

REVISED AGENDA MATERIAL

Meeting Date:

September 13, 2018

Item Number:

27

Item Description:

Enforcement Policy for Downtown Berkeley BART Plaza

Submitted by:

Mayor Jesse Arreguin

The recommendation has been revised based on input from City staff to a short-term referral to the City Manager to set enforcement priorities for Downtown Berkeley BART Plaza.



ACTION CALENDAR September 13, 2018

To:

Members of the City Council

From:

Mayor Jesse Arreguín

Subject:

Short-Term Referral: Enforcement Policy for Downtown Berkeley BART Plaza

RECOMMENDATION

Short-Term Referral to the City Manager to set enforcement priorities for the Downtown Berkeley BART Station Plaza ("BART Plaza") prohibiting lying and camping in addition to all other applicable laws, to be considered along with the Sidewalk Ordinance.

Construction of the new Downtown Berkeley BART Station Plaza, on the west side of Shattuck Avenue between Center Street and Allston Way, is expected to be completed in September 2018. The \$7.6 million project is designed to improve both safety and walkability, creating more open space and activating underutilized sidewalk space.

The Plaza will serve as the main gateway for many people arriving to Downtown via BART, AC Transit, or UC Berkeley Bear Transit Shuttle, which combined has a total of 30,000 commuters daily at this location. To ensure the safety and promote a plaza that is welcoming to all, enforcement of the following regulations is needed:

- California Penal Code Section 647(e): Unpermitted lodging
- Berkeley Municipal Code Section 14.48.020: Items obstructing sidewalks
- Berkeley Municipal Code Section 13.36: Persons obstructing sidewalks

No new laws are being created; the purpose of this item is to refer to the City Manager on a short-term basis to consider prioritizing enforcement of existing laws, to be considered along with the Sidewalk Ordinance.

FINANCIAL IMPLICATIONS Staff time

CONTACT PERSON Jesse Arreguin, Mayor

510-981-7100

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existing laws.

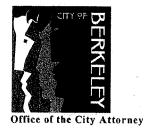
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lying on public property

Deleted: and directing the City Manager to enforce Penal Code Section 647(e) at BART Plaza, Berkeley Municipal Code Section 14.48.020 regarding

unpermitted objects obstructing sidewalks, and Berkeley Municipal Code Chapter 13.36 relating to

Martin Luther King Jr. Civic Center Building ◆ 2180 Milvia Street, 5th Floor, Berkeley, CA 94704 ◆ Tel: (510) 981-7100 Fax: (510) 981-7199 ◆ TDD: (510) 981-6903 ◆ E-Mail: mayor@cityofberkeley.info ◆ Web: www.jessearreguin.com



September 10, 2018

Via E-mail at prichett@locrian.com

RE: Public Records Act Request Dated August 9, 2018

Dear Ms. Prichett:

This letter is in response to your below California Public Records Act request dated August 9, 2018 in which the City provided its initial response on September 4, 2018:

- a. Any After Action reports and/or evaluations of the police response to the protests of 8/5/18
- b. Copies of any documents that relate to an inventory of munitions completed before and after the events of 8/5/18. Please include specific descriptions or identification of the types of weapons used including sound grenades, pepper spray, smoke devices, tear gas or other devices, tools or weapons.
- c. Police reports related to this event and/or those arrested on that day.
- d. Staff emails/intra or interdepartmental communications related to BPD efforts to communicate with protest leaders or involved organizations.
- e. Any communications by any city staff regarding the decision to release the photos of individuals arrested on 8/5/18 AND the decision to remove those photos from the BPD twitter account.

Please be advised that documents responsive to your request item "e" have been withheld pursuant to the attorney-client privilege (Gov't Code § 6254(k); Evidence Code § 954. With regards to the remainder of your request items, attached please find the only responsive records which were located by the City's Police Department. Please also note that these records are redacted pursuant to Gov't Code § 6254(k) and General Order R-23.

With this response, staff has completed their work to process and respond to your California Public Records Act Request.

Sincerely.

Farimah Brown City Attorney

BERKELEY POLICE DEPARTMENT

Case # 2018-00043907



2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info

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BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704
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Case # 2018-00043909

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BERKELEY POLICE DEPARTMENT

Case # 2018-00043909

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ARREST DETAILS					
08/05/2018 10:10 SUN	1726 HEARST Street / BI	ERKELEY			
RREST TYPE	ARREST STATUS BOOKED	BASIS FOR CAUTION	OTHER	BREAT	TANALYZER
ON-VIEW BY OFFICER	MIRANDA DATE TIME	SUSPECT RESPONSE IF MIRAND			
CATEMENT TAKEN BY	STATEMENT TYPE		TRANSPORTING OFFIC	ER	
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APPARENT BROKEN BONES APPARENT MINOR ISJURY POSSIBLE BROKEN NOSE OTHER MAJO	ETH POSS, INTERNAL ISJURIES SEVERÉ LACERATIONOS OR ISJURY PROONSCIOUSNESS	SUSPECT INJURIES MEDICAL TRE	AIMENT	HOSPITAL	
RRESTED SUBJECT	ORESTRE PRECORDER SEEDS				
ILE LAST, FIRST, MIDDLE, SUFFIX			RACE SEX	non	AGE
AR Wallach, Jason, Charlea		PRONE	W M		AVE PEN
	·	parallel Alexander			
SINESS OTHER ADDRESS		BUSINESS OTHER PHONE	EMAIL AIDRESS		
	OO LOC VIION	TATTOO DESC	RIPTION		
5' 170 BLK HAZ ANG AFFILIATION	NICKNAME MONIKER			ARSON REGISTRANT DRUG REGISTRANT	PAROLEE SEX REGISTRAST
OTHING DESCRIPTION				SOVEREIGN CITEZEN	VIOLENT OFFENDER
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BMC13.68.020 Dangerou STATUTE DESCRIP	us weapon - Carrying prohi	bited - Exceptions	· · · · · · · · · · · · · · · · · · ·	ATTEMPT CO	
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UVENILE PROCESSING RENT GUARDIAN RESPONSIBLE PERSON	[RELATIONNIII]	ADDRESS			
REST GUARRIAN RESPUBBIBLE PERSON					
RENT GUARDIAN NOTIFIED	RELATIONSHIP	NOTIFICATION OFFICER		NOTIFY DATE	AND TIME
VENILE RELEASED TO	RELATIONSHIP	RELEASING OFFICER		RELEASE DAT	E AND TIME
NGERPRINTS: PHOTO PROCESSED BY	REASONIF NOT PROCESSED	JUVENILE PHONE C.	ALL =1 JUVENILE PHONE	CALL=2 RVEN	LE PHONE CALL =3
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ARRATIVE					
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BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police *a* cityofberkeley.info Case # 2018-00043909

