdays with the exception of Wednesdays and Sundays, and the hours of operation would be between the hours of 5:00 p.m. to 1:00 a.m., when most of the neighboring businesses would be closed. Private events of less than 50 persons would be allowed to operate between the hours of 10:00 a.m. to 1:00 a.m. on Friday and Saturday, and between the hours of 10:00 a.m. to 12:00 a.m. on weekdays. No events shall occur on Wednesdays and Sundays.
 - b. Be materially detrimental to the use, enjoyment, or valuation of property of other persons located in the vicinity of the site, because City development standards have been met, adequate parking is provided, and on-site security would be provided.
 - c. Jeopardize, endanger or otherwise constitute a menace to the public health, safety, or general welfare, because adequate sewer, water, drainage, and improvements are available.
3. The proposed site is adequately served:
 - a. By Business Center Parkway, which is of sufficient width and improved to carry the anticipated daily vehicle trips such use would generate; and
 - b. By other public or private service facilities, including sewer, water, fire, and police services as required.

4. The proposed use will not result in a significant effect on the environment, because the site is already developed and adequately served by necessary street and utilities.

WHEREAS, this Commission hereby adopts the following Conditional Use Permit findings, per Section 17.42.050, in support of approval of this application:

1. The proposed use as a concert venue/nightclub and private event with on-sale consumption of alcoholic beverages (Alcoholic Beverage Control Type 42, on-sale beer and wine - public premises) is located in the LI (Light Industrial) Zone, which permits alcoholic beverages to be sold for on-site consumption with a conditional use permit.
2. The proposed use will not adversely affect the nearby residents and facilities primarily devoted to use by children, families, and the general public, after giving consideration to the distance or proximity of the proposed alcoholic beverage establishment to residential districts, schools (public or private), day care centers, public parks, playgrounds and other places of religious worship, hospitals, clinics or other health care facilities, because adequate restrictions have been placed on the hours of operation and security and control of potential loitering is being required, which will provide an adequate level of safety.
3. The proposed concert venue/nightclub and private event serves the public convenience and necessity based on all factors outlined in Section 17.42.060 of the Municipal Code, because restrictions are placed on the operation of the use, including limiting alcohol sales and consumption to a 682 square-foot restricted lounge area, and security provisions are required that will adequately ensure that the use will not adversely affect nearby uses and the general public.

NOW, THEREFORE, BE IT RESOLVED:

This Commission hereby approves Conditional Use Permit No. 11-10, subject to the conditions attached hereto and incorporated herein.

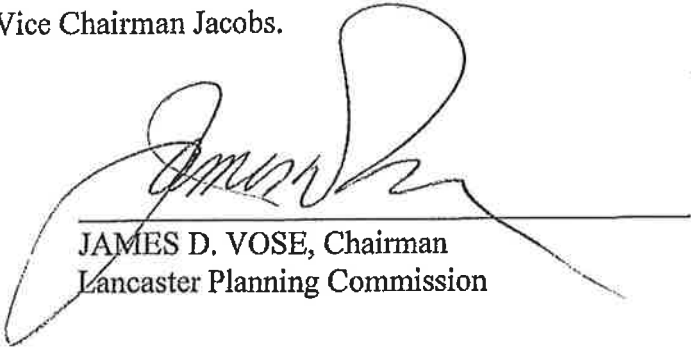
PASSED, APPROVED and ADOPTED this 21st day of November 2011, by the following vote:

AYES: Commissioners Elihu, Hall, Harvey, Terracciano, and Chairman Vose.

NOES: None.


ABSTAIN: None.

ABSENT: Commissioner Malhi and Vice Chairman Jacobs.



JAMES D. VOSE, Chairman
Lancaster Planning Commission

ATTEST:



BRIAN S. LUDICKE, Planning Director
City of Lancaster

PLANNING COMMISSION ACTION:

APPROVED (6-0-0-1) to continue to the November 21, 2011, PC Meeting. (ABSENT: Elihu)

AGENDA ITEM: 2.

DATE: 10-17-11

STAFF REPORT

CONDITIONAL USE PERMIT NO. 11-10

DATE: October 17, 2011

TO: Lancaster Planning Commission

FROM: Planning Department *BL*

APPLICANT: Tully Huffaker, Industry Theatre

LOCATION: 43145 Business Center Parkway, #103

REQUEST: A Conditional Use Permit to allow a concert venue/nightclub with on-sale consumption of alcoholic beverages (Alcoholic Beverage Control Type 42, on-sale beer and wine - public premises), and a request for waiver under Section 17.42.040.C of the Lancaster Municipal Code to allow the sale of beer and wine within 300 feet of a religious assembly area, in the LI (Light Industrial) Zone

RECOMMENDATION: Adopt Resolution No. 11-18 approving Conditional Use Permit No. 11-10.

BACKGROUND: There have been no prior hearings before either the City Council or the Planning Commission concerning this property.

GENERAL PLAN DESIGNATION, EXISTING ZONING AND LAND USE: The subject location is designated LI (Light Industrial) by the General Plan and is zoned LI (Light Industrial), and is currently a 6,000± square-foot vacant unit located within a 44,428± square-foot Office/Industrial building. The General Plan designation, zoning, and land use of the surrounding properties are as follows:

	<u>GENERAL PLAN</u>	<u>ZONING</u>	<u>LAND USE</u>
NORTH	LI	LI	Water Tanks
EAST	LI	SP 90-01	Private College/Office
SOUTH	LI	SP 90-01	Office
WEST	LI	LI	Union Pacific Railroad

PUBLIC IMPROVEMENTS: The site is bounded to the east by Business Center Parkway, which is improved with two lanes in each direction. All utilities are available to serve the site.

ENVIRONMENTAL REVIEW: The proposed project is not subject to the California Environmental Quality Act (CEQA) per Section 15061(b)(3), which states that "where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA". As the proposed project is a use permit for a concert venue/nightclub with sale of alcohol at an existing facility, no impacts on environmental resources would be expected to occur.

LEGAL NOTICE: Notice of Public Hearing was mailed to all property owners within a 500-foot radius of the project, posted in three places, posted on the subject property, and noticed in a newspaper of general circulation per prescribed procedure.

ANALYSIS: The applicant, Tully Huffaker, is seeking approval of a conditional use permit to allow a concert venue/nightclub at Industry Theater with on-sale consumption of alcoholic beverages (Alcoholic Beverage Control Type 42, on-sale beer and wine for public premises). A conditional use permit is required to operate the entertainment use/night club per Lancaster Municipal Code Section 17.16.070.A.1.h, and is required for an Alcoholic Beverage Control license per Lancaster Municipal Code Section 17.42.030 for a primary on-sale beverage establishment. A key issue in reviewing this request is whether a waiver should be granted under Section 17.42.040.C of the Municipal Code. Related questions, such as whether operation restrictions should be placed on the use, also must be evaluated, but can only be done within the context of the waiver issue.

The applicant proposes to ultimately operate between the hours of 5:00 p.m. to 2:00 a.m., Monday, Tuesday, Thursday, Friday and Saturday; starting with weekends and one day per week.

The entertainment events would include music, such as live bands, DJs, and dancing occurring on the weekends and occasionally during the week. The applicant proposes to establish a venue for local performers to reach audiences of all ages, or restricted ages depending on the performance. The floor plan indicates a stage area of 432 square feet, dance floor of 933 square feet, an age restricted lounge area of 682 square feet, and open lounge area of 1,243 square feet, for a total of 3,290 square feet with an occupancy load of 362 persons.

The applicant has indicated that OPSEC security and in-house security will be provided for large concerts; and that for small events, in-house security would be provided. The applicant specifies that a small event would be considered less than 100 guests with two in-house guards; for 100-250 guests, one outsourced guard and two in-house guards would be provided; and for a large group of between 250-360 people, two outsourced guards and two in-house guards would be provided for security. The applicant indicates that the parking lot area would be monitored by both in-house and outsourced security. The security as proposed by the applicant would exceed that recommended by the Sheriff's Department, which is a minimum of one security guard per 100 patrons. The applicant indicates that a strict policy will be maintained preventing guests from entering and exiting the venue, and from loitering in the parking lot and surrounding properties.

An identification check and ticket sales area is located at the entrance as shown on the floor plan. At point of purchase, a wrist ban would be provided identifying patrons who are 21 years of age and older. All patrons would continue through the hallway to the open area where the stage and dance floor and available seating are located. An age restricted lounge approximately 682 square feet would be available for patrons 21 years of age and older, where alcohol would be served. A staff member stationed at the restricted lounge door would check wrist bands to ensure only those persons 21 years of age and older enter the lounge. Conditions have been added to ensure that no alcohol sales or alcohol consumption are allowed outside the lounge area. In addition, signs would be posted that state that no alcoholic beverages are allowed beyond that point, as well as a staff member that would ensure no one leaves the lounge with any alcoholic beverage. The applicant would be limited to operating and serving alcohol within the restricted lounge to two hours prior to an event, and one hour after the event, but in no case would this occur outside the hours of operation of the facility.

Sufficient parking exists for the project; parking for the entertainment center is calculated at one automobile space for every 45 square feet of floor area (1/45) for uses where seats are not fixed. The entertainment use at 6,000 square feet would require 134 parking spaces, and 350 parking spaces are provided for the industrial facility. According to the parking calculation, the only uses operating after 5:00 p.m. on weekdays would be the church and the proposed use, and the uses would not be opened at the same time. Industry Theater would not be open on Wednesday and Sunday to avoid any conflict with the church. All other businesses are open Monday through Friday from 8:00 a.m. to 5:00 p.m.

Separation Distance Requirements. The City's alcohol ordinance Section 17.42.040 establishes separation distance requirements between certain types of alcohol sellers and uses identified as "sensitive uses." This provision in the ordinance goes to the core reason that the City has enacted regulations for alcohol sales, which is to deal with the potential for negative external effects on adjacent areas that certain alcohol establishments can create. These effects can include noise, loitering, trash and debris, or increased need for police services, for example, but are not intended to include more social concerns (whether the consumption of alcohol in the community is good or bad, for example). The ordinance makes a distinction between retail uses that sell alcohol as an incidental activity (grocery stores, drug stores, etc.) and those that are primary alcohol sellers, such as bona fide restaurant, nightclubs or bars that sell alcoholic beverages for on-site consumption are considered primary on-sale beverage establishments. Incidental activity (grocery stores, drug stores) are considered to have external negative effects that are minimal, and the positive effects that the retail uses provide to the community outweigh these negative effects. Primary alcohol sellers, on the other hand, are considered much more likely to create adverse effects on surrounding uses.

Waiver of Distance Requirements. The City's alcohol ordinance (Section 17.42.040.C) contains a provision to allow for a waiver of the normal distance requirements of the alcohol ordinance. The waiver provision acts as a "safety valve" when application of normal requirements produces results that are not in line with the overall intent of the ordinance. The waiver provision requires that two findings be made: first, that the alcohol beverage establishment will serve a specific community need; and second, that the approved waiver is not expected to create an adverse effect on adjacent property, uses, or residents. These provisions are written broadly to allow for a fair evaluation of specific circumstances. The City has approved two waiver requests in the past. The Planning

Commission approved a waiver of distance requirement in November 2008 of the location of the V.F.W. Post location on Division Street, a site that is within 300 feet of residential property and within 1,000 feet of a school. In this case, the Commission felt that a V.F.W. Post met a specific community need, and that any impact on adjacent uses was expected to be minimal, because of the private nature of the facility. The Planning Commission approved a waiver of distance requirement for off-site sale and consumption of alcohol (Type 20, sale of beer and wine only) at an existing minimarket at Cross point Development located at 1006 West Avenue H; and a request for a waiver for a site adjacent to residentially zoned property.

As noted previously, the alcohol ordinance sets separation distance to help minimize potential conflicts between certain types of alcohol establishments and sensitive uses, but also allows for a waiver of those in cases where specific need is identified, and the use is not expected to adversely affect the adjacent area. There are a number of issues and concerns that can legitimately be considered by the Planning Commission in analyzing this request:

1. The applicant has pointed out that this site for Industry Theatre was specifically located in the Business Park to reduce risk to surrounding environment. Industry Theatre is located in an area where the surrounding businesses are predominately closed by 5 p.m. on weekdays and during the weekends would not compromise or negatively affect surrounding businesses. The closest entertainment venue is the Elks Club which is a private club. Security would be provided to patrol the inside and outside of the establishment to prevent any loitering, increased need for police services, and to reduce any negative impacts to the existing industrial area.
2. The site is located within 300 feet of the church to the north of the project site. The conditional use permit indicated that the church would be opened from 7 p.m. to 10 p.m. on Wednesday, and 8 a.m. to 2 p.m. on Sunday. Industry Theatre would operate 5 p.m. to 2 a.m., Monday, Tuesday, Thursday, Friday and Saturday to avoid any conflict with the existing church.
3. The applicant has indicated that the sale of alcohol is necessary for the economic success of the business. Alcohol sales and service would be limited to a secured 682 square foot lounge monitored by on-site staff for those persons 21 years of age and older, and would only occur during a set time. The applicant would be required to comply with all standard conditions from the alcohol ordinance for on-sale alcoholic beverage establishments (Section 17.42.070). In analysis of the conditional use for alcohol sales, staff reviewed factors regarding public convenience and necessity. Operation of the entertainment uses will be conducted by well-trained staff in a manner that will maintain the atmosphere of the business park.
4. The Sheriff's Department was contacted as part of the initial review of this request. The Los Angeles County Sheriff's Department (Lancaster Station) was not opposed to the issuance of the conditional use permit, based on a conducted investigation and the applicant's agreement to added conditions.

5. The City's alcohol ordinance assumes that a primary alcohol seller such as a nightclub may have a negative effect on surrounding sensitive uses. The waiver process essentially places the burden of proof for the waiver on the applicant; in other words it is the applicant's responsibility to justify granting the waiver, not the City's responsibility to justify the separation distance established by the ordinance.
6. The Planning Commission has the ability to place restrictions on the operations of an alcohol establishment, provided that the restrictions are reasonably related to addressing potential negative effects. In the past, these restrictions have included conditions related to security on and off the site, and hours of operation. Staff feels that the proposed concert venue/nightclub with conditions of approval would ensure that the project does not adversely impact the neighboring businesses, because it is located adjacent to an industrial area and business park.


Staff believes that the applicant's proposal would provide the City with a concert venue/nightclub that currently has limited availability in the Antelope Valley, and that the alcohol beverage establishment will meet a specific community need in conjunction with the concert.

Staff is recommending approval of the proposed alcohol use and entertainment use for Industry Theater, because the proposed project meets the requirements of the zone, it will meet a community need providing a concert venue/nightclub, it will not adversely affect nearby residences or businesses, because the entertainment will occur within the building, and security would be provided inside and outside the premises. The conditions of approval have been included, which would ensure that the safety and general welfare of the surrounding area would be maintained. Staff believes the Planning Commission could make a favorable determination in support of the proposal.

Respectfully submitted,



Christopher Aune, Assistant Planner



Silvia R. Donovan, Principal Planner

CA: SRD/jr

cc: Applicant
Engineer

MEMORANDUM
STAFF REPORT

DATE: NOVEMBER 21, 2011

TO: PLANNING COMMISSION

FROM: PLANNING DEPARTMENT *BL*

SUBJECT: CONDITIONAL USE PERMIT NO. 11-10

Request:

A Conditional Use Permit to allow a concert venue/nightclub and private events with on-sale consumption of alcoholic beverages (Alcoholic Beverage Control Type 42, on-sale beer and wine - public premises), and a request for waiver under Section 17.42.040.C of the Lancaster Municipal Code to allow the sale of beer and wine within 300 feet of a religious assembly area, in the LI (Light Industrial) Zone.

Discussion:

On October 17, 2011, the Planning Commission requested for the applicant, Tully Huffaker and Pastor Marsh from New Life Community Church, to meet and determine if an agreement could be reached. On October 31, 2011, the applicant and the Pastor met to discuss the proposed request for a concert venue, and to reduce the potential for negative external effects from the sale of alcohol from Industry Theatre to New Life Community Church. The applicant and Pastor Marsh came to the following agreement:

1. The applicant agrees to only sell beer and wine (ABC Type 42, on-sale beer and wine for public premises), and would not request an upgrade to full general liquor license. Any upgrade to the liquor license would require a conditional use permit.
2. No on-site alcohol consumption prior to door opening. In no case would the doors be opened to public more than 60 minutes prior to start of show. This does not preclude set up time by the bands or management.
3. Sales service and consumption of alcoholic beverages are permitted no sooner than one hour prior to the concert, and no later than one hour after the conclusion of the concert, or per the Department of Alcoholic Beverage Control Guidelines.
4. Any lines to enter the venue must be formed to the south of Suite 103 (Industry Theatre), away from the entrance of New Life Community Church.

5. Hours of operation for concert venue and large private events over 50 people would be limited to 7:00 pm to 1:00 am on Friday and Saturday, and 5:00 pm to 1:00 am on weekdays, with the exception of Wednesdays and Sundays. No events shall take place on Wednesday or Sundays.
6. Hours of operation for small private events with fewer than 50 persons would be limited to 10:00 am to 1:00 am on Friday and Saturday, and between 10:00 am and 12:00 am (midnight) on weekdays, with the exception of Wednesday. No events shall take place on Wednesday and Sunday.
7. Parking for Industry Theatre will be located at the south and east end of the parking lot (see site plan), and will be sectioned off by the applicant with cones, or as determined by the landlord. Any concerns about parking would be handled by management.
8. The applicant will ensure that security is available prior to the door opening.
9. The applicant agrees to work with New Life Community Church to avoid conflicts regarding events that are scheduled on weekdays.

