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JUL 12 2018

CLERK OF THE COURT

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SAN FRANCISCO
12 UNLIMITED JURISDICTION

13 PEOPLE OF THE STATE OF CALIFORNIA,
14 by and through DENNIS J. HERRERA, City
Attorney for the CITY AND COUNTY OF
15 SAN FRANCISCO,

16 Plaintiff,

17 vs.

18 DOWN BELOW GANGSTERS aka DBG, a
19 criminal street gang sued as an unincorporated
association, TOWERSIDE GANG, a criminal
20 street gang sued as an unincorporated
association, and DOE ONE through DOE
21 FIVE HUNDRED, inclusive,

22 Defendants.

Case No. CGC 10-502262

[PROPOSED] *llh*

ORDER GRANTING PLAINTIFF'S MOTION TO
MODIFY PERMANENT INJUNCTION
RELATED TO DOWN BELOW GANGSTERS aka
DBG and TOWERSIDE GANG

(California Civil Code §3424, California Code of
Civil Procedure §533)

Reservation No. 06060712-03

Date of Injunction: February 17, 2011

23 Plaintiffs PEOPLE OF THE STATE OF CALIFORNIA's Motion to Modify Permanent
24 Injunction Related to Down Below Gangsters aka DBG and Towerside Gang came on regularly for
25 hearing at 9:30 AM on July 12, 2018, in Courtroom 302 of the above-captioned Court. Plaintiff
26 appeared through its counsel of record, Deputy City Attorneys Michael Weiss and Victoria
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1 Weatherford. Defendants Down Below Gangsters aka DBG and Towerside Gang failed to appear
2 despite receiving proper notice of the Motion. The Honorable Harold Keith, presided.

3 Having read and considered the moving papers and evidence filed herein, and no Opposition
4 papers having been filed, Plaintiff's Motion to Modify the February 17, 2011 Permanent Injunction is
5 **GRANTED.**

6 On February 17, 2011, the San Francisco Superior Court issued an "Order Granting Default
7 Judgment in Form of Permanent Gang Injunction" ("Permanent Injunction") in the present case. The
8 Court found by clear and convincing evidence that: (1) Defendants DOWN BELOW GANGSTERS
9 ("DBG") and TOWERSIDE GANG ("Towerside") are criminal street gangs as defined by California
10 Penal Code §186.22 and *People v. Englebrecht* (2001) 88 Cal.App.4th 1236, 1258; and (2) Defendants
11 DBG and TOWERSIDE, through their members, have created substantial and unreasonable public
12 nuisance in the City and County of San Francisco, within the Safety Zone, as defined on Page 2 of the
13 Permanent Injunction.

14 The names of 41 non-party gang members subject to the Permanent Injunction were listed on
15 Exhibit A to the Permanent Injunction ("Enforcement List"). The Court authorized future
16 modifications by noticed motion of any party.

17 The Court finds by clear and convincing evidence that the following enjoined gang members
18 are now deceased: Deshawn Byes, Allen Calloway, Tantrell Crawford, Frederick Glaspie, Ennis
19 Johnson, Jordan Jordan, and Diondre Young.

20 The Court finds by clear and convincing evidence that the following enjoined individuals may
21 be removed from the enforcement list because they no longer participate in gang-related activity
22 and/or they no longer actively contribute to the nuisance in the Safety Zone caused by Defendants
23 DBG and TOWERSIDE:

24 Lashawn Boston, Christopher Byes, Howard Dixon, Deon Dogan, Edgar Floyd, Vincent Floyd,
25 Stephen Glass, Alsedee Green, Jason Jones, Ceabe Justin, Llewellyn Ledbetter, Samoa Lefiti, Wallace
26 Pellette, Raymond Rodgers, and Manuel Rose.

27 Therefore, the above-referenced individuals shall no longer be subject to the Permanent
28 Injunction. This Order in no other way alters the Permanent Injunction. Its terms remain in full force

1 and effect, and shall still apply to Defendants DBG and TOWERSIDE, as well as the remaining
2 individual gang members still identified on the Enforcement List.

3 IT IS SO ORDERED

4 Dated: 7/12/18

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6 JUDGE OF THE SUPERIOR COURT
7 HAROLD KAHN
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