08/05/2018 10:10 SUN I	ocation of occurrence 1726 HEARST Street / BE	ERKELEY				
ON-VIEW BY OFFICER	ARREST STATUS BOOKED	BASIS FOR CAUTION	OTHER	inc	EATH ANALAZER	?
IIR ANDA GIVEN BY	MIRANDA DATE TIME	SUSPECT RESPONSE IF MIRANDA IN		<u>_</u>	-,	
TATEMENT TAKEN BY	STATEMENT TAPE		TRANSPORTING OFF	ICER	-	
☐ APPARENT BROKEN BONES ☐ LOSS OF TEETH	POSS, INTERNAL INTURIES	SUSPECT INJURIES MEDICAL TREATM	IENT	HOSPITAL		
APPARENT MINOR INJURY SONE POSSIBLE DROKEN NOSE OTHER MAJOR	POSS, INTERNAL INJURIES SEVERE LACERATIONS INJURY PSCONSCIOUSNESS					
ARRESTED SUBJECT						
AR Sokolower-Shain, Ericka,	Nora		RACE SE	1	290	AGF 28
DDRESS		PHONE	LICENSE	102/25/17	STATE PI	
USINESS OTHER ADDRESS		BUSINESS OTHER PHONE	EMAIL ADDRES	is	<u> </u>	
EIGHT WEIGHT HAIR EYES TATTOO	LOCATION	LATTOO DESCRIP	non		· · · · · · · · · · · · · · · · · · ·	····
5' 5 130 BRO BRO	NICKNAME MONIKER		·	ARSON REGISTRANT		
TOTHENG DESCRIPTION					☐ PAROLEI ☐ SEX REG ☐ VIOLENT	
DFFENSES						
ECTION STATUTE DESCRIPTION OF THE PERSON OF		<u> 1946 - Ario Cheno, Ario Mining Mining China (19</u>	<u> Albert for a starting</u>	ATTEME	r commer	COUNTS
BMC13.68.020 Dangerous STATUTE DESCRIPTION	weapon - Carrying prohit	oited - Exceptions			mitted	COUNTS
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ECTION STAILTE DESCRIPTION	ON		<u> </u>	. Preside	* (10)	
				ATTEMP	T COMMIT	COUNTS
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ECTION STATUTE DESCRIPTION STATUTE DESCRIPTION UVENILE PROCESSING	09	ADDRESS NOTIFICATION OFFICER		ATTEMP!	F COMMIT	COUNTS
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BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704
TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744
EMAIL: police a cityofberkeley.info

Case # 2018-00043918

00/05/0010 11 15 OTE: T							
08/05/2018	FRANCISCO Street / M	ICGEE Avenue	e, BERKELEY	D PROCEDURE		BREATH ANALYZER	
ON-VIEW BY OFFICER	BOOKED		i i	OTHER			
IIIRANDA GIVEN BY	MIRANDA DATE TIME	SUSPECTRES	PONSE IF MIRANDA INVOKEI			<u> </u>	***************************************
	ATT L PROGRESS TO THE	i	17	RANSPORTING OFFICER			
STATEMENT TAKEN BY	STATEMENT TYPE.		1	Bejarano, Andr	es #52		
APPARENT BROKEN BONES LOSS OF TEETR APPARENT MINOR INITY SONE POSSTRILE BROKEN SOSE OTHER MAJOR	POSS, INTERNAL ISOURIES	SUSPECTINIUMES	MEDICAL TREATMENT	He i	SPITAL		······································
APPARENT MINOR INJURY SONE OTHER MAJOR	INJURY SEVERE LACERATION SI UNCONSCIOUSNESS	MINOR	REFUSED TR	EATMENT IS	EÉK OV	√N AID	
ARRESTED SUBJECT							
ROLF LAST, FIRST, MINDLE, SUFFIX	<u></u>	<u> </u>	<u> Jakon Konton a posta in Austria.</u>	RACE SEX	pos	- 1. No. 1	AGF
AR Lewis, Maria, Broner				W F	03/20/	1989 state PF	29
ADDRESS		PHONE		LIC CASE			
SUSENESS OTHER AUDIESS		BUSINE	SS OTHER PHONE	EMAIL ADDRESS			
		1					
	LOCATION		TATTOO DESCRIPTION		•		
5' 01 118 BRO BRO	NICKNAME MONKER			□ AF	NON REGISTRA	T PAROLEI	:
					UG REGISTRAN VEREIGN CITIZ		OFFENDER
LOTTENG DESCRIPTION						T.	
				No.			
OFFENSES							
ECTION STATUTE DESCRIPTI		ini - 1, 11, 11 - 1, 11, 11, 11				мет сомми	COUNTS
PC 148 (A)(1) Obstruct/re	sist peace officer/emerge	ency personnel				mmitted	COUNTS
ECTION STATUTE DESCRIPTI		DURPOSE				mmitted	1
PC 185 WEAR MA	ASK FOR UNLAWFUL	FOR OSL				MPT COMMIT	COUNTS
BMC13.68.020 Dangerous	weapon - Carrying proh	nibited - Except	tions	.,		mmitted	1
ECTION STATUTE DESCRIPTI	ON				AFIE	MPT COMMIT	COUNTS
ECTION STATUTE DESCRIPTI	ON				AFTE	MPT COMMIT	COUNTS
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JUVENILE PROCESSING							
PARENT GUARDIAN RESPONSIBLE PERSON	[RELATIONSHID)	ADDRE	SS		<u> </u>	s uniters (flat 11 - 1	
ARENT GUARDIAN NOTIFIED	RELATIONSHIP	NOTIFIC	PATION OF FICER		SOTI	FY DATE AND TIME	
UVENILE RELEASED TO	RELATIONSHIP	RELEAS	ENG OFFICER		RF1.F	ASE DATE AND TIME	
N THE COLOR OF THE							
INGERPRINTS PHOTO PROCESSED BY RE	ASON IF NOT PROCESSED	,rı	WENTLE PHONE CALL #1	JUVENILE PHONE CA	(L.L. =2	JUVENILE PHONE C.	ALL =3
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NARRATIVE							
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					from	public discl	osure b
					Califor	nia Governr	nent Co
						6254 (f), (l	
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REPORTING OFFICER	DATE/TIMEN		KYIEWED BY SUPERVISOR		<u> </u>	PAGE	
eportingofficer Breaux, Daniel #15			kviewed by supervisor Jindenau, David	08/06	/2018 (of 1

BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info Case # 2018-00043918

08/05/2018 11:44 SUN F	RANCISCO Street / MO	CGEE Street, BERKELI			-
ON-VIEW BY OFFICER	CITED	ARMED	ID PROCEDURE	BREATHANALYZE	R
RANDA GIVEN BY	MIRANDA DATE TIME	SUSPECT RESPONSE IF MIRAN	DA INVOKED	· .	
ATEMENT TAKEN BY	STATEMENT TYPE		TRANSPORTING OFFICER		
APPARENT BROKEN BOSES LOSS OF TEETH		SUSPECT INJURIES MEDICAL TI	Moore, Tyler #	56 serial	<u></u>
APPARENT MINOR INJURY SONE SONE OTHER MAJOR E	SIURY UNCONSCIOUSNESS	MINOR REFUS	SED TREATMENT		
ARRESTED SUBJECT D.E. [LAST, FIRST, MIDDLE, SUFFEX]					
AR Chou, David, Siegried			A M	09/18/1991	26
DURESS		PHONE	LICENSE		FN ZO
USINESS OTHER ADDRESS		BUSINESS OTHER PHO	NE EMAIL ADDRESS		·
PIGHT WEIGHT HAIR EVES TATTOO !	OCAHON	FATOODE	SCRUPTION		
5' 04 130 BLK BRO	NICKNAME MONIKER				
	ACCIDENT MONTER		DRI		E ASTRAST TOFFESDER
LOTIANG DESCRIPTION				THOLES	LATERADER
OFFENSES					
ECTION STATUTE DESCRIPTIO	N	See Street Control of the Control of the Street		ATTEMPT COMMIT	COUNTS
PC 185 WEAR MA	SK FOR UNLAWFUL	PURPOSE		Committed	1
	CY:COMMIT CRIME			Committed	coents 1
		on or iail		Committed	COUNTS
ECTION STATUTE DESCRIPTIO	olled substance into pris			ATTEMPT COMMIT	COUNTS
	sist peace officer/emerge			Committed	COUNTS
하면, 보고 있는 원인은 사회교회 아름이 취급하는 하는 것은 아름이 가지를 받는다.	weapon - Carrying proh	ibited - Exceptions	langan da manakan jaka manakan jaka saka	Committed	1
IUVENILE PROCESSING ARENT GUARDIAN RESPONSIBLE PERSON	IRELATIONS(BP				
	RELATIONSHIP	ADDRESS		······································	
ARENT GUARDIAN NOTIFIED	RELATIONSHIP	NOTIFICATION OF FICER		NOTIFY DATE AND TIME	· · · · · · · · · · · · · · · · · · ·
WENILE RELEASED TO	RELATIONSHIP	RELEASING OFFICER		RELEASE DATE AND TIME	-
NGERPRINTS PHOTO PROCESSED BY REA	SON IF NOT PROCESSED	JUVENILE PHONE	CALL =1 JUVENILE PHONE CA	LL =2 JUVENILE PHONE C	ALL #3
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				California Governi	
				6254 (f), (
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BERKELEY POLICE DEPARTMENT

Case # 2018-00043921

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police *a* cityofberkeley.info

PORTED DATE TIME DAY	LOCATION OF OCCURRENCE				eriking berenda
08/05/2018 12:15 SUN	CENTER Street / MART	IN LUTHER KING JR W	ay, BERKELEY		
REST TYPE	ARREST STATUS	BASIS FOR CAUTION	ID PROCEDURE	BREATHANALAZ	ER
ON-VIEW BY OFFICER RANDA GIVEN BY	BOOKED MIRANDA DATE TIME	SUSPECT RESPONSE IF MIRANDA D	NAOKED	L	
			TRANSPORTING OFFICE	I.	
ATEMENT TAKEN BY	SEATEMENT TYPE		TRANSPORTEGORIU E	K	
APPARENT BROKEN BONES LOSS OF TEI APPARENT MINOR INJERY SOME POSSIBLE BROKEN SOME OFHER ALAG	ETH POSS, INTERNAL INTERIOR IS SEVERE LACERATION (S)	SUSPECTINIURIES MEDICAL TREAT	MENT	HOSPITAL	
APPARENT MINOR INJURY NONE POSSIBLE BROKEN SOSE OTHER MAJ	OR ISTURY DESCOSSCIOUSNESS				1 41 to 12
RRESTED SUBJECT			talian da	interior	
LF LAST, FIRST, MIDDLE, SUFFIX			W M	5/21/1989	29
AR Griffith, Blake		PHONE	FICENSE		PFN
		BUSINESS OTHER PHONE	EMAIL ABURESS		
SINESS OTHER ADDRESS		DOSESCAS CHIERCINOSE	ESIAL ANNESS		
	OO LOCKHON	TATIOO DESCRI	PHON		
O 11 187 BLK BLK	NICKNAME MONIKER			ARSON REGISTRANT PARO	
			10	ORUG REGISTRANT 🔲 SEN B	EGISTRANT ENT OFFENDER
OTHING DESCRIPTION					
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)FFENSES				ATTEMPT COMMIT	COUNTS
CTION STATUTE DESCRIP PC 594 (A)(1) - (M) Vandalis		•		Committed	1
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and the second s					
CTION STATUTE DESCRIB	PTION			ATTEMPT COMMIT	COUNTS
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CHON STATUTE DESCRI					
CHON STATUTE DESCRIPTION OF THE PROCESSING	PHOS	ADDRESS			
CHON STATUTE DESCRIB UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSOR	PHON	ADDRESS SOTIFICATION OFFICER			COUNTS
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TION STATUTE DESCRIPTION OF THE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED TENILE RELEASED TO	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	L.SI JUVENILE PHONE	AFTEMIST COMMIT NOTIFY DATE AND TIME RELEASE DATE AND TO	COUNIS
TION STATUTE DESCRIPTION OF THE PROCESSING STATUTE DESCRIPTION OF THE PROCESSING SENT GUARDIAN NOTIFIED SENTER ELEASED TO SERPRINIS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	L=t INVENILE PHONE	AFTEMIST COMMIT NOTIFY DATE AND TIME RELEASE DATE AND TO	COUNIS
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TION STATUTE DESCRICT UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSOR REST GUARDIAN NOTIFIED FEMILE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		NOTIFY DATE AND TIME RELEASE DATE AND TIME PALL =2 INVENILE PHONE INVENILE PHONE AFTEMIST COMMIT	ed is prot
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CHON STATUTE DESCRICT UVENILE PROCESSING RENT GUARDIAN RESPONSIBLE PERSOR RENT GUARDIAN NOTIFIED VENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		NOTIFY DATE AND TIME RELEASE DATE AND TIME PALL =2 INVENILE PHONE INVENILE PHONE AFTEMIST COMMIT	ed is prot
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CHON STATUTE DESCRIPTION OF THE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED VENILE RELEASED TO	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		NOTIFY DATE AND TIME RELEASE DATE AND TIME PALL =2 INVENILE PHONE INVENILE PHONE AFTEMIST COMMIT	ed is prot
CHON STATUTE DESCRICT UVENILE PROCESSING RENT GUARDIAN RESPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		NOTIFY DATE AND TIME RELEASE DATE AND TIME PALL =2 INVENILE PHONE INVENILE PHONE AFTEMIST COMMIT	ed is prot
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BERKELEY POLICE DEPARTMENT