On November 14, 2011, staff met with Tully Huffaker and Pastor Marsh to discuss the project and the request to add private events. The applicant would host various types of private events, such as wedding receptions, quinceñeras, birthdays, dances, and other similar conference/meeting type events. For events less with than 50 persons, the hours of operation would be between 10:00 am and 1:00 am on weekends, and 10:00 am to 12:00 am on weekdays, with the exception of Wednesday and Sundays. There will be no events on Wednesday and Sunday. Private events would be closed to the public, no tickets sold at the door, with mandatory two in-house security personnel provided when alcohol is being sold. Staff has added conditions per the attached conditions list.

Staff is recommending approval of the proposed alcohol use and entertainment use for Industry Theater, because the proposed project meets the requirements of the zone, it will meet a community need providing a concert venue/nightclub, the entertainment will occur within the building, security would be provided inside and outside the premises, and Pastor Marsh from New Life Community Church is not opposed to the project after meeting with applicant Tully Huffaker. The conditions of approval have been included, which would ensure that the safety and general welfare of the surrounding area would be maintained. Staff believes the Planning Commission could make a favorable determination in support of the proposal.

Recommendation:

Adopt Resolution No. 11-18 approving Conditional Use Permit No. 11-10.

Attachment:

PC Resolution No. 11-18
Conditions List
Site Plan Map

EXHIBIT "C"

**Affidavit of Acceptance of Conditions for CUP No. 11-10
dated December 1, 2011**

RECORDING REQUESTED BY:
CITY OF LANCASTER
WHEN RECORDED MAIL TO:

NAME: CITY OF LANCASTER
MAILING
ADDRESS: 44933 FERN AVENUE
CITY, STATE: LANCASTER, CA
ZIP CODE: 93534



SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

AFFIDAVIT OF ACCEPTANCE OF CONDITIONS

WHEREAS, Tully Huffaker, submitted plans for the property located in Lancaster, California, and described more particularly as Industry Theatre, 43145 Business Center Parkway #103;

WHEREAS, the Lancaster Planning Commission approved Conditional Use Permit Application No. 11-10, on November 21, 2011, subject to the conditions of approval; and

WHEREAS, one of the conditions of approval is the written agreement to accept the conditions of approval;

NOW THEREFORE, the undersigned Owner hereby accepts and agrees to comply with the conditions of approval on Resolution No. 11-18;
(Title/Designation)

IN WITNESS WHEREOF, this affidavit is executed this 1st day of December, 2011.

Tully Huffaker (Industry Theatre)

Tully Huffaker
Printed Name, Signature and Title/Designation Owner



CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

3

State of California

County of Los Angeles

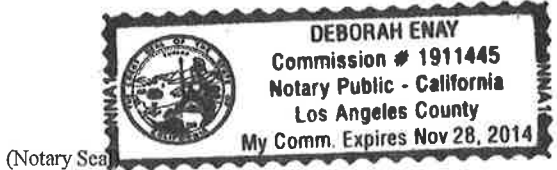
On December 1, 2011 before me, Deborah Enay, Notary Public
(Here insert name and title of the officer)

personally appeared Tully Huffaker

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.
Deborah Enay
Signature of Notary Public



ADDITIONAL OPTIONAL INFORMATION

INSTRUCTIONS FOR COMPLETING THIS FORM

DESCRIPTION OF THE ATTACHED DOCUMENT
Affidavit of Acceptance of Conditions
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 1 Document Date 12/1/11

(Additional information)

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

CAPACITY CLAIMED BY THE SIGNER

Individual (s)
 Corporate Officer

(Title)

Partner(s)
 Attorney-in-Fact
 Trustee(s)
 Other _____

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they- is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

This page is part of your document - DO NOT DISCARD



20120150890



Pages:
0003

Recorded/Filed in Official Records
Recorder's Office, Los Angeles County,
California

01/27/12 AT 10:05AM

FEES:	21.00
TAXES:	0.00
OTHER:	0.00
PAID:	21.00



LEADSHEET



201201270780037

00005285068



003763298

SEQ:
01

DAR - Mail (Hard Copy)



THIS FORM IS NOT TO BE DUPLICATED



EXHIBIT "D"

City Approved Business License application
dated December 1, 2011

lancaster
it's positively clear

RECEIVED

CITY OF LANCASTER

Finance Department
44933 Fern Avenue
Lancaster, CA 93534-2461
(661) 723-6237

DEC 01 2011

Type of Business

- New Business
- Branch Application
- Change of Address*
- Change of Business Name*
- Change of Ownership*
- Pawn Shop/2nd Hand Dealer

* Please fill in current Business License #

**CITY OF LANCASTER
APPLICATION FOR BUSINESS LICENSE**

ALL APPLICABLE CITY REQUIREMENTS MUST BE MET. THESE INCLUDE ZONING, BUILDING, FIRE, HEALTH, SIGNAGE AND OTHER MUNICIPAL CODES. CERTAIN BUSINESSES MUST OBTAIN ADDITIONAL PERMITS APPROVALS.

PLEASE PRINT OR TYPE

Business Name Industry Theater
 Owner Name Tully Huffaker
 Business Address 45145 Business Center Parkway #103 City Lancaster State CA Zip Code 93534
 (No PO Boxes)
 Mailing Address _____
 (If different)
 Business Phone # (661) 992-5034 Main Branch YES NO Number of Branches in City, Including Main Branch 0

NOTE: A SEPARATE APPLICATION MUST BE FILED FOR EACH BRANCH

Description of Business or Profession Concert Venue

ALL INFORMATION BELOW THIS LINE IS CONFIDENTIAL: Will NOT be available to the public.

E-mail Address tully.dw@y400.com Website Address www.industry-theater.com
 Number of Owners: 1 Number of Employees (this branch): 0; Number of Employees (all Lancaster branches): 0
 Are all employees/owners legal to work in the U.S.? (meet the requirements of the Immigration and Naturalization Act) YES NO
 Have you hired any employees after December 31, 2009? YES NO If YES, have you verified their employment eligibility through E-Verify as required by Chapter 5.50 of the Lancaster Municipal Code? YES NO (Dept. of Homeland security website: www.dhs.gov)
 Does Business operate Point-of-Sale Vehicles in Lancaster? YES NO If YES, how many in Lancaster: _____
 Is Business Operated from a Residence within Lancaster City Limits? YES NO If YES, a Home Occupation Permit is Required.
 Is Business Nonprofit? YES NO If YES, include Proof of Nonprofit Status.
 Does Business Sell Tobacco Products? YES NO If YES, a Tobacco Retail License Application must be completed and submitted along with Business License Application.

TYPE OF OWNERSHIP

- CORPORATION
- PARTNERSHIP
- SOLE PROPRIETOR

Full Name of Owners/Partners/Principal Officers Tully Dennis Huffaker Complete Home address (or Corporate address) 32015 Fornese Ave. Perris Blossom CA 93553 Telephone # (661) 992-5034

If Corporation: Corporate Name _____ Corporate # _____
 Business Start Date or Relocation Date within City of Lancaster 12/2011
 CA Driver's Lic. # and Exp. Date (All Partners) _____
 Federal Employment or Social Security # (All SS #s, if Partnership) _____
 State Tax Identification _____

State Board of Equalization _____
 (Seller's Permit) _____
 Does the Proposed Business Require a California State License? YES NO
 License # _____ Expiration Date _____
 Classification _____

BUSINESS LICENSES ARE RENEWED ANNUALLY ON YOUR BUSINESS START DATE.
CANCELLATION OF A BUSINESS LICENSE, OR RENEWAL OF A BUSINESS LICENSE, MUST BE SUBMITTED IN WRITING.
 ACCEPTANCE OF A LICENSE FEE DOES NOT CONSTITUTE APPROVAL OF A BUSINESS LICENSE. IN ACCORDANCE WITH SECTION 5.04.039 OF THE LANCASTER MUNICIPAL CODE, UPON CITY ACCEPTANCE OF THIS APPLICATION AND PAYMENT OF THE REQUIRED FEE THIS DOCUMENT SHALL SERVE AS A TEMPORARY LICENSE FOR TWENTY-ONE (21) DAYS. ALL OTHER PROVISIONS OF THE LANCASTER MUNICIPAL CODE, COUNTY CODES, AND APPLICABLE FEDERAL AND STATE LAWS MUST BE COMPLIED WITH BEFORE BUSINESS CAN BE LAWFULLY CONDUCTED. I UNDERSTAND THAT INTENTIONALLY PROVIDING FALSE INFORMATION MAY BE A BASIS FOR DENIAL OF A LICENSE. I CERTIFY THAT ALL EMPLOYEES MEET THE REQUIREMENTS OF THE IMMIGRATION AND NATURALIZATION ACT AND THAT, IF EMPLOYEES WERE HIRED AFTER DECEMBER 31, 2009, THEIR EMPLOYMENT ELIGIBILITY WAS VERIFIED THROUGH THE E-VERIFY PROGRAM AS REQUIRED BY CHAPTER 5.50 OF THE LANCASTER MUNICIPAL CODE.

Tully Huffaker SIGNATURE
Tully Huffaker PRINT NAME
Owner TITLE
(661) 992-5034 PHONE #
12/01/2011 DATE

DO NOT WRITE BELOW THIS LINE

Department Approvals	Date	By	Fee Summary
PLANNING DEPT	12/1/11	<u>[Signature]</u>	License \$ 89
CODE ENFORCEMENT	12/1/11	<u>[Signature]</u>	Penalty \$ 0
Business License Number			Other \$ 0
Payment Receipt Number			TOTAL DUE \$ 150
			BALANCE DUE \$ 150
			Payment Type <input type="checkbox"/> Cash <input type="checkbox"/> Check <input type="checkbox"/> Credit Card
			Accepted By <u>[Signature]</u> Date <u>12/1/11</u>

EXHIBIT "E"

Letter to Mr. Tully Huffaker dated January 31, 2012



R. Rex Parris Mayor
Ronald D. Smith Vice Mayor
Ken Mann Council Member
Marvin E. Crist Council Member
Sandra Johnson Council Member
Mark V. Bozigian City Manager

January 31, 2012

Tully Huffaker
43145 Business Center Parkway, #103
Lancaster, CA 93535

Re: Conditional Use Permit No. 11-10/Change from ABC License Type 42 to Type 40

The City of Lancaster has reviewed your request to change your Alcohol Beverage Control License Type 42 to a Type 40, in order to allow minors on the premises. A Type 42 allows the sale of beer and wine but does not allow minors on the premises. A Type 40 would allow minors but only allow the sale of beer. The City has determined that this request may be processed administratively without a formal hearing. This determination is based on the fact that the basic operation of the business, and any potential effect on adjacent uses, will not be changed by this modification.

The Planning Commission approved the Conditional Use Permit based on the request for an all age venue with strict conditions that only allow the sale and consumption of beer and wine within one room of the building. With approval of this modification, any mention of the word "wine" in the approval documents shall not be construed as a violation of ABC requirements.

This notification approves the request for the change of ABC License Type 42 to a Type 40. All other conditions for Conditional Use Permit No. 11-10 remain the same and in force.

If you need additional information, you may contact me at (661) 723-6100.

Sincerely,

A handwritten signature in black ink that reads "Brian S. Ludicke". The signature is written in a cursive style with a large, prominent "B" and "L".

Brian S. Ludicke
Planning Director

BSL/ca

cc: Development Engineering Division

EXHIBIT "F"

County of Los Angeles Sheriff's Department ("LASD")
Incident Report dated February 23, 2013,
URN No 13-03278-1134-051, with Supplemental Reports

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
INCIDENT REPORT

FPO JC

A TRADITION OF SERVICE

DATE 02-23 13 PAGE 1 OF 6

ACTION: <input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> INACTIVE <input type="checkbox"/> PENDING	<input type="checkbox"/> NON-CRIMINAL	# OF ADULT ARRESTS 0	# OF SUBJECT DETENTIONS 0	URN # 0 13 03278	1134	051
CLASSIFICATION 1 / LEVEL / STATCODE ASSAULT WITH A DEADLY WEAPON - 245(a)(2) P.C. 1F1051				RETENTION YEAR		REPORTING DISTRICT
CLASSIFICATION 2 / LEVEL / STATCODE ASSAULT WITH A DEADLY WEAPON - 245(a)(1) P.C. 1F1054				SEQUENTIAL		STAT CODE
DATE, TIME, DAY OF OCCURRENCE 02-23 13, 0200 Hrs. FRIDAY				PRINTS REQUESTED COMPLETED	BY:	TIME
LOC. OF OCCURRENCE 43145 BUSINESS CENTER DRIVE, LANCASTER, CA. 93534				BUS. NAME "IT CLUB"		SEX OFFENSE VICTIM INFO? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO DOMESTIC VIOLENCE <input type="checkbox"/> NON-PERSONAL (GUN, KNIFE, ETC) <input type="checkbox"/> PERSONAL (HANDS, FEET, FIST, ETC) INJURY <input checked="" type="checkbox"/> Major <input type="checkbox"/> Minor <input type="checkbox"/> None <input type="checkbox"/> NON-CRIMINAL

CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V 1 5	[REDACTED]	[REDACTED]	[REDACTED]	M	B		10-28-90	22
RES. ADDR. REFUSED TO GIVE - VICTORVILLE			ZIP	VICTIM OF OFFENSE(S) (CLASSIFICATION) #:		RES. PHONE (Area Code)		Day Phone
BUS. ADDR. UNEMPLOYED			ZIP	# 1 # # # #		REFUSED		Day Phone
ENGLISH SPEAKING			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		BUS. PHONE (Area Code)		NONE	
CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V 2 5	[REDACTED]	[REDACTED]	[REDACTED]	M	B		11-10-94	18
RES. ADDR. [REDACTED] LANCASTER			ZIP 93535	VICTIM OF OFFENSE(S) (CLASSIFICATION) #:		RES. PHONE (Area Code)		Day Phone
BUS. ADDR. UNEMPLOYED			ZIP	# 1 # # # #		[REDACTED]		Day Phone
ENGLISH SPEAKING			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		BUS. PHONE (Area Code)		NONE	
CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V 3 5	[REDACTED]	[REDACTED]	UNKN	M	B		6-11-75	37
RES. ADDR. [REDACTED] LANCASTER			ZIP 93535	VICTIM OF OFFENSE(S) (CLASSIFICATION) #:		RES. PHONE (Area Code)		Day Phone
BUS. ADDR. UNEMPLOYED			ZIP	# 1 # # # #		[REDACTED]		Day Phone
ENGLISH SPEAKING			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		BUS. PHONE (Area Code)		NONE	

CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
S 1 ?	UNK							
RES. ADDR.			CITY	ZIP	DRIVER'S LICENSE (STATE & No.)		UNK	
BUS. ADDR.			CITY	ZIP	RES. PHONE (Area Code)			
BUS. ADDR.			CITY	ZIP	BUS. PHONE (Area Code)			
SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
CHARGE			WHERE DETAINED OR CITE #			N.I.C.		
AKA			MONIKER			BOOKING #		
CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
RES. ADDR.			CITY	ZIP	DRIVER'S LICENSE (STATE & No.)			
BUS. ADDR.			CITY	ZIP	RES. PHONE (Area Code)			
BUS. ADDR.			CITY	ZIP	BUS. PHONE (Area Code)			
SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
CHARGE			WHERE DETAINED OR CITE #					
AKA			MONIKER			BOOKING #		

VEHICLE # 1	SUSPECT STATUS	<input type="checkbox"/> IMPOUNDED	LICENSE (STATE & No.)	YEAR	MAKE	MODEL	BODY TYPE	COLOR
	<input type="checkbox"/> VICTIM	<input type="checkbox"/> STORED <input type="checkbox"/> OUTSTANDING						
REGISTERED OWNER - UNK			IDENTIFYING FEATURES		CHP 180 SUBMITTED:		GARAGE NAME & PH.	
					<input type="checkbox"/> YES <input type="checkbox"/> NO			

BY DEP. HARRISON, W	EMPLOYEE # 497031	VACATION DATES	DEP. EDWARDS, J	EMPLOYEE # 514211	VACATION DATES
STATION LANCASTER	UNIT / CAR # 112G / SD6004	SHIFT PM	APPROVED K. TURKILL	EMPLOYEE # 404528	DATE TIME 2-24-13, 0432HRS
VICTIM DESIROUS OF PROSECUTION <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			ASSIGNMENT OSS		
HQ NOTIFICATION REQ. <input type="checkbox"/> YES <input type="checkbox"/> NO			SPECIAL REQUEST DISTRIBUTION		
SUSP / SUBJ RELEASE APPROVED BY		TIME	PCD SUBMITTED: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	TT B/C BY	DATE TIME
					SECTY MR2124

F-1

DATE: 02-23-13 TIME RECEIVED: 0205 TAG #: 24 URN #: 013-03278-1134-051 PAGE 2 OF 6

INPUT / CHECKED NCIC, CII, ETC.: YES NO EVIDENCE HELD: YES NO EVIDENCE ENTERED IN: PATROL Ledger/Page# NARCOTICS Ledger/Page# SAFE Ledger/Page# BY

EVIDENCE HELD: BLOOD BULLET BULLET CASING CHECKS CLOTHES CREDIT CARDS ELECTRONIC EQUIPMENT FINGERPRINTS
 FOOTPRINTS FRAUD DOCUMENTS GSR HAIR JEWELRY MISCELLANEOUS MONEY NARCOTICS
 OTHER PRINTS PAINT PHOTOGRAPHS RAPE KIT RECEIPTS TOOLS URINE VEHICLE IMPOUNDED
 VEHICLE PARTS WEAPONS

PROPERTY CODE:			S - STOLEN • R - RECOVERED • L - LOST • F - FOUND • E - EMBEZZLED • D - DAMAGED • EV - EVIDENCE		RELEASED TO	
CODE	ITEM #	QUAN.	DESCRIPTION (include kind of article, trade name, identifying numbers, physical description, material, color, condition, age and present market value)		SERIAL #	VALUE
EV	10	1	COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL 76P821-SH-CR-35 Rev.11/90 Date: 02/22/13 07:37:58 URN:013-03278-1134-051-010 EVIDENCE NAME: ██████████ V DESCRIPTION: CELL PHONE BRAND: SAMSUNG CASH# MOD: SGH-A157 SER. #R21CA788WSD CAL: @ BLK ATT SAMSUNG CELL PHONE, FOUND NEXT TO VICTIM ██████████ IN DESERT LDG: S/M/N 431 Pg# 83 ASSGD: DISPO: AUTHORIZED: EMP. #: 497631			
EV	11	1	COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL 76P821-SH-CR-35 Rev.11/90 Date: 02/22/13 07:37:58 URN:013-03278-1134-051-011 EVIDENCE NAME: ██████████ V DESCRIPTION: PARTY FLYERS BRAND: CASH# MOD: SER. # CAL: @ PARTY FLYERS FOUND AT LOCATION LDG: S/M/N 431 Pg# 83 ASSGD: DISPO: AUTHORIZED: EMP. #: 497631			

23213055 00617

PART I STATISTICAL INFORMATION

PROPERTY			TYPE OF PROPERTY		
TYPE OF PROPERTY	STOLEN	RECOVERED	TYPE OF PROPERTY	STOLEN	RECOVERED
CLOTHING/FURS	\$	\$	JEWELRY	\$	\$
CONSUMABLE GOODS	\$	\$	LIVESTOCK	\$	\$
CURRENCY/NOTES	\$	\$	LOCAL STOLEN VEHICLES	\$	\$
FIREARMS	\$	\$	MISCELLANEOUS	\$	\$
HOUSEHOLD GOODS	\$	\$	OFFICE EQUIPMENT	\$	\$
			TV/RADIO/STEREO	\$	\$

VICTIM OF SEX CRIMES REQUEST FOR CONFIDENTIALITY
 PURSUANT TO SECTION 293(a) OF THE CALIFORNIA PENAL CODE, YOU ARE INFORMED THAT YOUR NAME WILL BECOME A MATTER OF PUBLIC RECORD, UNLESS YOU REQUEST THAT IT REMAIN CONFIDENTIAL AND NOT BE A PUBLIC RECORD, PURSUANT TO SECTION 6254 OF THE GOVERNMENT CODE.

