

1 190. **MICHAEL "SNACKS" PUNZAL:** Based on my professional training and experience
2 as a police officer investigating the TOWERSIDE criminal street gang and a review of police reports,
3 sheriff's records, photographs, and other documents, it is my opinion that Michael Punzal ("Punzal") is
4 an active member of Defendant TOWERSIDE gang.

- 5 • I personally know Punzal, whose moniker is "Snacks."
- 6 • During December 3, 2009 San Francisco Sheriff's Department classification and
7 interview, Punzal admitted membership in TOWERSIDE.
- 8 • Punzal does not consistently report to live in the Proposed Safety Zone.
- 9 • Police have discovered the following photographs of Punzal's tattoos evidencing his gang
10 affiliation.



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18 **Photo 205:** Back of Punzal's head with the words "BNER" a reference
19 to deceased TOWERSIDE gang member



1 **Photos 206-209:** Show Punzal's right and left forearms tattooed with TOWERSIDE symbols "GENEVA TOWERS" and
2 "312."



12 **Photos 210-211:** Show Punzal's midsection tattooed with TOWERSIDE symbol "312."

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14 **EVIDENCE OF GANG ACTIVITY - CRIMINAL CONDUCT**

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- 16 • On January 16, 2006 at 2:55 p.m. SFPD officers responded to a call that Punzal was in
17 the process of selling rock cocaine in the area of Sunnydale Avenue and Britton Street.
18 (Police Incident Report No. 060059796.) According to the report, SFPD officers
19 contacted Punzal and found him to be in possession of a small baggie containing a white
20 granular substance which officers suspected was crushed rock cocaine base.
 - 21 • On February 14, 2008 at 1:00 p.m., SFPD officers conducted a parole search of Punzal's
22 girlfriend's residence after receiving an anonymous tip that a gun was located inside.
23 (Police Incident Report Nos. 080160668 and 080159138.) According to the report, SFPD
24 officers recovered a rifle magazine from 296 Schwerin. That same day, SFPD officers
25 conducted a parole search of the address Punzal had given to parole. During that search
26 SFPD officers recovered .22 cal revolver and .45 cal ammunition.

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- On March 3, 2008 at 12:02 p.m. Daly City police officers attempted to stop Punzal for driving a stolen vehicle. Punzal attempted to evade capture but was apprehended at Visitacion Avenue and Loehr Street. (Police Incident Report No. 080231178.)
 - On February 2, 2010 at 12:30 p.m. SFPD officers arrested TOWERSIDE gang member Michael "Snacks" Punzal in Daly City for a shooting that occurred in the Bayview Police District. (Police Incident Report No. 100107714.) SFPD officers believe that Punzal and another TOWERSIDE member were driving in a vehicle when they attempted to shoot the father of a rival DBG gang member, inadvertently hitting his companion. When SFPD officers arrived in Daly City to arrest Punzal, he was in the company of Corey McCroey. Punzal is incarcerated and awaiting trial.

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EVIDENCE OF GANG ACTIVITY - ASSOCIATION

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- On December 10, 2005 at 11:25 p.m., Punzal was observed loitering with known TOWERSIDE members and associates, including Frederick "Ace" Glaspie, Marcus Peppers (now deceased) and Byron Smith (now deceased), at 1200 Sunnydale Avenue, in the Proposed Safety Zone. (Field Investigation Report No. 05000893.)
 - On January 11, 2006 at 4:00 p.m., Punzal was observed loitering with known TOWERSIDE members and associates, including Vincent "VC" Floyd and Frederick "Ace" Glaspie, at 1199 Sunnydale Avenue, in the Proposed Safety Zone. (Field Investigation Report No. 06000014.)
 - On April 26, 2007 at 10:10 p.m., Punzal was observed loitering with known TOWERSIDE member Lashawn "Snigs" Boston at 1880 Geneva Avenue, just outside the Proposed Safety Zone. (Field Investigation Report No. 07000960.)
 - On May 3, 2007 at 2:50 p.m., Punzal was observed loitering with known TOWERSIDE members and associates, including Brandon Perkins (now deceased) and Vincent "VC"

1 Floyd, at Sunnydale and Garrison Avenues, in the Proposed Safety Zone. (Field
2 Investigation Report No. 07000826.)

- 3 • On November 9, 2007 at 3:16 p.m., Punzal was observed loitering with known
4 TOWERSIDE member Marcus Peppars (now deceased), at 284 Rey Street, in the
5 Proposed Safety Zone. (Field Investigation Report No. 07001083.)
- 6 • On January 22, 2010 at 2:28 p.m., Punzal was observed loitering with known
7 TOWERSIDE members and associates, including Frederick "Ace" Glaspie, Ceabe "CB"
8 Justin, Kalaan "KK" Johnson, Corey "C Baby" McCroey, and Cedric "CD" McCroey, at
9 150 Garrison Avenue, in the Proposed Safety Zone. (Field Investigation Report No.
10 10000297.)