Case # 2018-00043931

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744

EMAIL: police a cityofberkeley info

08/05/2018 13:15 SUN MI	LK JR. Way / CENTER	Street, BERKELEY			
ON-VIEW BY OFFICER	BOOKED	BASIS FOR CAUTION	ID PROCEDURE	BREATHANALYZI	ER .
RANDA GIVEN BY	MIRANDA DATE TIME	SUSPECT RESPONSE IF MIRANDA INVOKE	rb		
ATEMENT TAKEN BY	STATEMENT TYPE		TRANSPORTING OFFICE	R	
APPARENT BROKEN BONES LOSS OF TEETH	POSS, INTERNAL INTURIES	SUSPECT INTURIES MEDICAL TREATMENT	Moore, Tyler	#56 TOSPITAL	
APPARENT MINOR INJUKY NONE POSSIBLE BROKEN NOSE OTHER MAJOR IND	POSS. INTERNAL INTURIES SEVERE LACERATIONIS UNCONSCIOUSNESS				
ARRESTED SUBJECT					
AR Martinez, Freddy			RAC'E SEX	DOB 04/15/1097	AGF
DDRESS		LHONE	H M	04/15/1987	PEN 31
SINESS OTHER ADDRESS		BUSINESS OTHER PHONE	EMAIL ADDRESS		
EIGHT WEIGHT HAIR EVES TEATTOOLO	20				
5' 2 135 BLK BRO	CHON	TATFOODESCRIPTION			
ANG AFFILIATION	NICKNAME MONIKER			ARNOS REGISTRANT	EE GASTRANT
OTHING DESCRIPTION				OVEREIGN CITIZEN	NT OFFENDER
OFFENSES CTION STATUTE DESCRIPTION					
PC 242 Battery with				Committed	COUNTS
	st peace officer/emergenc	u narconnal		ATTEMPT COMMIT	COUNTS
CTION Obstruct/resi	st peace officer/effergene	y personner	- Wasan	ATTEMPT COMMIT	COUNTS
CTION STATUTE DESCRIPTION				ATTEMPT COMMIT	COUNTS
CHOS STAICTE DESCRIPTION			٧		
				ATTEMPT COMMIT	COUNTS
UVENILE PROCESSING					
	RELATIONSHIP	ADDRESS			
RENT GUARDIAN BENPONSIBLE PERSON	RELATIONSHIP	ADDRESS SOURICATION OFFICER		NOTIFY DATE AND TIME	
RENT GUARDIAN RENPONSIBLE PERNON RENT GUARDIAN NOTHFIED	RELATIONSHIP	NOTIFICATION OFFICER			
RENT GUARDIAN RESPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		RELEASE DATE AND TIM	E
ARENT GUARDIAN RESPONSIBLE PERSON ARENT GUARDIAN NOTIFIED EVENILE RELEASED TO	RELATIONSHIP	NOTIFICATION OFFICER	JUVENILE PHONE	RELEASE DATE AND TIM	E
RENT GUARDIAN BENPONSIBLE PERNON RENT GUARDIAN NOTIFIED VENILE RELEASED TO VERIFIED PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	JUVENILE PHONE	RELEASE DATE AND TIM	E
RENT GUARDIAN BENPONSIBLE PERSON RENT GUARDIAN NOTIFIED FENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	JUVENILE PHONE	RELEASE DATE AND TIM	E
RENT GUARDIAN RESPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO NGERPRINTS PHOTO PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		RELEASE DATE AND TIM	CALL=3
RENT GUARDIAN RESPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO NGERPRINTS PHOTO PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		RELEASE DATE AND TEM CALL 22 ITAVENILE PRONE Information redacte from public disc	call=3 ed is prot
RENT GUARDIAN BENDONSIBLE PERNON RENT GUARDIAN NOTIFIED VENILE RELEASED TO SGERPRINTS PHOTO PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		nformation redacte from public disc	call=3 ed is prot closure b iment Co
RENT GUARDIAN BENPONSIBLE PERNON RENT GUARDIAN NOTIFIED VENILE RELEASED TO VERIFIED PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		RELEASE DATE AND TEM CALL 22 ITAVENILE PRONE Information redacte from public disc	call=3 ed is prot closure b iment Co
RENT GUARDIAN BENPONSIBLE PERSON RENT GUARDIAN NOTIFIED FENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		nformation redacte from public disc	call=3 ed is prot closure b iment Co
RENT GUARDIAN BENPONSIBLE PERNON RENT GUARDIAN NOTIFIED VENILE RELEASED TO VERIFIED PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		nformation redacte from public disc	call=3 ed is prot closure b iment Co
RENT GUARDIAN BENDONSIBLE PERNON RENT GUARDIAN NOTIFIED VENILE RELEASED TO SGERPRINTS PHOTO PROCESSED BY REASO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		nformation redacte from public disc	call=3 ed is prot closure b iment Co
UVENILE PROCESSING RENT GUARDIAN RESPONSIBLE PERNOR RENT GUARDIAN NOTIFIED VENILE RELEASED TO NGERPRINTS PHOTO PROCESSED BY REASE IARRATIVE	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER		nformation redacte from public disc	call=3 ed is prot closure b iment Co
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BERKELEY POLICE