I, _____ HEREBY (DO) (DO NOT) ELECT TO EXERCISE MY RIGHT TO PRIVACY.

SCREENING FACTORS

- | | | | | | |
|--------------------------|-------------------------------------|-------------------------------|-------------------------------------|-------------------------------------|-----------------------------------|
| YES | NO | | YES | NO | |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 1. SUSPECT IN CUSTODY | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 7. GENERAL SUSPECT DESCRIPTION |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 2. SUSPECT NAMED/KNOWN | <input type="checkbox"/> | <input type="checkbox"/> | 8. GENERAL VEHICLE DESCRIPTION |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 3. UNIQUE SUSPECT IDENTIFIERS | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 9. UNIQUE M.O. OR PATTERN |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4. VEHICLE IN CUSTODY | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 10. SIGNIFICANT PHYSICAL EVIDENCE |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 5. UNIQUE VEHICLE IDENTIFIERS | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 11. TRACEABLE STOLEN PROPERTY |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 6. WRITER/REVIEWER DISCRETION | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 12. MULTIPLE WITNESSES |

F-2

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
INCIDENT REPORT CONTINUATION

URN: 013-03278-1134-051

PAGE 3 OF 4

CLASSIFICATION # / LEVEL / STAT CODE
ASSAULT WITH A DEADLY WEAPON - 245(a)(2) P.C. / P1051
CLASSIFICATION # / LEVEL / STAT CODE
CLASSIFICATION # / LEVEL / STAT CODE

VEHICLE # 2	SUSPECT STATUS	<input type="checkbox"/> IMPOUNDED	LICENSE (STATE & No.)	YEAR	MAKE	MODEL	BODY TYPE	COLOR
#	VICTIM	<input type="checkbox"/> STORED	<input type="checkbox"/> OUTSTANDING					
REGISTERED OWNER	IDENTIFYING FEATURES			CHP 180 SUBMITTED:		GARAGE NAME & PH.		
					<input type="checkbox"/> YES	<input type="checkbox"/> NO		

CODE: V - VICTIM • W - WITNESS • I - INFORMANT • R - REPORTING PARTY • P - PARTY

CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V 4 5				M	B		04-15-85	27
RES. ADDR.	CITY	ZIP	VICTIM OF OFFENSE(S) (CLASSIFICATION) #:	RES. PHONE (Area Code)	Day Phone			
		LANCASTER 93535	2	NO PHONE				
BUS. ADDR.	CITY	ZIP	ENGLISH SPEAKING	BUS. PHONE (Area Code)	Day Phone			
			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	NO PHONE				
CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V 5 5				M	B		03-28-87	25
RES. ADDR.	CITY	ZIP	VICTIM OF OFFENSE(S) (CLASSIFICATION) #:	RES. PHONE (Area Code)	Day Phone			
		VICTORVILLE 92392	1					
BUS. ADDR.	CITY	ZIP	ENGLISH SPEAKING	BUS. PHONE (Area Code)	Day Phone			
			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	NO PHONE				
CODE # of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
RES. ADDR.	CITY	ZIP	VICTIM OF OFFENSE(S) (CLASSIFICATION) #:	RES. PHONE (Area Code)	Day Phone			
BUS. ADDR.	CITY	ZIP	ENGLISH SPEAKING	BUS. PHONE (Area Code)	Day Phone			
			<input type="checkbox"/> YES <input type="checkbox"/> NO					

CODE: S - SUSPECT • SJ - SUBJECT • M - PATIENT • SN - SUSPECT / VICTIM • SJ / V - SUBJECT / VICTIM

CODE # of	LNAME	FNAME	MNAME	DRIVER'S LICENSE (STATE & No.)				
RES. ADDR.	CITY	ZIP	RES. PHONE (Area Code)					
BUS. ADDR.	CITY	ZIP	BUS. PHONE (Area Code)					
SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
CHARGE	WHERE DETAINED OR CITE #							
AKA	MONIKER		BOOKING #					
CODE # of	LNAME	FNAME	MNAME	DRIVER'S LICENSE (STATE & No.)				
RES. ADDR.	CITY	ZIP	RES. PHONE (Area Code)					
BUS. ADDR.	CITY	ZIP	BUS. PHONE (Area Code)					
SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
CHARGE	WHERE DETAINED OR CITE #							
AKA	MONIKER		BOOKING #					
CODE # of	LNAME	FNAME	MNAME	DRIVER'S LICENSE (STATE & No.)				
RES. ADDR.	CITY	ZIP	RES. PHONE (Area Code)					
BUS. ADDR.	CITY	ZIP	BUS. PHONE (Area Code)					
SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
CHARGE	WHERE DETAINED OR CITE #							
AKA	MONIKER		BOOKING #					

F-3

We responded to the location (43145 Business Center Pkwy, Lancaster) regarding an Assault with a deadly weapon call (T-24). The call stated Victim was taken into unknown vehicle. The call was later updated S/1 vehicle, Black 745 BMW, S/2 vehicle Camaro Silver last seen towards Division Street, See attached copy of call.

After receiving the call Deputy Edwards immediately coordinated the call by requesting Emergency radio traffic. Deputy Edwards had assisting units take containment spots on the front (111T1 Deputy Williams #529699), and back (112A Deputy Spears #528102) of the location, along with units on Division Street/Business Center Pkwy (Division Street /K-4, 111B, Deputy Moreno #532058, Business Center Pkwy/ Avenue K-10 111A, Deputy Stamsek #532057). Deputy Edwards further requested that Medical Rescue (902R) staged in the area.

Upon arrival at the location we located an individual (later identified as [REDACTED], [REDACTED] MB/102890, V/[REDACTED]) in a dirt field lot located in the north/east corner of Division Street/Business Center Pkwy, and Avenue K-8. V/[REDACTED] was laying face down with his head to the north and his feet to the south, approximately sixty (60) feet north of the NCBL (north curb line) of Avenue K-8, and approximately thirty (30) yards east of the ECBL (east curb line) of Division Street. It should be noted Division Street turns into Business Center Pkwy at Avenue K-8.

After seeing V/[REDACTED] Deputy Edwards again requested Emergency radio traffic on his Sheriff Hand held radio (Disp-15), and advised that we were detaining an individual in the desert lot. Deputy Edwards did this due to the fact we could not see V/[REDACTED]'s right hand which was located under his body. A few seconds later we were able to identify the fact V/[REDACTED] had received a gun shot wound to his right forearm area. Deputy Edwards then requested Medical (902R) to our location for V/Waller. LA County Fire Engine #135, Squad #129, under the Supervision of Captain Bartram responded to the location and began treating V/[REDACTED].

Just prior to the arrival of Fire I contacted V/[REDACTED] who stated he was inside the location (IT) club located at 43145 Business Center Pkwy, Lancaster. V/[REDACTED] said a fight started inside the club, and that the individuals involved in the fight left the club. V/[REDACTED] told me that as people started leaving the club people started shooting. V/[REDACTED] stated he ran towards the field (located north/east of the club). V/[REDACTED] said he started feeling tired so he laid down on the ground. V/[REDACTED] asked me several times if he had been shot during this time. V/[REDACTED] refused to provide me with an address or phone number, he only provided me with his name, date of birth, and said he resides in Victorville. I observed a black cell phone (EV-10) laying on the ground next to V/[REDACTED].

A few seconds later LA County Fire arrived on scene and started treating V/[REDACTED]. One of the Paramedics handed me the cell phone (EV-10) just prior to transporting V/[REDACTED]. V/[REDACTED] was then transported to Antelope Valley Hospital (AVH, 1600 West Avenue J, Lancaster, (661) 949-5000) a short time later.

During this time Deputy Edwards started a Incident Command Post just East of the location on Avenue K-8.

We received information from 114 A (Deputy Klump #483162, and Deputy Markman #535063) who was at Antelope Valley Hospital on a un-related incident at the time that numerous gunshot victims were arriving at the location (later identified as [REDACTED], [REDACTED] MB/032387, V/[REDACTED], [REDACTED] MB/061175, V/[REDACTED], [REDACTED] MB/111094, V/[REDACTED]) for further see Deputy Klump, and Deputy Markman's supplemental report under same file number. Deputy Klump requested several units code-3 to his location (AVH) due to several victims arriving, as well as numerous party goers arriving at the Hospital (AVH).

I requested a tactical frequency from SCC, and had all assisting unit's switch to A-tac 1, and started a Major Incident Log (see attached).

At 0227 Hrs a Gray/Silver Saturn arrived at Lancaster Sheriff's Station where a 246R call was dispatched Call T-26 see attached call. 112 Deputy Forbes # 529690 responded to Lancaster Station and advised the vehicle left the location (IT Club) during the incident, and received a window shot out of the vehicle, Deputy Forbes also responded to AVH where he received additional witness interviews (for further see Deputy Forbes supplemental report under same file number).

I was later advised by Deputy Klump that V/[REDACTED] arrived at AVH a short time later by LA County Fire, as well as a fifth (5th) victim (later identified as Chambers, Kevin MB/041585, V/Chambers) who was assaulted during the fight with hands and fists causing great bodily injury requiring medical treatment (for further see supplemental report by Deputy Klump).

I also requested GSR (gun shot residue) evidence be collected from all five (5) victims (see Deputy Klumps supplemental report for further).

Deputy Klump advised us that he, 113 Deputy Bush #526161, 111D Deputy Fletcher #506784, collected several witness statements from the party goers, and victims who were at the location during the incident (see Deputy Klump, Deputy Bush, And Deputy Fletchers supplemental report).

Deputy Klump also advised he also received bullet fragments recovered by AVH Doctors from V/[REDACTED], along with photographs of the injuries (see Deputy Klumps supplemental report).

Deputy Spears received statements from the business owner, and several other witnesses at the location (for further see his supplemental report under same file number).

Deputy Williams received statements from a security guard working at the location, and several witnesses (for further see his supplemental report).

I was advised by Deputy Spears, and Deputy Williams that they received statements that a large fight started inside the location (IT Club) and ended up in the front of the location in the parking lot. I was also advised that a Armed Security Guard working at the location engaged in a gunfight with (shoot bullets) from his firearm at suspects that were shooting at party goers exiting the location. I was also advised that a firearm magazine was located at the location, and two vehicles described as (Black BMW 745I, and Silver Camaro Z28 with Chrome wheels was seen leaving the location with several suspects who were shooting at party goers, for further see their supplemental report).

Deputy Klump advised us that he had a vehicle at AVH that was used to transport a victim to AVH from the location after the incident (for further see Deputy Klumps Supplemental report).

OSS Detective Welle #464820 responded to our location (Command Post) and was advised of the incident.

Based on the information received Deputy Edwards requested Crime Lab to respond to our location in gathering of evidence at 0310 Hrs .

112B Deputy Navarro #503666 assisted with the Command Post, and conducted a canvass of the location along with Deputy Forbes, and Deputy Stamsek. During their canvas of the location Deputy Navarro located four (4) party flyers (EV-11) for the location and gave them to us, see attached photo copies.

At 0525 Hrs Crime Lab Deputy Davidson, Ray #444001 arrived at the location and photographed, and recovered evidence (IE: bullet casings, magazine, and firearm from Security Guard) see Deputy Davidson's supplemental report under same file number.

Deputy Davidson advised us to impound the vehicle at AVH and hold it for evidence. Deputy Klump had Sierra Towing impound the vehicle (see attached Supplemental report/ CHP-180 under same file number).

Deputy Licciardi #527059, and Deputy Grajales #526338 Day shift at 0610 Hrs were turned over the location's crime scene along with Crime Lab for processing. (see their supplemental report under same file number).

Prior to the completion of this report Deputy Licciardi responded to AVH on 02-23-13 and contacted V/ [REDACTED] where he received statements from the incident, due to the fact he was in surgery at AVH just after the incident (see Deputy Licciardi's supplemental report under same file number).

We (Deputy Edwards, and I) booked the Cell phone (EV-10), and flyers (EV-11) into evidence at Lancaster Station.

F-6

TO: LC20 FROM: CLETS

02/24/13 10:58:24

PAGE 001

4AEKMLC20B.IP

APS INQUIRY FCN/2321305500617

RESPONSE TO QAB INQUIRY

DATA IN APS

013-03278-1134-051

EVIDENCE

FCN/2321305500617

SER/R21CA78BWS

TYP/OTELEPH BRA/SAMSUN MOD/SGH A157 ENT/1

ORI/CA0190024 LASD-LANCASTER SUBSTN MNE/AEKM TELEPHONE 661 [REDACTED]

DOT/20130223 OCA/130327811 NOA/N

MIS/BLK ATT CELL PHONE FOUND NEXT TO VICTIM WALLER

END OF APS RESPONSE

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**COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
MAJOR INCIDENT LOG**

CLASSIFICATION 2US(A1)P.C./F1051	URN 013-03278-1134-051	DATE 02-23-13
LOCATION 43145 BUSINESS CENTER DRIVE, LANCASTER, CA. 93534		
DEPUTY INITIATING LOG HARRISON, W #497691	TIME 0205	RELIEF DEPUTY CORAJALES, #526338
	TIME 0610	RELIEF DEPUTY LICCIARDI, #527059
		TIME 0615

PERSONS ENTERING SCENE

NAME (Print)	RANK	ASSIGNMENT	TIME		REASON FOR ENTRY
			IN	OUT	
WHEEL, J [Signature]	DSC	66	0330	0400	CONTAINMENT
ORRILL, R [Signature]	DSC	66	0330	0400	CONTAINMENT
FORBES, C [Signature]	DSC	LAN/112	0220		AVH/CONTAINMENT
TURCILL, K. [Signature]	SGT	1102	0205	0230	SUPERVISOR
NAVARO, MARISSA [Signature]	DSC	LAN/112	0219		AVH/ASSIST 1126
DANIEL WELLS [Signature]	TS-1	OSSB-LAN	0400		INV.
STAMBECK, JOSHUA [Signature]	DSC	111-LAN	0500	0830	CANNONED AREA
DAVIDSON, RAY [Signature]	Dep	CRIME LAB	0530		INV.
MARCO GRATALES [Signature]	DSC	LANCASTER PATROL	0610		CONTAINMENT
LICCIARDI, ERIC [Signature]	DSC	LANCASTER PATROL	0615		CONTAINMENT

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013-03278-1134-051

Message print requested by terminal:LANDB2 02/23/13 20:27:01 P01

INCIDENT RECORD 02/23/13 2026

LAN13054-0026 10/98

UNITS: 112/E

PRIORITY: R RADIO CODES: 246R

LOCATION: DIVISION ST/AV K-8,LAN R:1

INF: [REDACTED], [REDACTED] LAN # [REDACTED], 661 [REDACTED]

REMARKS: INF'S HAD WINDOW SHOT OUT OF VEHICLE, RELATED TO @24, CONT I
NF AT 45351 ELM AV //UD// CONT INF AT LANCASTER STATION LOBBY//

CLEAR: 777 RD: 1134

T-24.SEE SUPP

/0227 CALL LANWD

/0231 RECENT LAN13051-0244 02/20/13 471

112/E: /0328 DSP /0329 ACK /0521 ENR /0521 10/97 /0537 10/98

114A/E: /0242 DSP /0327 CAN

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INCIDENT RECORD 02/23/13 2026

LAN13054-0024 10/98

UNITS: 112G/E 111/E 111A/E 111A/D 111B/E 111T1/E 112/E 112A/E 112A/D 112B/E 112
D/E 113/E 113S/E 114A/E

PRIORITY: E RADIO CODES: 245JO

LOCATION: 43145 BUSINESS CENTER PKWY, LAN "IT CLUB"

REMARKS: VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH,
CAMARO, SILVER L/S TWDS DIV

CLEAR: 051/830 RD: 1134 URN: 013-03278-1134-051

SE RPT

/0205 CALL LAN04

111/E: /0206 DSPS /0206 NOACK /0206 ACK /0206 ENR /0551 10/98
/0207 10/97OV

111A/E: /0207 DSPS /0207 ACK /0528 10/98 /0207 ENROV
/0215 10/97OV

111A/D: /0626 DSPS /0626 ACK /0626 ENR /0626 10/97 /1150 10/98

111B/E: /0206 DSPS /0206 NOACK /0206 ACK /0206 ENR /0231 10/97
/0328 10/98

111T1/E: /0205 DSP /0205 ENR /0210 10/97 /0724 10/98
/0205 ACKOV

112/E: /0206 DSPS /0206 NOACK /0206 ACK /0206 ENR /0210 10/97
/0520 10/98

112A/E: /0205 DSP /0206 ENR /0220 10/97 /0720 10/98
/0206 ACKOV /0600 10/98OV

112A/D: /0603 DSPS /0604 ACK /0604 ENR /0604 10/97 /0939 10/98

112B/E: /0249 DSPS /0249 ACK /0249 ENR /0249 10/97 /0250 10/10
/0724 10/98

112D/E: /0211 DSPS /0212 ACK /0212 ENR /0217 10/97 /0241 10/98

112G/E: /0205 DSP /0206 NOACK /0206 DSP /0206 NOACK /0206 DSP
/0207 ACK /0757 10/98 /0205 ENROV /0210 10/97OV

113/E: /0454 DSPS /0454 ACK /0454 ENR /0454 10/97 /0454 10/98
/0200 ENROV /0200 10/97OV /0200 10/98OV

113S/E: /0206 DSP /0206 NOACK /0206 DSP /0206 ACK /0206 ENR
/0207 ENR /0208 10/97 /0443 10/98

114A/E: /0453 DSPS /0454 ACK /0454 ENR /0454 10/97 /0643 10/98
/0230 ENROV /0231 10/97OV

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
CRIME ANALYSIS SUPPLEMENTAL FORM -- SUSPECT / SUBJECT INFORMATION

URN 013-03278-1134-051

BY DEP HARRISON, W

EMPLOYEE # 497631

SUSPECT # ? NAME

SUSPECT # ? NAME

CLOTHING DESCRIPTION table with columns for ITEM TYPE and DESCRIPTION. Includes checkboxes for SUSPECTED GANG MEMBER and NAME OF GANG.