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12 **EVIDENCE OF GANG ACTIVITY - INDICIA**

- 13 • Police have discovered the following photographs depicting Punzal associating with
14 known TOWERSIDE members and throwing TOWERSIDE gang signs.



21 **Photo 212:** Punzal throwing a "3"



28 **Photo 213:** Edgar Floyd throwing "3" and Punzal



Photo 214: Frederick Glaspie, Punzal (gesturing to be holding two pistols), Cedric McCroey, Vincent Floyd, Orlando Ware, Corey McCroey and other TOWERSIDE members and associates.

191. **ORLANDO "ANTHONY" WARE:** Based on my professional training and experience as a police officer investigating the TOWERSIDE criminal street gang and a review of police reports, sheriff's records, photographs, and other documents, it is my opinion that Orlando Ware ("Ware") is an active member of Defendant TOWERSIDE gang.

- I personally know Ware, whose moniker is "Anthony."
- During December 7, 2009 San Francisco Sheriff's Department classification and interview, Ware admitted to being an associate of TOWERSIDE.
- Ware does report to live in the Proposed Safety Zone.

EVIDENCE OF GANG ACTIVITY - CRIMINAL CONDUCT

- On December 6, 2009 at 2:12 p.m. SFPD officers responded to a call of gun shots in the area of Sunnydale Avenue and Hahn Street. (Police Incident Report No. 091248615.) According to the report, shots were fired in the vicinity of the police substation at the Sunnydale Housing Development. A police officer was injured by the gunfire. SFPD officers found bullet casings on the east side of 1301 Sunnydale Avenue and two bullet holes in a vehicle parked in front of 1315 Sunnydale Avenue. SFPD officers also recovered a rifle in the backyard of 535 Sawyer Avenue, near the footpath. Marcus "Monz" Gaines and Ware were identified as involved in the shooting and were arrested

1 on aggravated assault, illegal firearms possession, and participation in a criminal street
2 gang charges.

- 3 • On December 28, 2009 at 9:30 a.m. Daly City police officers responded to the area
4 around 615 Schwerin in response to a shooting of two TOWERSIDE gang members.
5 (Daly City Police Incident Report No. DCPD09-011126.) According to the report,
6 known TOWERSIDE members Edgar "Arrow" Floyd and Vincent "Ace" Floyd were
7 shot at by unknown suspects. Other known TOWERSIDE members Orlando "Anthony"
8 Ware and Marcus "Monz" Gaines were in the vicinity when the shooting occurred. Daly
9 City police officers identified DBG member George "G-Thang" Washington's cars as
10 being driven in the area of the shooting. SFPD officers believe DBG members were
11 responsible for these shootings.
- 12 • On March 20, 2010 at 2:00 p.m. SFPD officers responded to 88 Heritage Avenue to
13 investigate an assault. (Police Incident Report No. 100407467.) According to the report,
14 the victim was walking with family members when they were accosted by three known
15 TOWERSIDE members including Corey "C-Baby" McCroey and Orlando "Anthony"
16 Ware. Corey McCroey yelled obscenities and punched the victim in the mouth. Ware
17 punched the victim in the face and then reached inside his waistband and produced a
18 silver revolver handgun that he pointed at the victim. Another family member begged
19 Corey McCroey and Ware not to shoot the victim. The victim was reluctant to call the
20 police for fear of retaliation.

21 22 **EVIDENCE OF GANG ACTIVITY - ASSOCIATION**

- 23 • On October 3, 2009 at 3:55 pm., Orlando "Anthony" Ware was observed loitering with
24 known TOWERSIDE members and associates, including Ennis "Kiss" Johnson, Marcus
25 "Monz" Gaines, and Corey "C Baby" McCroey, at 150 Garrison Avenue, in the Proposed
26 Safety Zone. (Field Investigation Report No. 09000410.)