BERKELEY POLICE DEPARTMENT

Case # 2018-00043927

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofherkeley.info

	OCATION OF OCCURRENCE 2151 ML KING JR Way /	BERKELEY				
RREST TYPE	ARREST STATUS	BASIS FOR CAUTION	ID PROCEBURE		BREATHANALYZE	k
ON-VIEW BY OFFICER BRANDA GIVEN BY	BOOKED MIRANDA DATE TIME	SUSPECT RESPONSE IF MIRANDA D	SVOKED			
	STATEMENT TYPE		TRANSPORTING	OFFICER		·
TATEMENT TAKEN BY						
APPARENT BROKEN BONES LOSS OF TEETI APPARENT MINOR INSTRY NONE POSSIBLE BROKEN NOSE OFHER MAJOR	POSS, INTERNAL INTRIES SEVERE LACERATIONS: ISJURY PNCOSSCIOUSNESS	SUSPECT INJURIES MEDICAL TREAT	MENU	ROSPITA		
RRESTED SUBJECT						
AR Perez, Sarena, L	1		RACE	F 0	5/17/1979	39
DDRESS		PHONE	LICENSE		STATE P	FN
USINESS OTHER ADDRESS		BUSINESS OTHERPHONE	EMAIL A	ODRESS		
		FAITOO DESCRIE	17432			
ACRIT WEIGHT HAIR EYES TATTOO	LOCATION	it ((Dathewide	-11111			
ANG AFFILIATION	NICKNAME MONIKER			ARSON RED DRUG RE	EGISTRANT PAROLE GISTRANT SEX REC	UNTRANT
OTHERG DESCRIPTION				SOVERER	GN CTTIZEN VIOLEN	TOFFENDER
and the second of the second o						
DFFENSES	. 15 12 1					
CTION STATUTE DESCRIPTION OF THE PROPERTY OF T					Committed	COUNTS 1
STATUTE DESCRIPTION STATUTE DESCRIPTION	of city park rules				ATTEMPT COMMIT	COUNTS
ITTION STATUTE DESCRIPTI	ION				ATTEMPT COMMIT	COUNTS
a time state transcent	(cit)					
ECTION STATUTE DESCRIPTI	000				ATTEMPT COMMIT	COUNTS
ECTION STATUTE DESCRIPTI					ATTEMPT COMMIT	COUNTS
CTION STATUTE DESCRIPTI						
CTION SEATUTE DESCRIPTI	ON					
CTION SEATUTE DESCRIPTI		ADDRESS				
CTION SEATUTE DESCRIPTI UVENILE PROCESSING REST GUARMAN RESPONSIBLE PERSON	ON	AUDRESS NOTIFICATION OFFICER				
UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED	RELATIONSHIP				ATTEMPT COMMIT	COUNTS
UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED VENILE RELEASED TO	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER			NOTIFY DATE AND TIME	COUSTS
CTION STATUTE DESCRIPTI UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED VENILE RELEASED TO	RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER	.41 INVENUE	E PHONE CALL =2	NOTIFY DATE AND TIME	COUSTS
TION STATUTE DESCRIPTION UVENILE PROCESSING RENT GUARDIAN RESPONSIBLE PERSON RENT GUARDIAN NOTIFIED TENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.#t JUVENIL	EPHONE CALL =2	NOTIFY DATE AND TIME	COUSTS
UVENILE PROCESSING RENT GUARDIAN RENPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.at Juveni.	FPHONE CALL, =2	NOTIFY DATE AND TIME	COUSTS
JVENILE PROCESSING ENT GUARRIAN RESPONSIBLE PERSON RENT GUARRIAN NOTIFIED ENLE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.#I JUVENUL		NOTIFY DATE AND TIME	COUNTS
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UVENILE PROCESSING RENT GUARDIAN RENPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO GERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.#t JUVENIL	Infor f	NOTIFY DATE AND TIME RELEASE DATE AND TIME JUVENILE PHONE C	d is prote
UVENILE PROCESSING RENT GUARDIAN RENPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO GGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	-t Juvenu.	Infor f	NOTIFY DATE AND TIME RELEASE DATE AND TIME JUVENILE PHONE (rom public disc lifornia Governi	d is prote
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CTION STATUTE DESCRIPTI UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED VENILE RELEASED TO RE	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.st Juvenil	Infor f	NOTIFY DATE AND TIME RELEASE DATE AND TIME JUVENILE PHONE (rom public disc lifornia Governi	d is prote
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CTION STATUTE DESCRIPTI UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED VENILE RELEASED TO RE	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	# INVENU.	Infor f	NOTIFY DATE AND TIME RELEASE DATE AND TIME JUVENILE PHONE (rom public disc lifornia Governi	d is prote
CTION STATUTE DESCRIPTI UVENILE PROCESSING REST GUARDIAN RESPONSIBLE PERSON REST GUARDIAN NOTIFIED VENILE RELEASED TO RE	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.# JUVENU.	Infor f	NOTIFY DATE AND TIME RELEASE DATE AND TIME JUVENILE PHONE (rom public disc lifornia Governi	d is prote
UVENILE PROCESSING RENT GUARDIAN RENPONSIBLE PERSON RENT GUARDIAN NOTIFIED VENILE RELEASED TO GGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP RELATIONSHIP	NOTIFICATION OFFICER RELEASING OFFICER	.st Juvenil	Infor f	NOTIFY DATE AND TIME RELEASE DATE AND TIME JUVENILE PHONE (rom public disc lifornia Governi	d is prote

BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info Case # 2018-00043933

08/05/2018 13:30 SUN	2151 MARTIN LUTHER K	ING JR W	av / BERKELEY			
ON-VIEW BY OFFICER	ARREST STATUS	BASIS FOR	CTLUON	D PROCEIURE	BREATH AN MAZER	
IRANDA GREN BY	BOOKED MEANDADATE TIME	SUSPECTR	ESPONSE IF MIRANDA INVOKET	,		
TATEMENT TAKEN BY						
CONTROLLED CONTROL	STATEMENT TYPE	•]1	RANSPORTING OFFICER		
□ APPARENT BROKEN BONES □ APPARENT MINOR INJURY □ SONE □ POSSIBLE BROKEN SOSE □ OTHER MAJ	SEVERE LACERATIONS	SUSPECTINAURI	S MEDICAL TREATMENT	HOSPITAL		
RRESTED SUBJECT	ORISUTAY UNCONSCIOUSNESS	1				94.2 j 14.4 j
OLF LAST, FIRST, MIDDLE, SUFFIX				RACE ISEN IDOI		
AR CRUZOCONNELL, JA	VIER, ANTONIO				0/14/1995	22
onress		рно:	· •	LICENSE	STATE P	'N
USINESS OTHER ADDRESS	· · · · · · · · · · · · · · · · · · ·	BUSI	SESS OTHER PHONE	ENTAL VIBRIESS		·
EIGHT WEIGHT HAIR EYES FATT	OO LOCATION		T CITOO DESCRIPTION			
6' 2 155 BLU	Diet ware Manner					
	NICKNAME MONIKER			ARSON RE		
LOTHING DESCRIPTION				T AVIETE	SCHOOL NOLEN	OFFENDER
)FFENSES						No.
CTION STATUTE DESCRI	PTION				ATTEMPT COMMIT	
BMC6.32.030 Violation	of city park rules				Committed	COUNTS
	rnon 1 Violation : Felony				ATTEMPT COMMIT	COUNTS
CHON STATUTE DESCRI					Committed	COUNTS
CTION STATUTE DESCRI	2108					
	. (6/1/-				ATTEMPT COMMIT	COUNTS
CTION STATUTE DESCRI	THON				ATTEMPT COMMIT	COUNTS
UVENILE PROCESSING						
MENT GUARDIAN RESPONSIBLE PERSON	RELATIONSHIP	ADDR	ESS			
ARENT GUARDIAN NOTIFIED	RELATIONSHIP					
	RELATIONSHIP	NOTH	SCATION OFFICER		NOTIFY DATE AND TIME	
VENILE RELEASED TO	RELATIONSIMP	RFLE	ASING OFFICER		RELEASE DATE AND TIME	
NGERPRENTS PHOTO PROCESSED BY	REASONIF NOT PROCESSED		JUVENILE PHONE CALL =1	JUVENILE PHONE CALL #2	JUVENILE PHONE C.	1.L =3
on the second seeks of the second second seconds (Alternative Company)						
ARRATIVE						ing type.
n 08/05/18 at 1330 hours I nask. AR-Cruz-Oconnell was emonstrations. AR-Cruz-Oco 32.030, and PC 1203.2.	observed AR-Cruz-Oconne	Il inside o	f Civic Center Par	k(MIKIrW	av) wearing a fu	II face
iask. AR-Cruz-Oconnell was	in violation of BMC 6.32.0	30 which	specifically prohil	inforr pits face masks du	nation redacted ring known	is prot
emonstrations. AR-Cruz-Oc	onnell		1 8	arrested AR-Cruz-	rom public discl Oconnell for BIV	osure b
.32.030, and PC 1203.2.				Cal		
					6254 (f), (I	().
	·					
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BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info Case # 2018-00043937