- ITEM TYPES: CAP / HAT, COAT / JACKET, DRESS / SKIRT, GLASSES, GLOVES, JEWELRY, PANTS, SHIRT / BLOUSE, SHOES, SHORTS, OTHER

CLOTHING DESCRIPTION table with columns for ITEM TYPE and DESCRIPTION. Includes checkboxes for SUSPECTED GANG MEMBER and NAME OF GANG.

- HAIR LENGTH: COLLAR, LONG, SHORT, SHOULDER

- HAIR TYPE: BALD, RECEDING, THICK, THINNING, WIG

- HAIR STYLE: AFRO / NATURAL, BRAIDED / DREDLOCKS, BUSHY, BUTCH, COMBED BACK, CURLERS, CURLY, FLAT TOP, GREASY, JHERI CURL, MILITARY, NETS, PONY TAIL, PROCESSED, PUNK, SHAVED, STRAIGHT, WAVY

- COMPLEXION: ACNE / POCKED, ALBINO, DARK, FRECKLED, LIGHT / FAIR, MEDIUM, PALE, RUDDY, SALLOW, TANNED, WEATHERED, WRINKLED

- FACIAL HAIR: BEARD, CLEAN SHAVEN, FUZZ, GOATEE, LOWER LIP, MOUSTACHE, SIDE BURNS, UNSHAVEN

- TEETH: BROKEN / CHIPPED, BRACES, BUCK, CROOKED, DECAYED, FALSE, GAP / SPACE, GOLD CAP, JEWELLED, MISSING, NONE, SILVER CAP, STAINED

- SPEECH: ACCENT, DISGUISE, LISPS, MUMBLES, RAPID, RASPY, SLOW, SLURRED, STUTTER

- HANDED: LEFT, RIGHT, BOTH

- WEAPON FIREARM: MULTIPLE, BB / PELLET, HANDGUN, RIFLE, SAWED-OFF, SHOTGUN, SIMULATED, ZIP GUN

- Action: DERRINGER, FULLY AUTO, PUMP, REVOLVER, SEMI AUTO, SINGLE SHOT

- Barrel Type: SINGLE BARREL, DOUBLE BARREL, THREE BARREL, 4 OR MORE BARREL

- Color / Finish: BLUE STEEL, CHROME / NICKEL, DULL BLACK, RUSTED, STAINLESS STEEL

- Grip / Stock: ALTERED, BONE / PEARL / IVORY, COLLAPSES / FOLDS, METAL / PLASTIC, NO GRIP, RUBBER / VINYL, TAPED, THUMB HOLE, WOOD

- GAUGE, CALIBER

- KNIFE Style: MULTIPLE, BUCK, BUTCHER / KITCHEN, DIRK / DAGGER / STILETTO, HUNTING / BOWIE, SIMULATED, SWITCHBLADE, TOY

- Blade: FIXED, FOLDING

- CHEMICAL: CAUSTIC, INFECTIOUS, MACE, PEPPER SPRAY, SIMULATED, TEAR GAS, TOXIC

- BLUNT INSTRUMENT: BASEBALL BAT, BILLY CLUB, BRASS KNUCKLES, BRICK / ROCK / BOTTLE, CLUB / BLUDGEON, HAMMER / TOOL, NUNCHAKUS, TIRE IRON

- CUT / STAB: BAYONET / SWORD, BOTTLE / GLASS, ICE PICK, MACHETE, RAZOR, SCREWDRIVER, THROWING STARS

- EXPLOSIVE / INCENDIARY: FIREWORKS, MOLOTOV COCKTAIL

- OTHER WEAPON: BODILY FORCE, LIGATURE, SLING SHOT, SYRINGE, TASER / STUN GUN

RELATIONSHIP OF VICTIM TO SUSPECT:

- V# V# ACQUAINTANCE, BABYSITTEE (PERSONS WATCHED / BABY), BOYFRIEND / GIRLFRIEND, CHILD, CHILD OF BOYFRIEND OR GIRLFRIEND, COMMON - LAW SPOUSE, EMPLOYEE, EMPLOYER, EX - SPOUSE, FRIEND, GRANDCHILD, GRANDPARENT, HOMOSEXUAL RELATIONSHIP, IN - LAW, NEIGHBOR, OTHER FAMILY MEMBER, OTHERWISE KNOWN, PARENT, RELATIONSHIP UNKNOWN, SIBLING (BROTHER OR SISTER), SPOUSE, STEPCHILD, STEPPARENT, STEPSIBLING (STEPBROTHER OR STEPSISTER), VICTIM WAS OFFENDER, VICTIM WAS STRANGER

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LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
 CRIME ANALYSIS SUPPLEMENTAL FORM -- M. O. FACTORS

URN 013-03278-1134-051

AREA	TARGET: NON - RESIDENTIAL	METHOD OF ENTRY: TOOLS USED	SUSPECT PRETENDED TO BE:
<input type="checkbox"/> AIRPORT	<input type="checkbox"/> AUTOMATED TELLER	<input type="checkbox"/> BODILY FORCE	<input type="checkbox"/> BUSINESS PERSON
<input type="checkbox"/> BEACH / OCEAN	<input type="checkbox"/> CASH REGISTER / DRAWER	<input type="checkbox"/> BOLT CUTTER	<input type="checkbox"/> CONVERSATION / BEFRIENDED
<input type="checkbox"/> COMMERCIAL	<input type="checkbox"/> CLASSROOM / SUPPLIES	<input type="checkbox"/> BRICK / ROCK	<input type="checkbox"/> CUSTOMER
<input type="checkbox"/> CONSTRUCTION SITE	<input type="checkbox"/> COIN OP MACHINE	<input type="checkbox"/> CHANNEL LOCK / PLIERS	<input type="checkbox"/> DELIVERY PERSON
<input type="checkbox"/> DESERT	<input type="checkbox"/> DISPLAY ITEMS	<input type="checkbox"/> CUTTING INSTRUMENT	<input type="checkbox"/> FAMILY MEMBER
<input type="checkbox"/> DRIVEWAY	<input type="checkbox"/> OFFICE	<input type="checkbox"/> ELECTRONIC DEVICE	<input type="checkbox"/> FIND MONEY
<input type="checkbox"/> FREEWAY / HIGHWAY	<input type="checkbox"/> SAFE / BOX	<input type="checkbox"/> GLASS CUTTER	<input type="checkbox"/> HANDICAPPED
<input type="checkbox"/> GOLF COURSE	<input type="checkbox"/> SNACK BAR	<input type="checkbox"/> KEY	<input type="checkbox"/> HOMELESS
<input type="checkbox"/> HARBOR	<input type="checkbox"/> STORAGE LOCKER	<input type="checkbox"/> PRY TOOL	<input type="checkbox"/> LEND ASSISTANCE
<input type="checkbox"/> INDUSTRIAL / WHOLESALE	<input type="checkbox"/> VEHICLE	<input type="checkbox"/> SAW / BURN / DRILL	<input type="checkbox"/> NEED ASSISTANCE OR EMERGENCY
<input type="checkbox"/> MOUNTAINS / FOOTHILLS	<input type="checkbox"/> VESSEL	<input type="checkbox"/> SLIDE HAMMER	<input type="checkbox"/> NEED TOILET / PHONE / WATER
<input type="checkbox"/> PARK	<input type="checkbox"/> BICYCLIST	<input type="checkbox"/> SLIP DEVICE	<input type="checkbox"/> OFFERED GOODS / SERVICES
<input type="checkbox"/> RESIDENTIAL	<input type="checkbox"/> CUSTOMER	<input type="checkbox"/> VEHICLE	<input type="checkbox"/> POLICE / SECURITY
<input type="checkbox"/> RIVER	<input type="checkbox"/> ELDER / SENIOR CITIZEN	SECURITY SYSTEM	<input type="checkbox"/> POSITION OF TRUST
<input type="checkbox"/> RURAL / ISOLATED	<input type="checkbox"/> DISABLED PERSON	<input checked="" type="checkbox"/> NONE	<input type="checkbox"/> REPAIR PERSON
<input type="checkbox"/> SCHOOL GROUNDS	<input type="checkbox"/> OWNER / EMPLOYEE	<input type="checkbox"/> AUDIBLE ALARM	<input type="checkbox"/> SALES PERSON
<input type="checkbox"/> SHOPPING CENTER	<input type="checkbox"/> PEDESTRIAN	<input type="checkbox"/> CAMERA	<input type="checkbox"/> SEEK EMPLOYMENT
<input type="checkbox"/> SIDEWALK	<input type="checkbox"/> HOMELESS	<input type="checkbox"/> CRIME WATCH	<input type="checkbox"/> SOLICIT DONATIONS
<input type="checkbox"/> STREET / ALLEY	<input type="checkbox"/> VICTIM IN VEHICLE	<input type="checkbox"/> DOG	<input type="checkbox"/> UTILITY EMPLOYEE
<input type="checkbox"/> TRAIN RIGHT-OF-WAY / TRACKS		<input type="checkbox"/> FENCE / BARS	VICTIM WAS:
<input type="checkbox"/> VACANT LOT / OPEN FIELD		<input type="checkbox"/> GUARD SERVICE	<input type="checkbox"/> ASKED TO POSE / MODEL
<input type="checkbox"/> WATER / LAKE		<input type="checkbox"/> OPERATION ID	<input type="checkbox"/> BLINDFOLDED
STRUCTURE: RESIDENTIAL	POINT OF ENTRY / EXIT	<input type="checkbox"/> OUTSIDE LIGHTING	<input type="checkbox"/> BOUND / GAGGED
<input type="checkbox"/> APARTMENT	<input checked="" type="checkbox"/> IN <input checked="" type="checkbox"/> EX	<input type="checkbox"/> SECURITY SIGN / STICKER	<input type="checkbox"/> BURNED
<input type="checkbox"/> CONDOMINIUM / TOWNHOUSE	<input type="checkbox"/> FRONT	<input type="checkbox"/> SILENT ALARM	<input type="checkbox"/> CUT / STABBED
<input type="checkbox"/> CONVALESCENT HOSPITAL	<input type="checkbox"/> REAR	<input type="checkbox"/> SPECIAL LOCKS / DEADBOLT	<input type="checkbox"/> DISTRACTED
<input type="checkbox"/> DUPLEX	<input type="checkbox"/> SIDE	<input type="checkbox"/> WINDOW BARS	<input type="checkbox"/> DRUGGED / SEDATED
<input type="checkbox"/> MOBILE HOME	<input type="checkbox"/> GROUND LEVEL	SUSPECT ACTIONS	<input type="checkbox"/> EXPLOITED
<input type="checkbox"/> SINGLE FAMILY	<input type="checkbox"/> UPPER LEVEL	<input type="checkbox"/> ATE / DRANK ON PREMISES	<input type="checkbox"/> FACE COVERED
<input type="checkbox"/> VACANT	<input type="checkbox"/> ADJACENT BUILDING	<input type="checkbox"/> CASED LOCATION	<input type="checkbox"/> FOLLOWED
<input type="checkbox"/> VESSEL / BOAT	<input type="checkbox"/> BASEMENT	<input type="checkbox"/> COSTUME / DISGUISE WORN	<input type="checkbox"/> FONDLED
	<input type="checkbox"/> DOOR / SCREEN	<input type="checkbox"/> DEFECCATED / URINATED	<input type="checkbox"/> FORCED TO DISROBE
STRUCTURE: NON - RESIDENTIAL	<input type="checkbox"/> DUCT / VENT	<input type="checkbox"/> DEMAND NOTE USED	<input type="checkbox"/> FORCED TO FONDLE SUSPECT
<input type="checkbox"/> BANK / FINANCE	<input type="checkbox"/> FENCE / GATE	<input type="checkbox"/> DEMANDED DRUGS / MONEY / ETC.	<input type="checkbox"/> FORCED TO LIE ON FLOOR
<input type="checkbox"/> BAR	<input type="checkbox"/> FIREPLACE	<input type="checkbox"/> DISABLED PHONE	<input type="checkbox"/> FORCED TO MASTURBATE
<input type="checkbox"/> BUSINESS OFFICE	<input type="checkbox"/> FLOOR	<input type="checkbox"/> DISABLED POWER	<input type="checkbox"/> FORCED TO MOVE
<input type="checkbox"/> CARGO CONTAINER	<input type="checkbox"/> GARAGE	<input type="checkbox"/> DISABLED SECURITY SYSTEM	<input type="checkbox"/> FORCED TO ORALLY COPULATE SUSPECT
<input type="checkbox"/> CATERING TRUCK	<input type="checkbox"/> GLASS DOOR	<input type="checkbox"/> DISABLED VEHICLE	<input type="checkbox"/> GANG RELATED
<input type="checkbox"/> ENTERTAINMENT / RECREATION	<input type="checkbox"/> HOUSE BEING FUMIGATED	<input type="checkbox"/> EXCESSIVE FORCE	<input type="checkbox"/> HANDCUFFED
<input type="checkbox"/> FAST FOOD	<input type="checkbox"/> LOUVRE	<input type="checkbox"/> FIRED WEAPON	<input type="checkbox"/> HOMELESS
<input type="checkbox"/> GAS STATION	<input type="checkbox"/> MAIL SLOT	<input type="checkbox"/> FONDLED SELF	<input type="checkbox"/> INJURED / HIT
<input type="checkbox"/> HOSPITAL	<input type="checkbox"/> PET DOOR	<input type="checkbox"/> GRAFFITI	<input type="checkbox"/> LOCKED IN
<input type="checkbox"/> HOTEL / MOTEL	<input type="checkbox"/> ROOF / SKYLIGHT	<input type="checkbox"/> HID IN BUILDING	<input type="checkbox"/> MADE TO COUNT
<input type="checkbox"/> INDUSTRIAL / MANUFACTURING / WAREHOUSE	<input type="checkbox"/> SLIDING GLASS DOOR	<input type="checkbox"/> IGNITION PUNCHED	<input type="checkbox"/> PINCHED
<input type="checkbox"/> JAIL / PRISON	<input type="checkbox"/> WALL	<input type="checkbox"/> JUMPED THE COUNTER	<input type="checkbox"/> PISTOL WHIPPED
<input type="checkbox"/> JEWELRY / COIN / PAWN	<input type="checkbox"/> WINDOW / SCREEN	<input type="checkbox"/> KNEW LOCATION OF HIDDEN CASH	<input type="checkbox"/> SHOT
<input type="checkbox"/> LIQUOR	VEHICLE ENTRY / EXIT	<input type="checkbox"/> MASK WORN	<input type="checkbox"/> SLAPPED
<input type="checkbox"/> MARKET	<input type="checkbox"/> IN <input type="checkbox"/> EX	<input type="checkbox"/> MASTERBATED / EJACULATED	<input type="checkbox"/> THREATENED
<input type="checkbox"/> MINI MART	<input type="checkbox"/> CAMPER / SHELL / MOTORHOME	<input type="checkbox"/> PHOTOGRAPHED / VIDEOTAPED	<input type="checkbox"/> TORTURED / MUTILATED
<input type="checkbox"/> NURSING FACILITY	<input type="checkbox"/> CONVERTIBLE	<input type="checkbox"/> PILLOWCASE TAKEN / USED	
<input type="checkbox"/> PARKING LOT / STRUCTURE	<input type="checkbox"/> DOOR	<input type="checkbox"/> POLICE SCANNER USED	BIAS - MOTIVATED INCIDENT:
<input type="checkbox"/> PASSENGER STATION / PLATFORM (PAX)	<input type="checkbox"/> DRIVER SIDE	<input type="checkbox"/> RANSACKED	RACIAL
<input type="checkbox"/> PHARMACY / MEDICAL / DENTAL	<input type="checkbox"/> HOOD	<input type="checkbox"/> RECORDED / LOGGED EVENTS	<input type="checkbox"/> ANTI - WHITE
<input type="checkbox"/> PUBLIC BUILDING	<input type="checkbox"/> PASSENGER SIDE	<input type="checkbox"/> RIPPED / CUT CLOTHING	<input type="checkbox"/> ANTI - BLACK
<input type="checkbox"/> RELIGIOUS BUILDING	<input type="checkbox"/> SUNROOF	<input type="checkbox"/> SELECTIVE PROPERTY TAKEN	<input type="checkbox"/> ANTI - AMERICAN INDIAN / ALASKAN NATIVE
<input type="checkbox"/> RESTAURANT	<input type="checkbox"/> TRUCK BED	<input type="checkbox"/> SMOKED	<input type="checkbox"/> ANTI - ASIAN / PACIFIC ISLANDER
<input type="checkbox"/> RETAIL GOODS	<input type="checkbox"/> TRUNK	<input type="checkbox"/> TAKEOVER	<input type="checkbox"/> ANTI - MULTIRACIAL GROUP
<input type="checkbox"/> RETAIL SERVICE / REPAIR	<input type="checkbox"/> WINDOW	<input type="checkbox"/> TOOK CONCEALABLES	RELIGIOUS
<input type="checkbox"/> SCHOOL	<input type="checkbox"/> WINDING	<input type="checkbox"/> USED MULTIPLE WEAPONS	<input type="checkbox"/> ANTI - JEWISH
<input type="checkbox"/> STORAGE / RENTAL		<input type="checkbox"/> VEHICLE USED TO REMOVE PROPERTY	<input type="checkbox"/> ANTI - CATHOLIC
<input type="checkbox"/> TRAIN - FREIGHT	METHOD OF ENTRY	<input type="checkbox"/> VANDALIZED	<input type="checkbox"/> ANTI - PROTESTANT
<input type="checkbox"/> TRAIN - PASSENGER - LIGHT RAIL	<input type="checkbox"/> ATTEMPT ONLY	<input type="checkbox"/> VICTIM'S NAME USED	<input type="checkbox"/> ANTI - ISLAMIC (MUSLIM)
<input type="checkbox"/> TRAIN - PASSENGER - HEAVY RAIL	<input type="checkbox"/> BODILY FORCE	<input type="checkbox"/> VICTIM'S TOOLS USED	<input type="checkbox"/> ANTI - OTHER RELIGION
<input type="checkbox"/> VACANT	<input type="checkbox"/> CUT	<input type="checkbox"/> WASHED CLOTHING / BEDDING	<input type="checkbox"/> ANTI - MULTIRELIGIOUS GROUP
<input type="checkbox"/> VEHICLE - COMMERCIAL	<input type="checkbox"/> HID IN BUILDING	<input type="checkbox"/> WIPED SCENE AFTER CRIME	<input type="checkbox"/> ANTI - ATHEISM / AGNOSTICISM
<input type="checkbox"/> VESSEL / BOAT	<input type="checkbox"/> KICKED		ETHNICITY / NATIONAL ORIGIN
<input type="checkbox"/> VIDEO / MUSIC	<input type="checkbox"/> KNOB TWIST	SUSPECT WAS / HAD:	<input type="checkbox"/> ANTI - HISPANIC
TARGET: RESIDENTIAL	<input type="checkbox"/> LET IN / RUSE	<input type="checkbox"/> ALCOHOL ON BREATH	<input type="checkbox"/> ANTI - OTHER ETHNICITY / NATIONAL ORIGIN
<input type="checkbox"/> ATTIC	<input type="checkbox"/> LOCK BOX	<input type="checkbox"/> ANGRY	SEXUAL
<input type="checkbox"/> BEDROOM	<input type="checkbox"/> LOCK CUT / BROKEN	<input type="checkbox"/> APOLOGETIC	<input type="checkbox"/> ANTI - MALE HOMOSEXUAL (GAY)
<input type="checkbox"/> DINING ROOM	<input type="checkbox"/> LOCK PUNCHED	<input type="checkbox"/> BAD BREATH	<input type="checkbox"/> ANTI - FEMALE HOMOSEXUAL (LESBIAN)
<input type="checkbox"/> GARAGE / PARKING AREA	<input type="checkbox"/> LOCK SLIP / KEY / PICK	<input type="checkbox"/> BODY ODOR / UNUSUAL ODOR	<input type="checkbox"/> ANTI - HOMOSEXUAL (GAYS & LESBIANS)
<input type="checkbox"/> HALLWAY	<input type="checkbox"/> NO FORCE	<input type="checkbox"/> GANG - RELATED	<input type="checkbox"/> ANTI - HETEROSEXUAL
<input type="checkbox"/> KITCHEN	<input type="checkbox"/> OPEN FOR BUSINESS	<input type="checkbox"/> HOMELESS	<input type="checkbox"/> ANTI - BISEXUAL
<input type="checkbox"/> LAUNDRY ROOM	<input type="checkbox"/> OPEN / UNLOCKED	<input type="checkbox"/> INTIMIDATED / COERCED	GENDER
<input type="checkbox"/> LIVING / FAMILY ROOM	<input type="checkbox"/> PHONE	<input type="checkbox"/> NEVER SPOKE / QUIET	<input type="checkbox"/> ANTI - MALE
<input type="checkbox"/> MAIL BOX	<input type="checkbox"/> PRIED	<input type="checkbox"/> POLITE / KIND	<input type="checkbox"/> ANTI - FEMALE
<input type="checkbox"/> PATIO / PORCH	<input type="checkbox"/> REMOVED	<input type="checkbox"/> PROFANITY	<input type="checkbox"/> ANTI - TRANSGENDER
<input type="checkbox"/> SAFE / BOX	<input type="checkbox"/> SMASHED	<input type="checkbox"/> QUOTES, UNUSUAL	DISABILITY
<input type="checkbox"/> STORAGE / SHED	<input type="checkbox"/> TUNNELED	<input type="checkbox"/> RAGE	<input type="checkbox"/> ANTI - MENTAL DISABILITY
<input type="checkbox"/> STABLES / TACK ROOM	<input type="checkbox"/> UNBOLTED GATE	<input type="checkbox"/> TRUST VIOLATION	<input type="checkbox"/> ANTI - PHYSICAL DISABILITY
<input type="checkbox"/> VEHICLE		<input type="checkbox"/> UNDER INFLUENCE	