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- On January 5, 2010 at 12:39 p.m. SFPD officers responded to a call that a person had a gun in the area of Sunnydale Avenue and Rey Street, in the Proposed Safety Zone. (Police Incident Report No. 100014090.) According to the report, a witness told police that her vehicle became disabled near the intersection of Sunnydale Avenue and Rey Street and that the victim called AAA for assistance. Shortly after the tow truck arrived a group of black males walked up to her and asked her "why are you looking at my cousin?" The witness told them that she was not looking at anybody. One of the males who was later identified as Corey "C-Baby" McCroey, responded, "Don't you know I'm CD?" and then lifted up his shirt to reveal a black gun in his waistband. Corey McCroey told the victim, "I carry my shit all the time and I'll spray that muther fucker!" Orlando "Anthony" Ware was also found to have been present. SFPD officers later discovered that Corey McCroey used his brother Cedric "CD" McCroey's moniker in this incident.
 - On February 4, 2010 at 12:35 p.m., Ware was observed loitering with known TOWERSIDE members and associates, including Frederick "Ace" Glaspie, Diondre "D-Nice" Young, and Marcus "Monz" Gaines, at Heritage and Rey Streets, in the Proposed Safety Zone. (Field Investigation Report No. 10000365.)
 - On March 17, 2010 at 3:20 p.m., Orlando "Anthony" Ware was observed loitering with known TOWERSIDE members and associates, including Corey "C Baby" McCroey, at Sunnydale Avenue and Rey Street, in the Proposed Safety Zone. (Field Interview Report No. 10000559.)
 - On March 18, 2010 at 2:56 p.m., Orlando "Anthony" Ware was observed loitering with known TOWERSIDE members and associates, including Corey "C Baby" McCroey and Alfonso "B" Beasley, at the intersection of Sunnydale Avenue and Rey Street, in the Proposed Safety Zone. (Field Interview Report No. 10000707.)
 - On March 18, 2010 at 5:27 p.m., Orlando "Anthony" Ware was observed loitering with known TOWERSIDE members and associates, including Vincent "VC" Floyd, Frederick

1 "Ace" Glaspie, Ceabe "CB" Justin, and Corey "C Baby" McCroey, at Sunnydale Avenue
2 and Rey Street, in the Proposed Safety Zone. (Field Investigation Report No. 10001235.)

- 3 • On March 19, 2010 at 4:45 p.m., Orlando "Anthony" Ware was observed loitering with
4 known TOWERSIDE members and associates, including Ceabe "CB" Justin and Kalaan
5 "KK" Johnson, at 40 Towerside Street, in the Proposed Safety Zone. (Field Investigation
6 Report No. 10000705.)
- 7 • On May 26, 2010 at 12:04 p.m., Orlando "Anthony" Ware was observed loitering with
8 known TOWERSIDE members and associates, including Marcus "Monz" Gaines, at
9 Sunnydale and Garrison Avenues, in the Proposed Safety Zone. (Field Investigation
10 Report No. 10001205.)
- 11 • On June 4, 2010 at 4:38 p.m., Orlando "Anthony" Ware was observed loitering with
12 known TOWERSIDE members and associates, including Vincent " VC" Floyd and
13 Lashawn "Snigs" Boston, at Sunnydale Avenue and Rey Street, in the Proposed Safety
14 Zone. (Field Investigation Report No. 10001247.)

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19 **EVIDENCE OF GANG ACTIVITY - INDICIA**

- 20 • Police have discovered the following photographs depicting Ware associating with
21 known TOWERSIDE members.



Photo 215: Frederick Gaspie and Cedric McCroey throwing the "3" and Ware



Photo 216: Vincent Floyd, Frederick Gaspie, and Ware



Photo 217: Corey McCroey and Ware, throwing the "3"

192. **DIONDRE "D-NICE" YOUNG:** Based on my professional training and experience as a police officer investigating the TOWERSIDE criminal street gang and a review of police reports, sheriff's records, photographs, and other documents, it is my opinion that Diondre Young ("Young") is an active member of Defendant TOWERSIDE gang.

- I personally know Young, whose moniker is "D-Nice."
- During a September 19, 2009 San Francisco Sheriff's Department classification and interview, Young admitted to be an associate of TOWERSIDE, and identified Sunnydale as an enemy.
- Young does not report to live in the Proposed Safety Zone.