	LOCATION OF OCCURRENCE						
08/05/2018 13:45 SUN RREST TYPE	1900 CENTER St	reet / BLK, BE	RKELEY	In procedure		DREATH ANALYZE	ER
ON-VIEW BY OFFICER	BOOKED	1		`			
MIRANDA GIVEN BY	MIRANDA DATE T	IME SUSP	PECT RESPONSE IF MIRANDA INVOK	(ED		•	
STATEMENT TAKEN BY	STATEMENT TYPE			IRANSPORTING OFFI	CER		
	TH POSS, INTERN	NALINITRIES SUSPECTE	NJURIES MEDICAL TREATMENT		HOSPITAL		
☐ APPARENT BROKEN BONES ☐ LOSS OF TEE APPARENT MINOR DATTRY ☐ NOME ☐ POSSIBLE BROKEN NOSE ☐ OTHER MAJOR	TH DOSS, INTERN SEVERE LACE RESERVE DE UNCOSSCIOU	ERATION(S)	Ment AL INC.	•			
ARRESTED SUBJECT							
HOLE LAST, FIRST, MIDDLE, SUFFIX		<u> </u>	<u> </u>	RAUF SEN	\$4C0 FS	- Total San	AGE
AR Hill, Jamie, Louise				W F	08/10	0/1987	30
DORESS			PHONE	LICENSE		STATE	PFN
OSINESS OTHER ADDRESS			BUSINESS OTHER PHONE	EMAIL ADDRES			
Bergit Weight Blair EVES TATTO	NO LOCATION		TATTOO DESCRIPTION	1			
5' 02 110 BLK GRN		•					
ANG AFFILATION	NICKNAME MONI	KER	,		ARSON REGISTR DRUG REGISTRA	ANT. 🔲 SEN RE	GINTRANT
LOTIENG DESCRIPTION					SOVEREIGN CIT	IZEN VIOLE:	NE OFTENDER
					 		
OFFENSES							
ECTION STATUTE DESCRIP	MON	<u>na nguyan nguyan nguyan an an manan na na</u>	<u> </u>		1 _	TEMPT COMMIT	COUNTS
BMC6.32.030 Violation STATUTE DESCRIP	of city park rules					committed	COUNTS
ECTION STATUTE DESCRIP	TION				AT	TEMPT COMMIT	COUNTS
ECTION STATUTE DESCRIP	тоя				,ir	темет соммит	COUNTS
ECTION STATUTE DESCRIP	TION				AF	TEMPT COMMIT	COUNTS
ervine arvir is bracius.			·				
JUVENILE PROCESSING							
kar kara ya bari kwesa arwanin kwii 17. 1	RELATIONSING		ADDRESS	. 1	al same	unegya 176 esil yéses s	
ARENT GUARDIAN RESPONSIBLE PERSON			1			. ,	
			NATIFICATION OFFICER	·-·· · · · · · · · · · · · · · · · · ·	[500	TEV DATE AND TRUE	
	RELATIONSHIP		NOTIFICATION OFFICER		80	TIFY DATE AND TIME	
ARENT GUARDIAN NOTIFIED			NOTIFICATION OFFICER RELEASING OFFICER			TIFY DATE AND TIME LEASE DATE AND TIM	
ARENT GUARDIAN RESPONSIBLE PERSON AMENT GUARDIAN NOTIFIED EVENILE RELEASED TO ENGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP			JUVENILE PHO	REI	•	IE .
ARENT GUARDIAN NOTIFIED	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	REI	LEASE DATE AND TIM	IE .
MENT GUARDIAN NOTIFIED "VENILE RELEASED TO NGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	REI	LEASE DATE AND TIM	IE .
AGENT GUARDIAN NOTIFIED "VENILE RELEASED TO INGERPRINTS: PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	REI	LEASE DATE AND HM	CALL=3
ARENT GUARDIAN NOTIFIED UVENILE RELEASED TO INGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JOVENILE PHON	RECALL =2	LEASE DATE AND THIS	CALL=3
PARENT GUARDIAN NOTIFIED	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	TRANSPORTE AND THE	cau.∍s ed is prot closure b
ARENT GUARDIAN NOTIFIED UVENILE RELEASED TO INGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	INVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b
ARENT GUARDIAN NOTIFIED EVENILE RELEASED TO INGERPRINTS: PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	TRANSPORTE AND THE	calls ed is prot closure b
MENT GUARDIAN NOTIFIED "VENILE RELEASED TO NGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b
AGENT GUARDIAN NOTIFIED "VENILE RELEASED TO INGERPRINTS: PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b
AGENT GUARDIAN NOTIFIED "VENILE RELEASED TO INGERPRINTS: PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b
ARENT GUARDIAN NOTIFIED EVENILE RELEASED TO INGERPRINTS: PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	DEVENILE PROS	Informat	ion redacte n public disc	calls ed is prot closure b
ARENT GUARDIAN NOTIFIED EVENILE RELEASED TO INGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHOY	Informat	ion redacte n public disc	calls ed is prot closure b
ARENT GUARDIAN NOTIFIED UVENILE RELEASED TO INGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b
ARENT GUARDIAN NOTIFIED EVENILE RELEASED TO INGERPRINTS: PHOTO PROCESSED BY	RELATIONSHIP		RELEANING OFFICER	JUVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b
ARENT GUARDIAN NOTIFIED EVENILE RELEASED TO INGERPRINTS PHOTO PROCESSED BY	RELATIONSHIP RELATIONSHIP REASON IF NOT PROCESSED	DATE / TIME WRITTEN	RELEANING OFFICER	INVENILE PHON	Informat	ion redacte n public disc	calls ed is prot closure b

BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info Case # 2018-00043938

08/05/2018 13:52 SUN C	CATION OF OCCURRENCE CENTER Street / MILVIA	Street BERKEI	FY				
RREST TYPE ON-VIEW BY OFFICER	ARREST STATUS BOOKED	BASIS FOR CAUTION		PROCEDURE		BREATH ANAI	LYZER
MEANDA GIVEN BY	MIRANDADATE TIME	SUSPECT RESPONSE IF	MIRANDA INVOKED				· · · · · · · · · · · · · · · · · · ·
EXTEMENT TAKEN BY	STATEMENT TYPE		TR	ANSPORTING O	FFRER		
□ APPARENT BROKEN BONES □ LOSS OF TEETH □ APPARENT MINOR INJURY □ NONE		SUSPECTINIURIES MEDI	CAL TREATMENT		HOSPI	(AL	
POSSIBLE BROKEN NOSE OTHER MAJOR E	SIURY SEVERE LACERATIONIS; SIURY SECONNCIOUNNESS		सम्बद्धाः स्थानम्बद्धाः । अस्	o jego er	1. 60000		
ARRESTED SUBJECT				1			
AR Podolsky, Bella				0	1	os 02/15/1991	AGE 27
		PHONE		LICENSE		STATE	PFN
MINERS OTHER ADDRESS		BUSINESS OTHE	RPHONE	ESTAIL ADDI	(RSS		
EIGHT WEIGHT HAIR EYES TATTOOT	LOCATION	FVII	OO DESCRIPTION				· · · · · · · · · · · · · · · · · · ·
ANG AFFILLATION	NICKNAME MONIKER		·	1	ARSON	REGISTRANT PA	ROLEE
OHUNG DESCRIPTION							N REGISTRANT OLEST OFFENDER
<u></u>	· · · · · · · · · · · · · · · · · · ·	and the said free section			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
OFFENSES CHON STATUTE DESCRIPTION							
	and Prohibitions in Civic	Center Park - Ad	min Rule			Committed	CODNIS
TION STATUTE DESCRIPTIO	N	Contor I den Ad	ann raic	· · · · · · · · · · · · · · · · · · ·		ATTEMPT COMMIT	COUNTS
TION STATUTE DESCRIPTIO	N .				·	ATTEMPT COMMIT	COUNTS
CTION STAILTE DESCRIPTIO	N .			···		ATTEMPT COMMIT	COUNTS
CHOS STAILTE DESCRIPTIO	×					ATTEMPT COMMIT	
						ATTEMET COMMIT	COUNTS
UVENILE PROCESSING							
RENT GUARDIAN RESPONSIBLE PERSON	RELATIONSHIP	ADDRESS				/ / /	<u> </u>
RENT GUARDIAN NOTIFIED	RELATIONSHIP	NOTIFICATION OF	FICER			NOTIFY DATE AND T	ME
	RELATIONSHIP	RELEASING OFFI	ER			RELEASE DATE AND	TIME
VENILE RELEASED TO							NECALL -1
	SUN IF NOT PROCESSED	RVESILET	HONE CALL 21	JUNENILE PE	ONE CALL	2 JUNEVILE PHO	
GERPRINTS PHOTO PROCESSED BY REA	SON IF NOT PROCESSED	RVENILE	HONE CALL ≅I	AUVENILE PI	IONE CALL	2 JUVENILE PHO	***E * *******************************
GERPRINTS PHOTO PROCESSED BY REA	SUN IF NOT PROCESSED	RVENILE	HONE CALL ∓I	JUVENILE PI	IONE CALL.	2 AVENUE PHO	
GERPRINTS PHOTO PROCESSED BY REA	SUN IF NOT PROCESSED	JR VENILE E	HONE CALL =1	AUVENILE PI			
GERPRINTS PHOTO PROCESSED BY REA	SON IF NOT PROCESSED	RVENILE I	HONE CALL =1	AUVENILE PI	Info	rmation redac	ted is prot
GERPRINTS PHOTO PROCESSED BY REA	SUNIF NOT PROCESSED	RVENLE E	HONE CALL =1	AUVENILEPE	Info	rmation redac	ited is prot
GERPRINTS PHOTO PROCESSED BY REA	SUN IF NOT PROCESSED	JR.VENILE E	HONE CALL =1	AUVENILE PI	Info	rmation redac from public d alifornia Gove	ited is prot isclosure b rnment Co
GERPRINTS PHOTO PROCESSED BY REA	SUNIF NOT PROCESSED	RVENLE E	HONE CALL =1	JUVENILE PI	Info	rmation redac	ited is prot isclosure b rnment Co
GERPRINTS PHOTO PROCESSED BY REA	SON IF NOT PROCESSED	JR-VENILE E	HONE CALL =1	AUVENILE PI	Info	rmation redac from public d alifornia Gove	ited is prot isclosure b rnment Co
SGERPRINTS PHOTO PROCESSED BY REA	SUNIF NOT PROCESSED	RVENLE E	HONE CALL =1	JUVENILE PI	Info	rmation redac from public d alifornia Gove	ited is prot isclosure b rnment Co
VENILE RELEASED TO NGERPRINTS PHOTO PROCESSED BY REA ARRATIVE	SON IF NOT PROCESSED	JR.VENILE E	HONE CALL =1	AUVENILE PI	Info	rmation redac from public d alifornia Gove	ited is prot isclosure b rnment Co
NGERPRINTS PHOTO PROCESSED BY REA	SUNIF NOT PROCESSED	JR.VENILE F	HONE CALL =1	JUVENILE PI	Info	rmation redac from public d alifornia Gove	ited is prot isclosure b rnment Co
SGERPRINTS PHOTO PROCESSED BY REA	SONIF NOT PROCESSED	JR VENILE E	HONE CALL =1	JUVENILE PI	Info	rmation redac from public d alifornia Gove	ited is prot isclosure b rnment Co

BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704
TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744

Case # 2018-00043936

ARREST DETAILS			ang kangalang di panggalang di panggalang di panggalang di panggalang di panggalang di panggalang di panggalan Panggalang di panggalang d		:				
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APPARENT BROKEN BONES LOSS	OF TEETH	POSS, INTERNAL INFER		HES MEDICAL PREATMENT		HOSPITAL			
APPARENT MINOR INJUNY X SONE OTHE	CR MAJOR ISJURY								
ARRESTED SUBJECT									450 - 144
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BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info Case # 2018-00043944

eported date time day 8/5/2018 14:17 SUN	LOCATION OF OCCURRENCE	EDIZELEM		· · · · · · · ·		<u> </u>
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BERKELEY POLICE DEPARTMENT

Case # 2018-00043947

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info

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BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police *a* cityofberkeley.info Case # 2018-00043945

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BERKILLY

BERKELEY POLICE DEPARTMENT

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704
TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744
EMAIL: police a cityofberkeley.info