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COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
SUPPLEMENTAL REPORT

DATE: 2/23/2013 FILE: 013-03278-1134-051 ACTION: active/additional
C: Assault with a deadly weapon (firearm) 245 (a) (2) P.C / F / 051
V: [REDACTED] MB/ 03-23-87

NARRATIVE

EV-1

1 COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P021-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13
URN:013-03278-1134-051-001 EVIDENCE
NAME: [REDACTED] V
DESCRIPTION:CD BRAND: CASH#
MOD: SER.# CAL: @
CONTAINING PHOTOS OF INJURIES
LDG:S/M/N 431 Pg# 80
ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

EV-2

1 COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P021-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13
URN:013-03278-1134-051-002 EVIDENCE
NAME: [REDACTED] V
DESCRIPTION:GSR KIT BRAND: CASH#
MOD: SER.#57113 CAL: @
GUN SHOT RESIDUE KIT
LDG:S/M/N 431 Pg# 80
ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

BY: MARKMAN 535063 KLUMPP 413162
Sgt. D. Jennings #292857
APPROVED: _____
ASSIGNED: DB
SECRETARY: JMV 2/23

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 2/23/2013

FILE: 013-03278-1134-051

ACTION: active/additional

EV-3

1 COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13
URN:013-03278-1134-051-003 EVIDENCE
NAME: [REDACTED] V
DESCRIPTION:CD BRAND: CASH#
MOD: SER.# CAL: @
PHOTOGRAPHS OF VICTIMS INJURIES
LDG:S/M/N 431 Pg# 81
ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

EV-4

1 COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13
URN:013-03278-1134-051-004 EVIDENCE
NAME: [REDACTED] V
DESCRIPTION:GSR KIT BRAND: CASH#
MOD: SER.#57112 CAL: @
GUNSHOT RESIDUE KIT
LDG:S/M/N 431 Pg# 81
ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

EV-5

1 COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13
URN:013-03278-1134-051-005 EVIDENCE
NAME: [REDACTED] V
DESCRIPTION:CD BRAND: CASH#
MOD: SER.# CAL: @
PHOTOGRAPHS OF VITIMS INJURIES
LDG:S/M/N 431 Pg# 81
ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

EV-6

1 COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13
URN:013-03278-1134-051-006 EVIDENCE
NAME: [REDACTED] V
DESCRIPTION:GSR KIT BRAND: CASH#
MOD: SER.#57114 CAL: @
GUN SHOT RESIDUE KIT
LDG:S/M/N 431 Pg# 82
ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 2/23/2013

FILE: 013-03278-1134-051

ACTION: active/additional

EV-7

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P021-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13

URN:013-03278-1134-051-007 EVIDENCE
NAME: [REDACTED] V

DESCRIPTION:CD BRAND: CASH#
MOD: SER.# CAL: @
PHOTOGRAPHS OF VICTIMS INJURIES
LDG:S/M/N 431 Pg# 02

ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

EV-8

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P021-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13

URN:013-03278-1134-051-008 EVIDENCE
NAME: [REDACTED] V

DESCRIPTION:GSR KIT BRAND: CASH#
MOD: SER.#57109 CAL: @
GUN SHOT RESIDUE KIT
LDG:S/M/N 431 Pg# 02

ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

EV-9

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P021-SH-CR-35 Rev.11/90 Date: 02/23/13 07:59:13

URN:013-03278-1134-051-009 EVIDENCE
NAME: [REDACTED] V

DESCRIPTION:BULLET BRAND: CASH#
MOD: SER.# CAL: @
BULLET RECOVERED FROM VICTIMS NECK
LDG:S/M/N 431 Pg# 03

ASSGD: DISPO:
AUTHORIZED: EMP.#: 535063

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 2/23/2013 FILE: 013-03278-1134-051 ACTION: active/additional

The purpose of this supplemental report is to provide active/additional information regarding the assault with a deadly weapon incident that resulted in four gunshot victims.

While at the Antelope Valley Hospital (emergency room) on a unrelated matter I was advised by Deputy Klumpp that numerous gunshot victims were being dropped off in the E.R. Deputy Klumpp also advised me that he observed a victim (later identified as V/[REDACTED]) being dropped off at the E.R. in a silver Saturn sedan.

I contacted V/[REDACTED] in the E.R and he told me he was shot in the right foot. He told me a large fight with approximately twenty people broke out in the middle of the "club." He said the fight got pushed outside of the club and to the back of the building. V/[REDACTED] said all he remembers, is hearing approximately six gunshots and feeling pain to his right foot. He told me he does not know who shot him or who was fighting inside or outside of the club.

I saw a blood soaked bandage wrapped around V/[REDACTED] foot. I took photographs of his injuries (EV-1). I also completed a gunshot residue kit (GSR) on V/[REDACTED] (EV-2).

I contacted V/[REDACTED] who told me he was shot in his left shoulder. He told me he was outside of the club when he heard six to seven gunshots. He said he felt a burning sensation in his left shoulder and ringing in his left ear. I saw what appeared to be a gunshot wound to V/[REDACTED] upper left shoulder. I photographed his injuries and booked them into evidence at Lancaster Station (EV-3). I also completed a gunshot residue kit (GSR) on V/[REDACTED] (EV-4). For further on V/[REDACTED] statements refer to Deputy Busch #526161 supplemental report.

I contacted V/[REDACTED] who told me he was involved in the fight inside the club. He told me he was blindsided and punched in the face by an unknown person. He refused to give me any other information regarding the incident. I saw V/[REDACTED] was bleeding from his upper lip. I took photographs of his injuries (EV-5) and completed a gunshot residue kit(GSR) on V/[REDACTED] (EV-6).

I contacted V/[REDACTED] who told me he was shot in his right forearm. He told me he saw a fight break out in the middle of the club. He said he saw approximately twenty unknown people fighting. V/[REDACTED] said the fight ended up outside of the club. He told me he heard approximately thirteen gunshots. Once he heard the gunshots he said he took off running. He said he felt a pain to his right forearm and fell to the ground.

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 2/23/2013

FILE: 013-03278-1134-051

ACTION: active/additional

I saw V/ [REDACTED] right forearm was wrapped in blood soaked gauze. I photographed his injuries (EV-7). I also completed a gunshot residue kit (GSR) on V/ [REDACTED] (EV-8).

Deputy Klumpp attempted to speak to V/ [REDACTED] however was unable to because he was heavily medicated and unresponsive to any question he asked.

I contacted W/ [REDACTED] outside of Antelope Valley Hospital he told me he only saw the fight inside the club. He said he was in the club during the fight but did not see anyone he knew involved in the fight. He told me he did not hear any gunshot.

I contacted W/ [REDACTED] outside of Antelope Valley Hospital she told me she did not see the fight. She told me she did hear seven gunshots outside the location but did not see who was shooting the gun. She was unable to give me any other details regarding the incident.

I contacted W/ [REDACTED] outside of Antelope Valley Hospital she told me she was inside of the club when she heard seven to eight gunshots. She told me she ran out of the club and into a vehicle fearing she was going to be shot. She said she left the location and went to the hospital because she heard people had been shot.

I contacted W/ [REDACTED] outside of Antelope Valley Hospital he told me he was inside the club and heard fifteen gunshots. Fearing for his life he ran outside and into a vehicle. He said he left the location and went to the hospital because some of his "homeboys got shot."

It should be noted that everyone I spoke to referred to 43145 Business Center Parkway "IT Club", Lancaster as "The club."

Sylvia Fink (R.N AVH Forensics) responded to the E.R and photographed all victims that were involved in the incident. She told me all photos will be available at a later date.

Doctor Dan Khadabakhsh removed the bullet from V/ [REDACTED] left side of his neck. He gave the bullet from V/ [REDACTED] neck to me (EV-9).

I transported all evidence (EV-1 through EV-9) to Lancaster Station and booked them into evidence under the above file number.

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
SUPPLEMENTAL REPORT

DATE: 2/23/2013 FILE: 013-03278-1134-051 ACTION: Active/Additional
C: Assault with a Deadly Weapon (Firearm), 245(a)(1) P.C.
V: [REDACTED] MB/06-11-75, [REDACTED] Street, Lancaster, 661-[REDACTED]
W: [REDACTED] MB/08-15-89, [REDACTED] Street, Hesperia, 760-[REDACTED]
W: [REDACTED] MB/04-15-85, [REDACTED] Avenue, Lancaster

NARRATIVE

The purpose of this supplemental report is to provide active/additional information regarding the above referenced file number.

I responded to 1600 West Avenue J in the City of Lancaster to assist Deputy Fletcher, D # 506784 who was at the location, and observed victim's of a recent shooting being dropped off at the emergency room via personal vehicles. Upon my arrival Deputy Fletcher identified [REDACTED], [REDACTED], [REDACTED], MB/08-15-89, [REDACTED], Hesperia, 760-[REDACTED] as a passenger in the vehicle he observed transporting one of the victim's.

I detained W/[REDACTED] (referred to as [REDACTED] for this report) pending further investigation. [REDACTED] told me he was at the "It Club" with his brother and a friend (Identified as V/[REDACTED] and V/[REDACTED]). While they were inside the party a fight between several male black adults occurred. Unknown persons started shooting outside the party, his brother and friend were shot, and he transported V/[REDACTED] to the hospital. I audio recorded my interview with [REDACTED] (EV-12) refer to the audio recording for further. [REDACTED] was not able to identify anyone involved in the fight, and stated he was not involved in the fight.

I then contacted V/[REDACTED] MB/06-11-75, [REDACTED] Street, Lancaster, 661-[REDACTED] V/Sanders also stated he was at the location of the shooting (43145 Business Center, Lancaster). He was exiting the club and unknown persons shot him in the shoulder. V/[REDACTED] stated prior to the shooting a large fight broke out between people he could not identify. I audio recorded my interview with V/[REDACTED] (EV-13). Refer to audio recorded interview for further.

I then contacted W/[REDACTED] MB/04-15-85, [REDACTED] Avenue, Lancaster, Phone refused. W/[REDACTED] was in the emergency room for injuries consistent with being involved in a fight (bruising on the right eye, and a swollen split lip on the right side of his mouth). W/[REDACTED] told me he was involved in a fight at the "It Club" (location of the shooting). W/[REDACTED] stated he got, "dope feined", in the face. W/[REDACTED] told me "dope feined" meant he was punched by a unknown person.

BY: Busch, Joshua #526161
APPROVED: [Signature] #400730
ASSIGNED: LAN DB/OSS
SECRETARY: ER 2/24

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 2/23/2013 FILE: 013-03278-1134-051 ACTION: Active/Additional

W/ [REDACTED] had several tattoo's the most noticeable were a large [REDACTED] on both his left and right forearm. Prior to my audio recorded interview, W/ [REDACTED] told me he was a "Hoover" and went by the name of [REDACTED]. W/ [REDACTED] told me he was dancing in the club, got hit by unknown persons, and didn't remember anything after that. W/ [REDACTED] refused to tell me how he got to the hospital, who transported him, and who he was at the club with. It should be noted W/ [REDACTED] was uncooperative during my interview. My interview with W/ [REDACTED] was audio recorded (EV-14).

Deputy Markman #535063 took pictures of W/ [REDACTED]'s injuries and tattoo's refer to Deputy Markman's supplemental report for further. It should be noted prior to my arrival at Antelope Valley Hospital, information was received via Sheriff radio a vehicle described leaving the shooting was observed leaving the hospital. I was unable to obtain video surveillance of any vehicles leaving the hospital at the time of this report.