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EVIDENCE OF GANG ACTIVITY - CRIMINAL CONDUCT

- On July 18, 2008 at 7:23 p.m. SFPD officers responded to a call of shots fired at Garrison

1 Avenue and Rey Street. (Police Incident Report No. 080756154.) According to the
2 report, SFPD officers were flagged down by Daly City officers who reported hearing
3 fifteen shots fired. According to witness statements a vehicle passed in front of the
4 Britton Courts Development and fired shots towards the development. Known
5 TOWERSIDE member Young was grazed by gunfire. Police officers would find a
6 loaded gun magazine, shell casings, and bullet fragments in the area.

- 7 • On April 4, 2009 at 1:21 p.m. SFPD officers noticed three DBG members/associates
8 yelling profanities in an eastward direction down Sunnydale Avenue. (Police Incident
9 Report No. 090353477.) According to the report, SFPD officers looked in the other
10 direction and saw three TOWERSIDE members/associates including Marcus "Monz"
11 Gaines and Young standing in the intersection of Sunnydale Avenue and Sawyer Street
12 yelling profanities back at them. I heard Young yell "What you gonna do nigger! Shoot
13 me bitch!" SFPD officers observed one of the DBG members/associates remove his
14 black sweat shirt, place it over his right arm, and run hunched over as though he was
15 concealing a firearm. SFPD officers report seeing both groups, DBG and TOWERSIDE
16 previously taunt one another, and that a week prior to this incident, a shooting occurred
17 where casings were found in the area of the Britton Courts Housing Development; the
18 spent rounds struck several housing units on Sunnydale Avenue and Hahn Street.
- 19 • On April 19, 2009, at 2:29 pm, members of DBG and TOWERSIDE congregated at
20 Blythdale Avenue and Hahn Street. Alsedee "Jizz Mac" Green, along with ten other
21 DBG members and associates including Raymond "Boo Gotti" Rodgers, Alsedee "Jizz
22 Mac" Green, and Aliton "Tiggz" Woodson were present. Ten TOWERSIDE gang
23 members and associates were present, including Howard "Howie T" Dixon, Vincent
24 "VC" Floyd, Marcus "Monz" Gaines, Ceabe "CB" Justin, and Diondre "D-Nice" Young.
25 Alsedee "Jizz Mac" Green asked SFPD officers if they would just let the two groups
26 fight. Members from both groups taunted one another yelling, throwing hands in the air,
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1 and challenging and taunting one another.

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- 3 • On June 12, 2009 at 6:56 a.m. SFPD officers responded to the area of Sunnydale Avenue
4 and Sawyer Street regarding possible shots fired. (Police Incident Report No.
5 090603460.) According to the report, a witness told officers that he heard what sounded
6 like a single gun shot in the area of Sunrise Way and Hahn Street. The witness reported
7 to have seen two males walking with a two foot long black object that could have been a
8 rifle. The witness observed the two males walk to a wall at the end of Sunrise Way that
9 leads into a parking lot on the 300 block of Argonaut the "Brick Homes." The witness
10 watched one of the males jump the wall, receive the black object from his companion
11 who jumped the wall next. The witness took photos of the individuals. Further
12 investigation by SFPD officers revealed that Marcus "Monz" Gaines and Young were the
13 subjects. Additional witness statements identified Young as the shooter. However, the
14 witnesses were too frightened to pick Young out in a cold show or give any additional
15 information.
 - 16 • On September 13, 2009 at 12:30 a.m. SFPD officers were flagged down at Schwerin
17 Street and Heritage Lane by Security Guard for Protective Personal Services. (Police
18 Incident Report No. 0909651191.) According to the report, the security staff was
19 threatened by Young on September 13, 2009. For weeks, security staff had been
20 admonishing Young for loitering in the parking area of the Heritage Homes development.
21 On September 13, 2009, security staff asked Young to leave. Young responded by
22 saying, "look at these fucking rent a cops, hello weak. They can't even do shit!" Security
23 staff advised Young that if he refused to leave, Young would be arrested for trespassing.
24 Young agreed to leave, stating "I got something for you just wait nigga." Young returned
25 yelling "I'm going to kill you" while having his hands tucked into the front pocket of his
26 sweatshirt. Young was arrested.
 - 27 • On September 16, 2009 at 4:08 p.m., SFPD officers arrested Howard "Howie T" Dixon