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev. 11/90 Date: 02/23/13 23:14:17

URN: 913-03278-1134-051-12
NAME: [REDACTED]

EVIDENCE
V

DESCRIPTION: CD ROM BRAND: CASH#
MOD: SER.# CAL: @
AUDIO STATEMENT FROM [REDACTED]
LDG: S/M/N 431 Pg# 085

ASSGD: DISPO:
AUTHORIZED: EMP.#: 526161

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev. 11/90 Date: 02/23/13 23:14:31

URN: 913-03278-1134-051-013
NAME: [REDACTED]

EVIDENCE
V

DESCRIPTION: CD ROM BRAND: CASH#
MOD: SER.# CAL: @
AUDIO STATEMENT FROM [REDACTED] (VICTIM)
LDG: S/M/N 431 Pg# 086

ASSGD: DISPO:
AUTHORIZED: EMP.#: 526161

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76P821-SH-CR-35 Rev. 11/90 Date: 02/23/13 23:14:43

URN: 913-03278-1134-051-014
NAME: [REDACTED]

EVIDENCE
V

DESCRIPTION: CD ROM BRAND: CASH#
MOD: SER.# CAL: @
AUDIO STATEMENT FROM [REDACTED]
LDG: S/M/N 431 Pg# 086

ASSGD: DISPO:
AUTHORIZED: EMP.#: 526161

COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT SUPPLEMENTAL REPORT

DATE: 2-23-13

FILE: 013-03278-1134-051

C: ASSAULT WITH A DEADLY WEAPON;
245(b) P.C. / F / 051

ACTION: ACTIVE ADDITIONAL
INFORMATION

V: _____

D: _____

S: _____

NARRATIVE

THE PURPOSE OF THIS REPORT IS TO PROVIDE ADDITIONAL
INFORMATION REGARDING POTENTIAL WITNESSES OF THE ABOVE
INCIDENT.

I HEARD VIA MY DEPARTMENT RADIO, AN EMERGENT
CALL FOR SERVICE REGARDING A SHOOTING THAT OCCURRED
INVOLVING A GUN SHOT VICTIM. I DECIDED TO RESPOND TO
THE ANTELOPE VALLEY HOSPITAL IN CASE THE VICTIM AND
FRIENDS SHOWED UP SEEKING MEDICAL TREATMENT FOR THE
STATED GUN SHOT WOUND.

UPON MY ARRIVAL I SAW 4 VEHICLES (NFD) SPEEDING
INTO THE HOSPITAL PARKING LOT IGNORING TRAFFIC SIGNALS
AND SIGNS. I FOLLOWED THE VEHICLES UNTIL THEY PARKED
OUTSIDE OF THE EMERGENCY ROOM OF THE HOSPITAL. I CONTACTED
ONE OF THE DRIVERS ([REDACTED] [REDACTED] MB/03-19-92;
[REDACTED] [REDACTED] ST. LANCASTER ; (760) [REDACTED]) OF ONE OF THE
VEHICLES AS HE WAS QUICKLY TRYING TO LEAVE THE HOSPITAL.

BY: Fletcher, David #506784

APPROVED: SGT. KEVIN SCHUECK 256991 02/25/13 0745

ASSIGNED: DB

SECRETARY: eh 02/25

F.20

DATE: 2-23-13

FILE NO. 013-03278-1134-091

[REDACTED] TOLD ME HE WAS AT THE "IT CLUB" WITH FRIENDS WHEN HE HEARD GUN SHOTS. HE HEARD HIS "COUSIN" WHO WAS STANDING NEAR HIM YELL THAT HE HAD BEEN SHOT. [REDACTED] TOLD ME HE DID NOT KNOW HIS "COUSIN'S" NAME OR WHERE HE HAD BEEN SHOT. HE TOLD ME HE DID NOT SEE WHO WAS SHOOTING AND DID NOT KNOW WHY THEY WERE SHOOTING. HE TOLD ME HE TOOK HIS "COUSIN" IN HIS CAR TO THE HOSPITAL.

[REDACTED] TOLD ME HE WAS IN A RUSH TO LEAVE BECAUSE HIS BROTHER HAD BEEN SHOT ALSO AND HE LEFT HIM BEHIND AT THE CLUB. HE STATED HE DID NOT SEE HIS BROTHER GET SHOT BUT RECEIVED A PHONE CALL FROM SOMEONE TELLING HIM HE HAD BEEN SHOT. HE TOLD ME HE KNEW HIS BROTHER WAS IN A DESERT FIELD NEAR THE LOCATION. I CONTACTED UNITS ON SCENE AT THE LOCATION AND ADVISED THEM OF THE INFORMATION [REDACTED] PROVIDED. UNITS ON SCENE HAD ALREADY LOCATED [REDACTED]'S BROTHER ([REDACTED] MB/10-28-90) PRIOR TO MY COMMUNICATION.

I CONFRONTED [REDACTED] ABOUT THE INPROBABILITY OF HIS LACK OF KNOWLEDGE ABOUT THE INCIDENT, HIS "COUSIN'S" NAME, AND LOCATION OF GUN SHOT WOUND AS HE HAD TRANSPORTED HIM TO THE HOSPITAL. [REDACTED] MAINTAINED HE DID NOT HAVE ANY INFORMATION TO PROVIDE REGARDING THE INCIDENT OTHER THAN HE HEARD THE GUN SHOTS AND KNEW HIS "COUSIN" HAD BEEN SHOT.

I CONTACTED ANOTHER PERSON ([REDACTED] MB/10-21-89; [REDACTED] COURT LANCASTER; (661) [REDACTED]) WHO ARRIVED AT THE HOSPITAL WITH A LARGE GROUP OF PEOPLE.

DATE: 2-23-13

FILE NO. 013-03278-1134-091

[REDACTED] TOLD ME HE WAS AT THE LOCATION DURING THE INCIDENT BUT DID NOT SEE OR KNOW WHO WAS SHOOTING. HE STATED HE HEARD SHOTS AND RAN FROM THE LOCATION. HE ARRIVED AT THE HOSPITAL BECAUSE HIS BROTHER (WFO) HAD BEEN SHOT.

I SEARCHED [REDACTED]'S VEHICLE, I DID NOT SEE ANYTHING OTHER THAN SOME BLOODY CLOTHING THAT WOULD INDICATE EVIDENCE OF THE INCIDENT. DEP. KLUMP AND DEP. MAY IMPOUNDED THE VEHICLE AS EVIDENCE AT THE REQUEST OF THE "CRIME LAB" (SEE THEIR SUPPLEMENTAL REPORT).

THIS CONCLUDES THIS SUPPLEMENTAL REPORT.

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COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT SUPPLEMENTAL REPORT

DATE: 02/23/13

FILE: 013-03278-1134-051

C: Assault with a deadly weapon (firearm)
245(A)(2) P.C./F/ 051

ACTION: Active/Additional Information

V: [REDACTED] 10/28/90

D: 02/23/13

S: UNKNOWN

NARRATIVE

The purpose of this supplemental report is to provide active and additional information regarding the above file number.

I responded to 43145 Business Center Parkway "IT Club" regarding an assault with a deadly weapon, gunshot victim call and contacted Tully Huffaker (M/W, 04/24/87, 661-992-5034, 32015 Farnese Ave., Pearblossom) and he told me he is leasing out the building where the "IT Club" is located. He said there was a rap concert that had just ended and people began to leave the building. He said a large fight had started inside the building and he saw a male black (505, blu shirt, NFD) with a black revolver (NFD) in his hand. Tully Huffaker said he became fearful after he saw the gun and he took cover in a lounge area located near the exit of the building. He said he heard five gunshots come from outside the building. He said he then looked up and saw a security guard (last name Griffith, NFD) working the event taking cover behind a wall and shoot four to five gunshots through the front window and into a crowd of people outside the building. Tully Huffaker said he did not see anyone hit by a bullet. Tully Huffaker provided me with a signed consent entry and search waiver (see attached, SH-R-410) to search the building for further evidence related to the crime.

I contacted [REDACTED] (M/W, 02/27/88, 661-[REDACTED], [REDACTED] Ave., Lancaster) and he told me he was inside the building (IT Club) working the event. He said he saw a large fight and he saw a male black (NFD) with a black handgun (NFD) in his rear waistband. [REDACTED] said he did not see the male black's face. He said he heard four to five gunshots come from outside the building and he hid in the lounge area with Tully Huffaker and several other workers. [REDACTED] gave me a "Betty Boop" bag containing a white T-shirt and a firearm magazine which he said he recovered from under a table in the southwest corner room of the building. He said he did not know who the bag belonged to.

I contacted [REDACTED] (M/W, 02/01/92, 661-[REDACTED], [REDACTED] Ln., Palmdale) and he said he is a worker at the "It Club" and he was outside because a large fight was going on inside. He said everyone ran outside the front door and he said he ran southbound around to the south side of the building and ran westbound. [REDACTED] said he was approximately 30 feet from the northeast corner of the building and heard a loud "bang" which he believed was a gunshot. He said he turned around and saw a male black (605, 200, gry hat, gry shirt, NFD) facing southbound on the northeast corner sidewalk and shoot five more bullets southbound from a .22 caliber semi-automatic gray handgun. [REDACTED] said he was fearful for his safety and ran northbound and jumped over the wall and did not see where the male black went or who he shot at.

BY: Spears #528102

APPROVED: Sgt. D. Jennings #292857

ASSIGNED: DB

SECRETARY: JMW 2123

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COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 02/23/13

FILE NO. 013-03278-1134-051

I contacted [REDACTED] (M/W, 07/23/88, 661- [REDACTED], [REDACTED] Ave., Palmdale) and [REDACTED] (M/W, 12/29/87, 661- [REDACTED], [REDACTED] Palmdale) who both said they hid in the lounge area with Tully Huffaker after a large fight broke out and heard someone had a gun. They both said they saw a security guard (male black, nfd) working the event shoot four bullets from his gun outside to the front parking lot of the building.

I also contacted [REDACTED] (M/B, 10/15/90, 661- [REDACTED]), [REDACTED] (M/B, 04/18/92, 562- [REDACTED]) and [REDACTED] (M/B, 08/19/86, 661- [REDACTED]) who all said they were inside the building and heard approximately five gunshots come from outside the "It Club". They said they never saw anyone with a gun or saw anyone shot.

I gave the bag containing the magazine to Deputy Williams #529699, see his supplemental report under the same file number for further.

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LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

ENTRY AND SEARCH WAIVER

FILE No. 013-03278-1134-051

I HUFFAKER TULLY DENNIS, having legal custody or
(Last Name) (First) (Middle)

control or authority or personal ownership of the premises located at 43145 BUSINESS
CENTER PARKWAY, LANCASTER

and described as WHITE WAREHOUSE WITH A GLASS FRONT
AND THE NUMBERS 103 IN FRONT. INSIDE CONTAINS
AN AMPHITHEATRE AND BAR

do hereby grant full and unconditional authority to the Los Angeles County Sheriff's Department to enter
those premises to conduct a search for EVIDENCE RELATED TO CRIME SUCH
AS BLOOD AND BULLET CASINGS.

and to conduct any related investigation in any related criminal or non-criminal law enforcement matter.

I grant this consent freely, knowingly, and intelligently with full knowledge that members of the Department
will have free and unrestricted access to the premises until the current investigation is completed.

[Signature]
Signature

2/23/13
Date

5:08
Time

SPEARS, M.
Witnessing Officer

528102
Badge/I.D. Number

2/23/13
Date

0508
Time

Page Redacted

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COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
SUPPLEMENTAL REPORT

DATE: 2/23/2013 FILE: 013-03278-1135-051 ACTION: Active/Additional Information
C: 245(a)(2)P.C./F/051
V: [REDACTED] MB/061175
S: Unknown

NARRATIVE

[REDACTED] FB/022484-28 y/o
661-[REDACTED]
[REDACTED]
Unemployed

I responded to the Lancaster station lobby and contacted the victim who stated the following: While at the incident location she heard 5 gunshots from the entrance of the building. She told me when she heard the gunshots she exited the rear of the building using the emergency exit. She stated when she was standing outside of the building she heard 4 more gunshots coming from rear of the building (in close proximity to her) . She ran back inside of the incident location and waited for everything to "Calm down." She told me she waited several minutes after the gunfire stopped to exit the building. She exited the rear emergency exit (west side) and walked around the northern portion of the building to her vehicle. Once she saw her vehicle she noticed the drivers side rear passenger window had been shattered from gunfire (D/1 of 1 - 2' X 2', single pane, causing \$300 in damage)

I photographed the damage, copied the photos to CD-R, and booked them at Lancaster station (EV-15). Report memo issued.

I responded to the incident location parking lot and canvassed the area of the shooting on foot. I saw three shell casings on the pavement near the north east corner of the building. I also saw two shell casings in the handicap parking stalls in front of the incident location.

BY: Forbes #529690
APPROVED: K. TURRILL 444528 2-25-12, 0337 HRS
ASSIGNED: OSS / DB
SECRETARY: ER 2/25

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT - SUPPLEMENTAL REPORT
NARRATIVE CONTINUATION

DATE: 2/23/2013 FILE: 013-03278-1135-051 ACTION: ive/Additional Informa...

I responded to the Antelope Valley Hospital and contacted several partygoers who were at the incident location at the time of the shooting: [REDACTED] MB/101791 [REDACTED] Palmdale (323) [REDACTED] MB/021693 [REDACTED] Palmdale (661) [REDACTED] MB/020695 [REDACTED] Ave. Lancaster (661) [REDACTED] MB/050692 [REDACTED] Lake LA (661) [REDACTED]. None of the people I interviewed were very forthcoming with any information. All stated they did not see anything and were only concerned about their friend's who had been shot.

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY/EVIDENCE LABEL
76PB21-SH-CR-35 Rev. 11/90 Date: 02/23/13 03:24:32

URN: 013-03278-1135-051-015
NAME: [REDACTED]

EVIDENCE
V

DESCRIPTION: CD-R
MOD:

BRAND: STAPLES

CASH#
CAL: @

SER. #
PHOTOS OF VICTIM'S VEHICLE

LOG: S/M/N 431

Pg# 101

ASSGD:
AUTHORIZED:

DISPO:
EMP. #: 529690

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT SUPPLEMENTAL REPORT

DATE: 02-22-13

FILE: 013-03278-1134-051

C: Assault With Deadly Weapon 245(a)(2) PC/F/051 ACTION: Additional Information

V: [REDACTED], [REDACTED] MB/06-11-75

S: Unknown

NARRATIVE

The purpose of the supplemental report is to provide additional and active information regarding the above file number.

I responded to 43145 Division Street, Lancaster regarding an 245PC call. On arrival, I took a containment spot on the front of the location. I was contacted by W/1 club Security Officer Turhoue Griffin (MB/09-25-87, 310-[REDACTED], [REDACTED] Street Palmdale CA) who stated the following:

He was working at the front door area of the club, when approximately 4 to 5 separate fights started inside the club. He along with other on duty security officers broke up the fights. During the incidents some of the patrons got pepper sprayed. W/1 further stated people started running out of the club due to pepper spray affecting them. W/1 stated he returned to the front door area and saw 4 unknown male blacks run out the club in get inside a silver "Camro Z28" NFD sitting in the parking lot just east of the front door. He also saw 2 unknown male blacks run in get into a black "BMW 745Li" NFD sitting on Division street.

W/1 stated approximately 3-4 minutes later the males blacks inside the BMW started shooting towards the club entrance from Division, then drove into the parking lot and passed by the front door and continued shooting towards the front door of the club. W/1 stated he pulled out his gun (Smith & Wesson 45 auto model 457, serial number TDP6359) and returned fire toward the vehicle, however he was unsure if he hit the vehicle. After the vehicle drove by W/1 stated he started closing the second set of doors to the club to keep people from leaving. W/1 stated that when he saw the male black inside of the Silver Camro drive by the front entrance and also start to shoot toward the front door he took cover. The Camro then continued around the building to rear of the location and he heard more gun shots. W/1 stated he then called 911 to report the incident.

I contacted W/2 club security officer [REDACTED] (MB/06-13-86, 4-[REDACTED], [REDACTED] Avenue, Compton CA) who stated the following:

He was working the front door with W/1, when a few fights started inside the club. During the fights he attempted to stop a couple guys from fighting by pepper spraying them. W/2 stated

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013-03278-1134-051

the two males blacks he sprayed were wearing a red t-shirt in black jeans, the other male black was wearing a white t-shirt in blue jeans NFD. After he sprayed the two, a large crowd of patrons started running out the club. Approximately 2 minutes later he returned to the front door with W/1 then heard guns shots. W/1 then yelled at him to "take cover". W/2 said he then hid behind the walls until the shooting stopped. W/2 stated he did not see who was shooting at the time of the incident.

I contacted W/3 club security officer [REDACTED] (MH/11-12-69, 661-[REDACTED], 661-[REDACTED] Avenue Lancaster, CA) who stated the following:

He was working inside the club area in saw approximately 4-5 different fights break out inside the club at the same time. W/3 stated he along with other club security officer's all assisted in breaking up the fights. Afterwards patrons started leaving the club because of pepper spray in the air. During the commotion inside the club he heard someone inside the club say "he got a gun" but never saw any one with a weapon. W/3 stated as he approached the front door he heard someone shooting and people screaming. W/3 said he then saw security officer W/1 firing his weapon. A few minutes later W/3 said he heard what sounded like gun fire coming from the rear of the club. As he started making his way back through the club to the back door he saw 3 unknown people carrying a male black NFD through the club and out the front door.

I contacted W/4 club security officer [REDACTED] (MH/01-19-84, 661-[REDACTED], [REDACTED] Palmdale CA) who stated the following:

He was posted near the rear exit door of the club, when all of a sudden he heard gun shots and people started running. W/4 stated he then ran to his vehicle and left the location, and did not return until W/3 called him via cell phone to return. W/4 further stated he did not see who was shooting.

I contacted the remaining two club security officers: [REDACTED] (MH/10-13-72, 661-[REDACTED], [REDACTED] Palmdale) and [REDACTED] (MH/10-25-60, 818-[REDACTED], [REDACTED] Lancaster CA). Who both stated they were working inside the club and did not see or witness anything.

It should be noted I took control of W/1 Griffin weapon (Smith & Wesson model 457, serial #TDP6359) for evidence. His weapon was in his holster and had one bullet and the chamber, and 3 bullets in the magazine. W/1's weapon magazine held a total of 7 rounds. W/1 told me he keeps one bullet chambered for a total of 8 rounds. W/1 also gave me 3 expelled casing, he stated someone had picked up and gave to him from his weapon. I issued W/1 a copy of a receipt for property-firearm. I later turned over possession of the firearm to the crime lab Deputy Davison #444001. See attached firearm receipt.

I also located two 22 casing in the parking lot approximately 50 feet from the front door. I notified crime lab of all my finding. I also saw a copy of W/1 security guard card along with his firearm permit. They both were valid.

F-30

BY: Deputy Williams, Dwayne #529699

APPROVED: K. Turzill 424528 2/24/12, OSIS

ASSIGNED: OSS

SECRETARY: MR 2/24

**COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
RECEIPT FOR PROPERTY- FIREARM**

Station: LANCASTER Date: 02-23-13 File# 013-03278-1134-051

Location confiscated from: 43145 DIVISION #103, LANCASTER

Description of firearm(s) (Make, model, caliber, type and serial number)

SMITH & WESSON 45 AUTO MODBC 457
SERIAL # TDP6359

Per Welfare and Institutions Code § 8102, your firearm(s) were confiscated. (See below)

Per Penal Code § 12028.5, your firearm(s) were confiscated. (See below)

Other Reason for Confiscation: _____

Mental Health Notice of Rights (WIC § 8102)

Upon your release, the Department shall have 30 days to initiate a petition in the Superior Court, alleging that the return of your firearm(s) would be likely to result in endangering you or others, or the firearm(s) must be returned to you if you are not prohibited from possessing firearms. A copy of the petition will be mailed to you at the address you provided. If a petition is filed, you have the right to dispute the petition, however, you must notify the clerk of the county superior court within 30 days of the filing date of the department's petition. The clerk will then set a date and time for the hearing and a notification will be mailed to you. If you are detained under WIC 5150 and are subsequently involuntarily admitted to a mental health facility, you are prohibited from owning, possessing or controlling firearms for a period of 5 years. If you currently own any firearms, you must contact the nearest law enforcement agency to surrender those firearms.

Domestic Violence Notice of Rights (PC § 12028.5)

If the Sheriff's Department has reasonable cause to believe that the return of a firearm would likely result in endangering the victim or the person reporting the assault or threat, the agency shall advise the owner of the firearm, and within 60 days of seizure, initiate a petition in superior court to determine if the firearm should be returned. The firearm shall be made available for return to the owner or person who was in lawful possession, if the firearm is not retained as evidence related to criminal activity brought as a result of a domestic violence incident or is not retained because it was illegally possessed.

All Firearms

An incident report regarding the confiscation of your firearm(s) was written by this department. Prior to the return of any firearm to its owner, the individual seeking the return of the firearm must submit a Law Enforcement Gun Release Application and pay fees to the Department of Justice. The application is available at www.ag.ca.gov/firearms. It may take up to 30 days to process the application. Firearms not claimed within 180 days of notification by the Sheriff's Department may be disposed of (PC 12021.3 (g)). Firearms not being held as evidence will be available for release no later than five business days after an original, approved Law Enforcement Gun Release form, with a gold Attorney General seal sticker, has been submitted by the owner or lawful possessor to the indicated Sheriff's Station. Pursuant to Penal Code § 12021.3(j)(1), a law enforcement agency may charge a fee for storage of firearms. The Sheriff's Department charges a fee of fifty-four dollars (\$54.00) per firearm. **Cash, cashier's check or money order only.**

If a law enforcement agency determines that the legal owner of the firearm is prohibited from possessing any firearm and the firearm is an otherwise legal firearm, the applicant shall be entitled to sell or transfer the firearm to a licensed dealer (P.C.12021.3 (i)(1)).

Signature: [Signature]

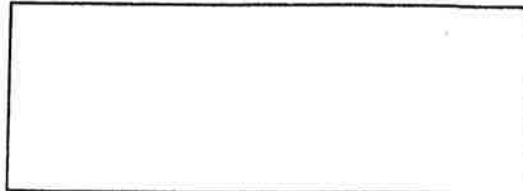
Print Name: TURHOVE, GRIFFIN

CDL/ID#: [Redacted]

Deputy: WILLIAMS, D #529699

Please contact detectives at the station listed to the right for authorization to release the firearm.

Please call the station Property Custodian for an appointment to pick up the firearm.



013-03078-1134-051



F-33

150-6411-8680-819

013-08278-1134-051

MARCH
2ND

MADE IN TEXAS
5150

WWW.BANGMYHIT.COM PRESENTS

Y.M.
GLASSES
Malone

DOORS OPEN AT 8 PM | +18 EVENT
\$ PRE-SALES AT THE DOOR

INDUSTRY THEATER
43145 Business Center Parkway,
Lancaster, CA

F.34

013-03278-1134-051



2ND



SEEK "A2DAY"
 SINGLE RELEASE PARTY

WITH SPECIAL GUEST

THE KUSHITES

AND MORE LIVE PERFORMANCES

BROUGHT TO YOU BY



WWW.BANGMYHIT.COM

DOORS OPEN AT 8 PM | +18 FIVE

\$ PRE-SALES AT THE DOOR

INDUSTRY THEATER

43145 Business Center Parkway,
 Lancaster, CA

WWW.THEBESTGFX.COM

F-35

013-03478-1134-051

monday february 25th 2013
industry.theater presents

a pop punk show!
with

**a week away
between the years
take steady aim
call it off
farewell gloria
city, somewhere
CoverUpCasual**

monday february 25th. 2013
Industrytheater
43145 businesscenterparkway
lancastrercalifornia 93535 \$5 6pm all ages

INDUSTRY THEATER PRESENTS
FRIDAY MARCH 8TH

WATER
(OF IS ANYONE UP)

WITH
**DJ BOOTLEG
CHRIS MAN OF STEEL STEEL
DJ JONJON**

INDUSTRY THEATER
FRIDAY MARCH 8TH
43145 BUSINESS CENTER PARKWAY
LANCASTER CALIFORNIA 93535
TEN DOLLARS/7PM/18 AND UP/BRING ID

F-36

COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT SUPPLEMENTAL REPORT

DATE: 02-23-13

FILE: 013-03278-1134-051

C: Assault With A Deadly Weapon, 245 (A)(2) P.C./ F / 051

ACTION: Contact victim

V: [REDACTED] MB/03-23-87

D: _____

S: Unknown

NARRATIVE

The purpose of this supplemental report is to provide additional information pertaining to the indicated file number as well as provide information regarding my involvement.

I responded to Antelope Valley Hospital regarding a patient with a suspicious gun shot wound. Upon my arrival, I contacted the victim ([REDACTED], [REDACTED] MB/03-23-87 [REDACTED] Ct, Victorville 92392 760-[REDACTED] / 760-[REDACTED]) in room #436 bed #2. The victim stated he was at a club (Industrial Theater). He said his friend was punched by an unknown male black (20-25 / 509 wearing a red t-shirt and black jeans NFD), they started fighting inside the club. The victim told me the fight made its way to the parking lot where he along with his friend (NFD) were beating up the suspect. The victim was not able to provide me with any further details about the incident and stated the last thing he remembered was the suspect shot him (1) time in the stomach with a small hand gun (NFD). The next thing he remembered was waking up in the hospital.

The victim stated he did not know how he got to the hospital.

With the approval of the victim, I contacted the victim's Doctor, Dr.Dabbs who told me the victim was shot (1) time in the left hip area with a small caliber bullet. The bullet damaged the victim's small intestine and colon causing several holes that had to be surgically repaired. Dr Dabbs said the victim would have died if he did not have surgery to repair the damage to his intestine and colon. Dr.Dabbs stated the victim should recover from his injuries with no permanent damage.

I observed the victim had an bullet entrance wound on the left side of his waist, he also had a large (20 staples) incision on his stomach where the Doctor had to access his stomach to repair the damage caused by the bullet.

I photographed the victims injuries (see attached photograph).

BY: Licciardi, Eric 527059

APPROVED: Sgt. K. PEARCY 292531 022413 @ 0844Hrs

ASSIGNED: LOW D.B.

SECRETARY: MR 2/24

F-37

Pages Redacted

EXHIBIT "G"

Screen prints of photos taken at Industry Theater
and postings from the Industry Theater's Facebook page



Dream in Art Photography

Dream in Art Photography

Like This Page April 30

With Tommy Ningnangnong Couch at Industry Theater

Like Comment Share

14 people like this.

Tommy Ningnangnong Couch TC front man in Da house!! Fore....

May 1 at 1:00am · Like · 1

Darren Schaaap Cool pic. Mon, but where's ya tubs?

May 1 at 3:05am · Like

Tommy Ningnangnong Couch Traded em in Daz?? Jays drummin now... Hehe...

May 1 at 5:20am · Like

Darren Schaaap Thought you was meant to keep the ugly boogers at the back Rule no. 1 in the how to be a pop sensation handbook, you'll never get on the cover of smash hits at this rate

May 1 at 5:31am · Like · 1

Tommy Ningnangnong Couch Facelift booked in fer tomorrow fella...

May 1 at 5:45am · Like · 1

Write a comment...

Sponsored

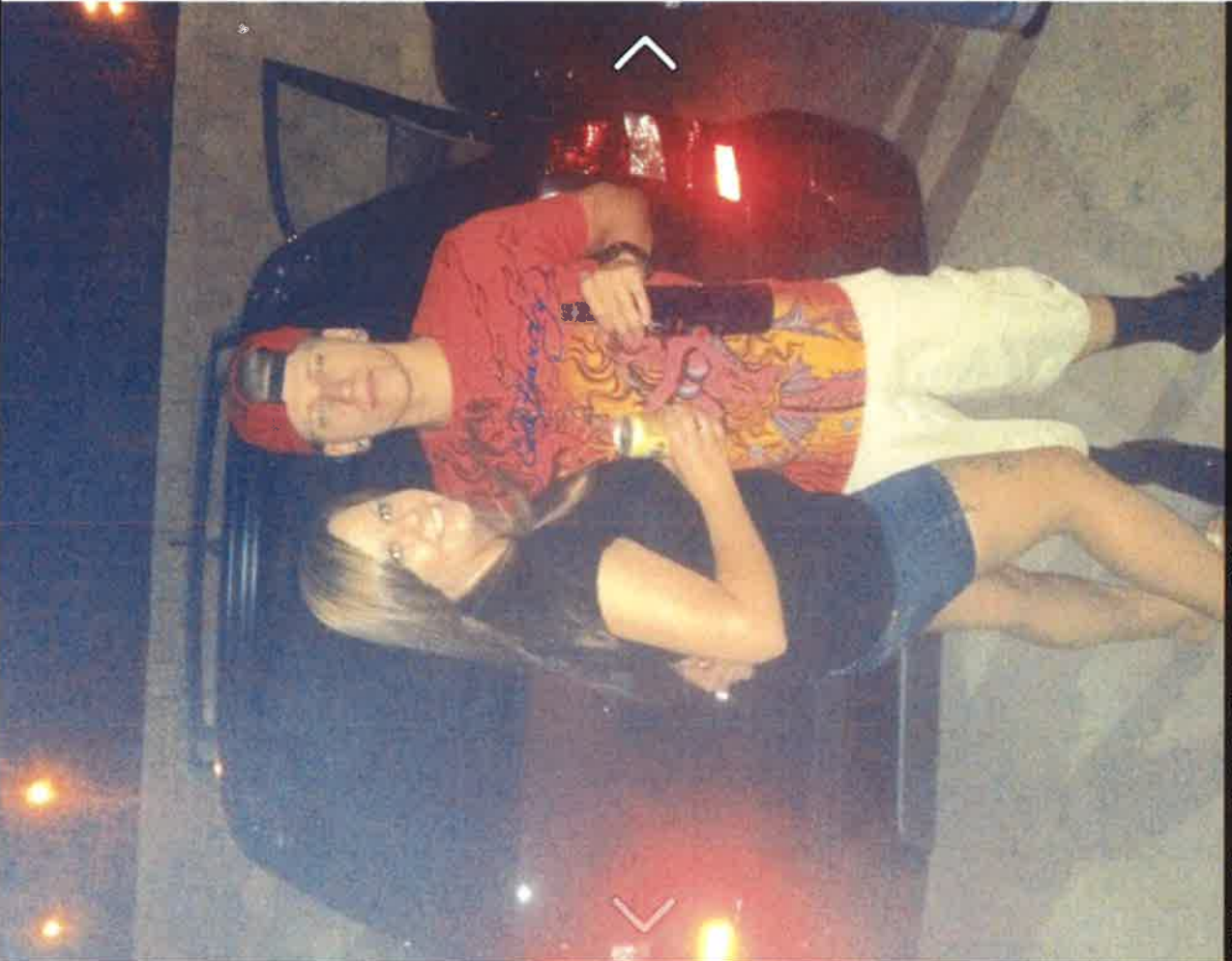
See All

Ali Scales Independent...

If you have not yet had the amazing opportunity to experience Scentsy inbox me so we may...



Like · 327 people like Ali Scales Independent Scentsy Consultant.

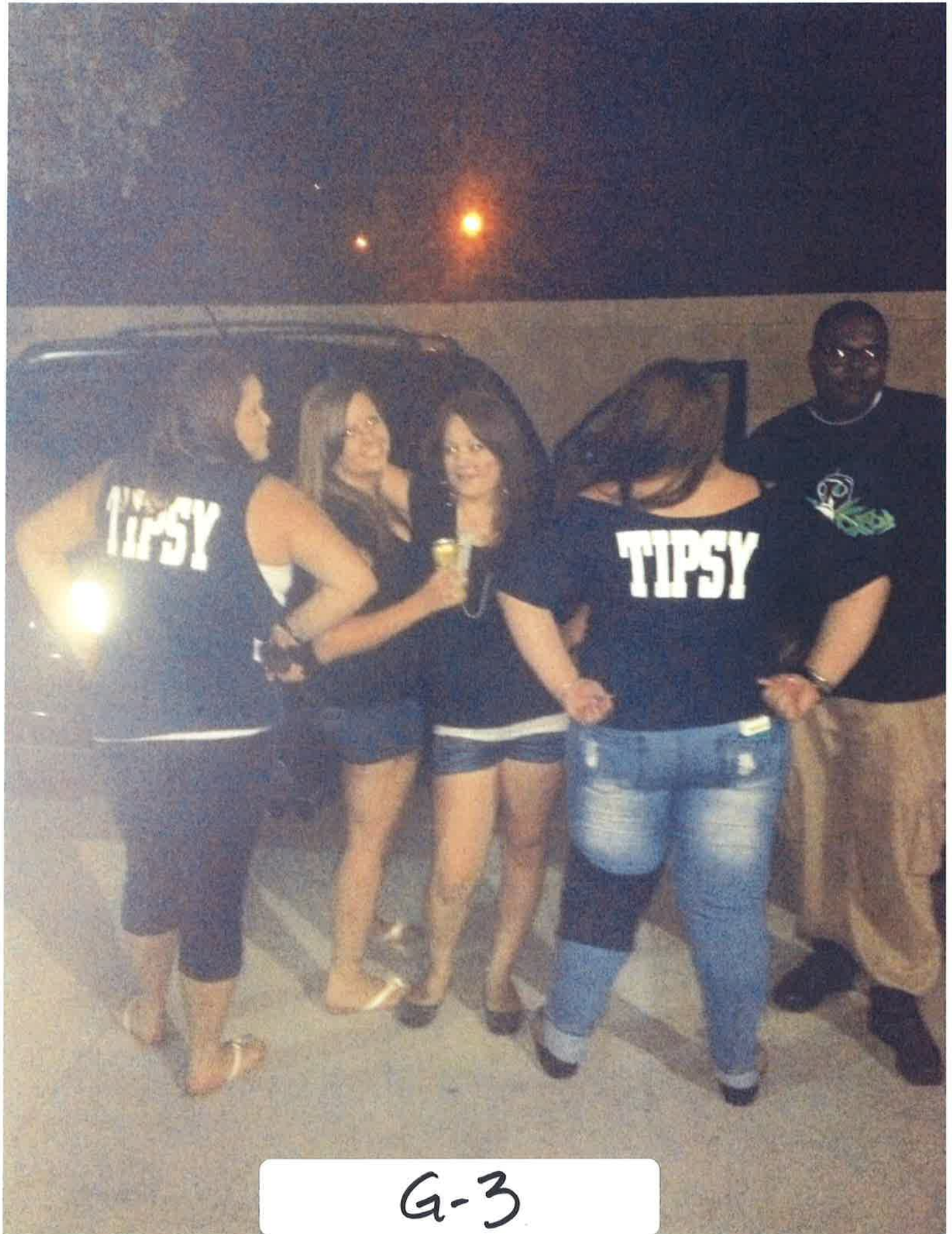


Heather Elliott
Follow · September 14

At Industry Theater
Like · Share

2 people like this.

G-2



G-3

TOGA 3 FES

LIVESKA ALLSTARS

LOS ARAMBULA

TRAP HER KEEP HER

LIFE FOR A LIFE

CAPTAIN SMOOTH TALK

ALWAYS HATED

THE ARTIST MUST DRAW

BARE KNUCKLES - BAN - CALL IT OFF

JUST GO, JUST LEAVE - SKABEL - NOSEBLEED

*BAR WITH I.D. *ALL AGES

*NO DRAMA, FIGHTING, STUPID SHIT, ETC.

*RESPECT THE VENUE AND YOU WILL BE RESPECTED.

*SUPPORT YOUR LOCAL SCENE. *MAKE SOME FRIENDS.