1 for illegal firearms possession and participation in a criminal street gang near the area of
2 Sunnydale Avenue and Santos Street. (Police Incident Report No. 090956388.)
3 According to the report, SFPD officers known TOWERSIDE gang member Diondre "D-
4 Nice" Young walking towards rival DBG territory with his arms inside of his shirt
5 appearing to conceal a weapon. Young got inside of a black Mercedes Benz driven by
6 Dixon and began travelling eastbound on Sunnydale from Britton. SFPD officers
7 stopped the vehicle and recovered the following: marijuana, suspected ecstasy, and
8 suspected Vicodin (without a prescription) from Dixon's person; a loaded handgun
9 wrapped in cloth located in the trunk of the vehicle; and additional marijuana from the
10 back seat of the vehicle. At Ingleside Police Station, SFPD officers recovered a white
11 hockey mask, a black face mask, over \$1400 in currency, two Apple laptops, rifle stock, a
12 camera, cell phone and notebook.

- 13 • On September 17, 2009 at 2:00 p.m. SFPD officers were patrolling in the area of Kelloch
14 Avenue and Schwerin Street. (Police Incident Report No. 090959859.) According to the
15 report, SFPD officers saw two males standing side by side, leaning over the back fence of
16 186 Garrison Street. Both subjects were outside of the fence near a public path. Officers
17 saw Young lift up a rifle from behind the fence, as if someone had handed it to him.
18 Young lifted the Rifle up high into the air in order ` to get it over the fence. Young ran
19 when he saw the officers, but he was eventually apprehended. Further police
20 investigation revealed that there had been a burglary at 186 Garrison. Young was
21 arrested and convicted for knowingly receiving stolen property.

22 23 **EVIDENCE OF GANG ACTIVITY - ASSOCIATION**

- 24 • On July 9, 2008 at 4:20 p.m., Diondre "D-Nice" Young was observed loitering with
25 known juvenile TOWERSIDE members and associates at 1207 Sunnydale Avenue in the
26 Proposed Safety Zone. (Field Investigation Report No. 08000922.)

- 1 • On October 24, 2008 at 3:30 p.m., Diondre "D-Nice" Young accompanied fellow gang
2 member Marche Daniels to San Francisco General Hospital after Daniels was shot on
3 Sunnydale and Garrison Avenues, in the Proposed Safety Zone. Police officers believe
4 the shooting was perpetrated by DBG gang members. (Police Incident Report No.
5 081138979.)
- 6 • On October 25, 2008 at 2:05 a.m., SFPD investigated threats made to Diondre "D-Nice"
7 Young's family members. (Police Incident Report Nos. 081141342.) According to the
8 report, Young's sister was confronted by someone as she was getting home. The suspect
9 threatened Young's family member saying "Fuck your brother...Your family will catch a
10 hot one...Fuck all of you." Young's family member quickly entered the home. Seconds
11 after entering the house, Young's family member heard gun shots and heard the front
12 window shatter.
- 13 • On February 4, 2010 at 12:35 p.m., Diondre "D-Nice" Young was observed loitering with
14 known TOWERSIDE members and associates, including Frederick "Ace" Glaspie,
15 Orlando "Anthony" Ware, and Marcus "Monz" Gaines, at Heritage and Rey Streets, in
16 the Proposed Safety Zone. (Field Investigation Report No. 10000365.)

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18 193. **CONCLUSION/EXPERT OPINION:** Based upon my training, my experience, and my
19 expertise with respect to Defendants DBG and TOWERSIDE criminal street gangs, it is
20 my opinion that the aforementioned individuals are currently active members with their
21 respective criminal street gangs. It is also my opinion, that Defendants DBG and
22 TOWERSIDE criminal street gangs have caused, and continue to cause a longstanding,
23 substantial and dangerous public nuisance in the Proposed Safety Zone. It is also my
24 opinion that the issuance and enforcement of a civil gang injunction against both
25 Defendants in the Proposed Safety Zone, would help to abate the public nuisance.

1 I declare under penalty of perjury under the laws of the State of California that the foregoing is
2 true and correct.

3 Dated:

4 OFFICER JOSHUA KUMLI, STAR NO. 4013

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