STARTS @ 3PM, \$5 BEFORE 6PM, \$8 AFTER

JULY 27, 2013 AT THE INDUSTRY THEATER

43145 BUSINESS CENTER PARKWAY, LANCASTER, CALIFORNIA

3rd Annual Underground Music Festival

MERCH AND

G-5

SUPPORTED BY

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March 29th 2013

SUBCULTURE PRESENTS

TECHNO FUNKS

The Baile For Cyberiek

Headlining Sets Provided By



RHOMP KING / ANDREW LEE / CHRIS STEELE
WILL::E / 0-MINUS / FORMATT / REEN / ARI / KENNO
MADSTYLES / SUBPROJECT 68 / DIGUERRA
FOUL MATTUH / THE CORRUPT / DJ BOOTLEG

THE INDUSTRY THEATER



43145 Business Center Parkway, Lancaster, CA 93534

\$5 IN COSTUME \$10 WITHOUT / 7PM-2AM / ALL RESPONSIBLE AGES / 21+ BEER LOUNGE
SMOKING PATIO / PROFESSIONAL JBL SOUND / PRO LIGHTING / MANY GOGOS AND DANCERS
50+ PERSON PROMO TEAM / ROAMING PHOTOGRAPHERS. CHARACTERS AND PERFORMERS

G-6



The Teen Takeover!
Wednesday, July 24, 2013 at 6:00pm

Industry Theater
Lancaster, California

Top of Form

G-7



Industry Theater

October 21

Share this status and tag Industry Theater to get 1 FREE admission to the Haunted House 10/21 or 10/22!

The BIGGEST haunted house in the AV.

\$5-All Ages-7pm

Open 10/21, 10/22, 10/23, 10/24, 10/25, 10/27, 10/28, 10/30, 10/31, 11/1



1.

Industry Theater

October 27

Sunday, 10/26 at Industry Theater

The Antelope Valley's BIGGEST Haunted House!

\$5 / All Ages / 7pm-11pm

43145 Business Center Parkway

Lancaster California 93535

BUY ONE GET ONE FREE (Sunday Only!) — at Industry Theater.

Top of Form

October 27 at 3:37am via mobile · Like

G-8

EXHIBIT "H"

LASD Compilation of Calls for Service

Incident Date: 03/20/2012

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	D	R	43145 BUSINESS CENTER PKWY, LAN #103 "THEATER"	396	FIRE REQ DEPS RE FEMALE 20 HAVING SEIZURE AT LOC. // 10-22 PER FIRE	10-22 PER FIRE	110D	2231	2231

Incident Date: 07/13/2012

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	D	R	43145 BUSINESS CENTER PKWY, LAN X DIV/K8	496	SEVERAL JUVIES/VEHS ACROSS LOC IN BUSINESS CTR DRINKING	PER INF DP'S GPA	111K	2341	19

Incident Date: 09/01/2012

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN X DIVISON/K-8	438	DP, FH/A WEARING TANK TOP, 390, HIT INF W/HANDS. DP W/OTHER FEMALES WHO ARE REFUSING TO LEAVE, 902R REFUSED.		112	2359	23

C	B	P	43145 BUSINESS CENTER PKWY, LAN X DIVISON/K-8	438	DP, FH/A WEARING TANK TOP, 390, HIT INF W/HANDS. DP W/OTHER FEMALES WHO ARE REFUSING TO LEAVE, 902R REFUSED.	C/INF WHO STATED HE WANTED DP RODRIGUEZ, DIANA FH/011089 TO LEAVE LOC. INF NON DESIROUS OF PRESSING CHARGES. DP WAS ESCORTED OUT OF LOC W/NO FURTHER INCIDEN	112A	2359	25
---	---	---	--	-----	--	---	------	------	----

C	B	P	43145 BUSINESS CENTER PKWY, LAN X DIVISON/K-8	438	DP, FH/A WEARING TANK TOP, 390, HIT INF W/HANDS. DP W/OTHER FEMALES WHO ARE REFUSING TO LEAVE, 902R REFUSED.		113S	2359	24
---	---	---	--	-----	--	--	------	------	----

Incident Date: 10/08/2012

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN X 4E/AV L	427	PROMOTER M/A REFUSING TO PAY INF/BAND FOR SERVICES. DP IN BGE CADILLAC LIC/5JVY011. FIGHT PENDING. INF AND OTHER BAND MEMBERS BLOCKING DP'S VEH.		112	2246	2306

Incident Date: 10/08/2012

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN X 4E/AV L	427	PROMOTER M/A REFUSING TO PAY INF/BAND FOR SERVICES. DP IN BGE CADILLAC LIC/5JVY011. FIGHT PENDING. INF AND OTHER BAND MEMBERS BLOCKING DP'S VEH.	C/JOHN GALLIVAN MW/092790 STATED RUBEN SILVA MW/092867 DID NOT FULLFILL PAYMENT AGEE UPON THROUGH EMAIL. ADV OF CIVIL MATTER ISSUED TAG NUMBER	112A	2246	2306
C	B	P	43145 BUSINESS CENTER PARKWAY, LAN 103	433	INF STD APPROX 30 BANDMEMBERS CAUSING A DISTURBANCE SPITTING ON OWNER OF LOC REFUSING TO LEAVE RELATED TO @ 427		111A	2320	2348
C	B	P	43145 BUSINESS CENTER PARKWAY, LAN 103	433	INF STD APPROX 30 BANDMEMBERS CAUSING A DISTURBANCE SPITTING ON OWNER OF LOC REFUSING TO LEAVE RELATED TO @ 427	C/RUBEN SILVE W/A RE:415.STD HE WAS NOT SPIT ON.STAYING AT LOC UNTIL DPS LEAVE.NO CRIME	112	2320	2348
C	B	P	43145 BUSINESS CENTER PARKWAY, LAN 103	433	INF STD APPROX 30 BANDMEMBERS CAUSING A DISTURBANCE SPITTING ON OWNER OF LOC REFUSING TO LEAVE RELATED TO @ 427	A/112 AS NEEDED	112A	2320	2351
C	B	P	43145 BUSINESS CENTER PARKWAY, LAN 103	433	INF STD APPROX 30 BANDMEMBERS CAUSING A DISTURBANCE SPITTING ON OWNER OF LOC REFUSING TO LEAVE RELATED TO @ 427		113S	2320	2355

Incident Date: 01/01/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
W	D	R	43145 BUSINESS CENTER PKY, LAN X SIERRA/K8	34	LARGE GROUP OF PEOPLE FRM CLUB NEXT TO CHURCH/LOC. DPS YELLING, CHALLENGING EACH AND 510 IN P/LOT	CHK PARKING LOT OF LOC.NO 415FT OR 510 SEEN.DPS GPA/UTL	111B	103	132
W	D	R	43145 BUSINESS CENTER PKY, LAN X SIERRA/K8	34	LARGE GROUP OF PEOPLE FRM CLUB NEXT TO CHURCH/LOC. DPS YELLING, CHALLENGING EACH AND 510 IN P/LOT	HPTA	111T1	103	210

Incident Date: 02/22/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>E</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	D	R		43145 BUSINESS CENTER DR, LAN X DIV /K "IT CLUB"	558	PARTY GOERS YELLING/ CHALLENGING EACH OTHER IN/OUT CLUB PER WORRIED SECURITY	C/SEC GRDS STD NO ONE CALLEDAN NO 415B	112A	2336	14
C	D	R		43145 BUSINESS CENTER DR, LAN X DIV /K "IT CLUB"	558	PARTY GOERS YELLING/ CHALLENGING EACH OTHER IN/OUT CLUB PER WORRIED SECURITY	ASSIST 112A AS NEEDED	112D	2336	11

Incident Date: 02/23/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>E</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	E		43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASSISTED AS NEEDED	111	205	551
C	B	E		43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	X-112G AS NEEDED	111A	205	528
C	B	E		43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	X-112G AS NEEDED, X CRIME LAB	111A	205	1150
C	B	E		43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV		111B	205	328
C	B	E		43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	X-ASSIT AS NEEDED RE:4 VICTMN WAITING ON CRIMELAB	111T1	205	724
C	B	E		43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV		112	205	520

Report RAPS_300A
Regional Allocation of Police Services
Location Inquiry from 08/22/2011 To 08/22/2013

Incident Date: 02/23/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	SUPP	112A	205	720
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	SUPP	112A	205	600
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASST 112G WITH CONTAINMENT	112A	205	939
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASSIST 112G AS NEEDED AT CP	112B	205	724
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASSIST 112G AS NEEDED	112D	205	241
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	SE RPT	112G	205	757
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASST RE SUPP RPT	113	205	454
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASST RE SUPP RPT	113	205	200
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	ASST RE SUPP RPT	113S	205	443

Incident Date: 02/23/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	E	43145 BUSINESS CENTER PKWY, LAN "IT CLUB"	24	VIC TAKEN INTO UNK VEH /// S1/VEH, BLK 745 BMW AND S2/VEH, CAMARO, SILVER L/S TWDS DIV	A/112G WITH INVEST. C/VICTIMS AND WITNESSES IN E.R. PHOTOGRAPH AND INTERVIEW VIC'S. RECOVER EV. TOWED VEH TO BE HELD AS POSS EV. SEE SUPP RPT FOR FURTHER	114A	205	643
O	D	R	43145 BUSINESS CENTER PKWY, LAN	142	SECURE LOC PER CRIME LAB	C/TULLY HUFFAKER MW/042487 WHOSE THE OWNER OF LOC. STD REPAIR DOOR/WINDOW ENRT TO SECURE LOC. OWNER WILL STAND BY	111B	1225	1231
O	D	R	43145 BUSINESS CENTER PKWY, LAN	246		ON-SITE SECURITY	111TF	1722	11
O	D	R	43145 BUSINESS CENTER PKWY, LAN	246		ON-SITE SECURITY	111TF	1722	100
O	D	R	43145 BUSINESS CENTER PRK WY, LAN X K-8	251	INDUSTRY THEATER CLUB	PROVIDE SECURITY AT INDUSTRY CLUB	111H	1731	14
O	D	R	43145 BUSINESS CENTER PRK WY, LAN X K-8	251	INDUSTRY THEATER CLUB	PROVIDE SECURITY AT INDUSTRY CLUB	111H	1731	100

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C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE		110S	1921	2118
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE	ASSTD AS NEEDED	111A	1921	2004
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE	ASST 112A AS NEEDED	111E	1921	2016
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE		111T1	1921	2001
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE	ASST 112A IN DETAINING PPL IN FRONT OF GIVEN LOC AND SEARCHING OUTSIDE OF 200 E AV K8	111T2	1921	2007

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<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE	ASSIST 112A AS NEEDED	112	1921	2005
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE	MULTI LAN STATION DEP RESPONSE AND FIRE RESPONSE RE: FALSE BOMB THREAT AND FALSE REPORT OF PEOPLE HAVING BEEN SHOT. SEE REPORT	112A	1921	2047
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE	RESPOND FRM LLA, C4 PTA	114A	1921	2004
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE		111S	1921	2003
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE		113A	1921	2013
C	B	P	43145 BUSINESS CENTER PKWY, LAN X K THEATRE	318	//UD// THEY JUST PLANTED C4'S IN THE THEATRE		113A	1921	1935
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<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN X AV K-8	5	INF STATES 5 MH/A FIGHTING IN FRONT OF LOC. NO WEAPONS SEEN. LARGE CROWD FORMING. CONCERT JUST LET OUT AT LOC AND MANY DPS 390.		110S	16	26
C	B	P	43145 BUSINESS CENTER PKWY, LAN X AV K-8	5	INF STATES 5 MH/A FIGHTING IN FRONT OF LOC. NO WEAPONS SEEN. LARGE CROWD FORMING. CONCERT JUST LET OUT AT LOC AND MANY DPS 390.	DP GPA UTIL	112	16	38
C	B	P	43145 BUSINESS CENTER PKWY, LAN X AV K-8	5	INF STATES 5 MH/A FIGHTING IN FRONT OF LOC. NO WEAPONS SEEN. LARGE CROWD FORMING. CONCERT JUST LET OUT AT LOC AND MANY DPS 390.	A/ 112 AS NEEDED	112A	16	37

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<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN X AV K-8	5	INF STATES 5 MH/A FIGHTING IN FRONT OF LOC. NO WEAPONS SEEN. LARGE CROWD FORMING. CONCERT JUST LET OUT AT LOC AND MANY DPS 390.		112J	16	33
C	B	P	43145 BUSINESS CENTER PKWY, LAN X AV K-8	5	INF STATES 5 MH/A FIGHTING IN FRONT OF LOC. NO WEAPONS SEEN. LARGE CROWD FORMING. CONCERT JUST LET OUT AT LOC AND MANY DPS 390.		112T2	16	34

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<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	E	43145 BUSINESS CNTR PKWAY "INDUSTRY THEATRE"	262	INF STS MW/20S WRNG GRY SHIRT/BLUE JEANS/THROWING ITEMS HIT INF WITH VASE/DP NOW PUNCHING INF HUSBAND//2ND INFO (TULLEY) STATES HE IS OWNER, DP MH/A ATTEMPTING TO TAKE KEYS TO LOC/	REFER TO 114A CLEARANCE	111T1	1558	1627
C	B	E	43145 BUSINESS CNTR PKWAY "INDUSTRY THEATRE"	262	INF STS MW/20S WRNG GRY SHIRT/BLUE JEANS/THROWING ITEMS HIT INF WITH VASE/DP NOW PUNCHING INF HUSBAND//2ND INFO (TULLEY) STATES HE IS OWNER, DP MH/A ATTEMPTING TO TAKE KEYS TO LOC/	ASST AS NEEDED	113A	1558	1612
C	B	E	43145 BUSINESS CNTR PKWAY "INDUSTRY THEATRE"	262	INF STS MW/20S WRNG GRY SHIRT/BLUE JEANS/THROWING ITEMS HIT INF WITH VASE/DP NOW PUNCHING INF HUSBAND//2ND INFO (TULLEY) STATES HE IS OWNER, DP MH/A ATTEMPTING TO TAKE KEYS TO LOC/	ASST AS NEEDED	113A	1558	1600

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<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	E	43145 BUSINESS CNTR PKWAY "INDUSTRY THEATRE"	262	INF STS MW/20S WRNG GRY SHIRT/BLUE JEANS/THROWING ITEMS HIT INF WITH VASE/DP NOW PUNCHING INF HUSBAND//2ND INFO (TULLEY) STATES HE IS OWNER, DP MH/A ATTEMPTING TO TAKE KEYS TO LOC/	C/MICHELLE QUIZLE FH/102987 WHO STA SHE AND BUS OWNER TULLY HUFFAKER MW/042487 GOT INTO VERB ARG, DP THREW ITEMS OUTSIDE LOC, ADV INF TO SUE CIVILL. NO CRIM	114A	1558	1625

Incident Date: 07/20/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
O	D	R	43145 BUSINESS CNTR PKWY, LAN	30		CITED JUVI RE CURFEW	112K	123	124

Incident Date: 08/17/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN "INDUSTRY CLUB"	48	CUSTOMERS REFUSING TO LEAVE P/LOT//NO ACK ON C/B /// MB/A WAS BEATING F/A IN P/LOT, UNK WHERE EITHER PARTY WENT, LARGE GROUP STILL IN P/LOT		111A	211	310

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
C	B	P	43145 BUSINESS CENTER PKWY, LAN "INDUSTRY CLUB"	48	CUSTOMERS REFUSING TO LEAVE P/LOT//NO ACK ON C/B /// MB/A WAS BEATING F/A IN P/LOT, UNK WHERE EITHER PARTY WENT, LARGE GROUP STILL IN P/LOT	DPS GPA/UTL	111B	211	315

Incident Date: 08/20/2013

<u>S</u>	<u>R</u>	<u>P</u>	<u>Location</u>	<u>Tag</u>	<u>Dispatch Text</u>	<u>Clearance Text</u>	<u>Unit</u>	<u>Entry</u>	<u>10/98</u>
O	D	R	43145 BUSINESS CNTR, LAN	157	INDUSTRY THEATRE	SEE REPORT	111F	1055	1438

EXHIBIT "I"

California Business & Professions Code Sections 23355 and 25607

BUSINESS AND PROFESSIONS CODE - BPC



DIVISION 9. ALCOHOLIC BEVERAGES [23000 - 25762] (*Division 9 added by Stats. 1953, Ch. 152.*)

CHAPTER 3. Licenses and Fees [23300 - 23455] (*Chapter 3 added by Stats. 1953, Ch. 152.*)

ARTICLE 3. Rights and Obligations of Licensees [23355 - 23405.3] (*Article 3 added by Stats. 1953, Ch. 152.*)

²³³⁵⁵. Except as otherwise provided in this division and subject to the provisions of Section 22 of Article XX of the Constitution, the licenses provided for in Article 2 of this chapter authorize the person to whom issued to exercise the rights and privileges specified in this article and no others at the premises for which issued during the year for which issued.

(*Amended by Stats. 1974, Ch. 823.*)

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BUSINESS AND PROFESSIONS CODE - BPC

DIVISION 9. ALCOHOLIC BEVERAGES [23000 - 25762] (*Division 9 added by Stats. 1953, Ch. 152.*)

CHAPTER 16. Regulatory Provisions [25600 - 25667] (*Chapter 16 added by Stats. 1953, Ch. 152.*)

ARTICLE 1. In General [25600 - 25622] (*Article 1 added by Stats. 1953, Ch. 152.*)

^{25607.} (a) Except as provided in subdivision (b), it is unlawful for any person or licensee to have upon any premises for which a license has been issued any alcoholic beverages other than the alcoholic beverage which the licensee is authorized to sell at the premises under his or her license. It shall be presumed that all alcoholic beverages found or located upon premises for which licenses have been issued belong to the person or persons to whom the licenses were issued. Every person violating the provisions of this section is guilty of a misdemeanor. The department may seize any alcoholic beverages found in violation of this section.

(b) A bona fide public eating place for which an on-sale beer and wine license has been issued may have upon the premises brandy, rum, or liqueurs for use solely for cooking purposes.

(*Amended by Stats. 1984, Ch. 382, Sec. 1.*)

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