Case # 2018-00043958

				BPD-IIS	uer (15-29-2014)
ARREST DETAILS EPORTED DATE TIME DAY LO	CATION OF OCCURRENCE				
· ·	LLSTON Way / MLK JR	Way, BERKELEY			
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Coria, Cesar #87	08/05/2018			18 10:00 1	of 1

BERKELEY POLICE DEPARTMENT

Case # 2018-00043960

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police a cityofberkeley.info

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BERKELEY POLICE DEPARTMENT

Case # 2018-00043962

2100 Martin Luther King, Jr. Way, Berkeley, CA 94704 TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744 EMAIL: police à cityofberkeley.info

REPORTED DATE: TIME DAY 08/05/2018 16:09 SU		NOFOCCURRENCE	P Street DE	RKELEV					
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AR Davis, Meril			3,616.01	er .	LICENSE	I IVI	101/01/1		PEN
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BERKELEY POLICE DEPARTMENT

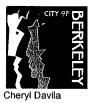
2100 Martin Luther King, Jr. Way, Berkeley, CA 94704

TEL: (510) 981-5900, TDD: (510) 981-5799, FAX: (510) 981-5744

EMAIL: police@cityofberkeley.info

Case # 2018-00043918

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Councilmember District 2

ACTION CALENDAR September 13, 2018

To:

Honorable Mayor and Members of the City Council

From:

Vice Mayor Cheryl Davila and Councilmember Kate Harrison

Subject:

City of Berkeley Policy Limiting the Publishing of Arrest Photos (doxing) of

people arrested by the Berkeley Police Department

RECOMMENDATION

That the Council direct :: e

Dity Manager to develop **,an ordinance that:**

The Berkeley Police Department (BPD) shall not publicly post on social media, <u>including but not limited to FaceBook, Instagram, witter, etc.</u>, the <u>arrest photos</u> of individuals arrested, unless they pose an immediate threat to the public safety of the Berkeley community (e.g. persons wanted for <u>serial rape</u>, homicide, or felony assault).

Furthermore, it is recommended that the City of Berkeley resist PRA requests for arrest photos and identifying information on individuals that have been arrested when doing so poses a risk to their safety as a result of threats against them and when doing so provide no public safety value.

BACKGROUND

As a <u>Sanctuary City</u>, Berkeley prides itself on its commitment to protecting and standing in solidarity with its residents targeted by racism, xenophobia, homophobia, transphobia, ableism, sexism and other biases and forms of hate violence. Being a <u>Sanctuary City</u> for immigrants as well as from racial, religious or gender-based violence also requires that we do not allow City-supported platforms to espouse hatred and calls for violence against people based on race, nationality, religion, gender, sexual orientation or immigration status. As such, the City of Berkeley needs to be clear in word and action that it is against such hatred and violence – by individuals or groups.

Following arrests during the August 5, 2018 demonstrations, the Berkeley Police Department released the <u>arrest photos</u>, home cities and legal names of those arrested, These names were then promoted by Fox news and other outlets used to foment attacks against those who speak out against racism and fascism. By doing so, the Berkeley Police Department contributed to "doxing" people – publishing personal information to be used to harass and threaten people at their homes and places of work.

<u>Doxing has resulted in threats to people's children and families</u>, and even putting "bounties" on <u>their heads</u>. Though these photos were later removed due to political pressure and international criticism of Berkeley, the damage was done. They remain

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Deleted: Under no circumstances shall BPD publish photos of individuals arrested in First Amendment activity. ¶ Council affirms its opposition to racist and other hate speech and calls for racist violence and affirms its solidarity with communities most targeted by white supremacy. ¶

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Deleted: Furthermore, the City of Berkeley should not take actions that curtail the first amendment rights of those attempting to express non-violently that racism, xenophobia, homo/transphobia, antisemitism and Islamophobia are not welcome in Berkeley. Instead, we should be doing everything we can to protect free speech.

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available on the internet and continue to be circulated by Fox news and other outlets. People whose names were released are receiving threatening phone calls at work and home, postings and emails.

After BPD published these photos, City Councilmembers received numerous calls and emails from Berkeley residents expressing outrage over this practice.

Of the persons whose identifying information and booking photos were published by BPD in 2017 during demonstrations, none were convicted of any crime related to these arrests. Similarly, these photos were published on social media prior to any conviction of a crime. The practice of posting the pictures publicly of those arrested could create a chilling effect and discourage free speech activity and could pose a safety risk to those persons whose pictures are published on social media.

As recommended by the National Lawyers Guild, the City of Berkeley should discourage the release of arrest photos and other identifying information not already available on the BPD website when requested in PRAs in situations where one party is likely to do harm to another.

It is important, however, to have an exception to this policy for individuals who pose an immediate threat to the public safety of the Berkeley community (e.g. persons suspected of serial rape, persons wanted for homicide, or felony assault). Residents should know if a suspect who is out in the community can pose an imminent threat to public safety.

FINANCIAL IMPLICATIONS

Staff time to draft, review and finalize ordinance.

ENVIRONMENTAL SUSTAINABILITY No ecological impact.

CONTACT PERSON

Vice Mayor Cheryl Davila, 510.981.7120

Attachments:

1. NLG Statement (pending)

2. Berkeley police slammed for Antifa-related mugshot tweets after violent rally – Fox news posting of mug shots and names of those arrested

3. Berkeley police under fire for publishing anti-fascist activists' names and photos - Guardian article

 Anti-fascists say police post mugshots on Twitter to 'intimidate and silence' – Guardian article

5. ACLU of California Statement: White Supremacist Violence is Not Free Speech

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RESOLUTION NO. ##,###-N.S.

Resolution against City of Berkeley doxing or releasing of arrest photos and other identifying information about people arrested in civil conflicts.

WHEREAS, Berkeley unequivocally supports people's exercise of their First Amendment rights, including the right to associational privacy and to protect oneself from future retaliation as a result of exercising their freedom of expression; and,

WHEREAS, Berkeley has expressed its solidarity with communities most targeted by white supremacist organizing, and recognizes the threat to their safety and the trauma caused by incursions into Berkeley by violence-prone agitators; and,

WHEREAS, the ACLU of California stated in August of 2017, "the First Amendment does not protect people who incite or engage in violence if white supremacists march into our towns armed to the teeth and with the intent to harm people, they are not engaging in activity protected by the United States Constitution. The First Amendment should never be used as a shield or sword to justify violence," and,

WHEREAS, after Berkeley police officers arrested counter-demonstrators against white supremacy on <u>both August 27, 2017 and August 5, 2018</u>, the police publicly released identifying information including legal names and photos of those arrested on Twitter, leading to harassment of the demonstrators at their homes and workplaces, and threats to their children and family members, and,

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Berkeley refers to the City <u>Manager</u> to draft an ordinance that restricts the Berkeley Police Department or other City of Berkeley departments from publishing or releasing the addresses or <u>arrest</u> photos of people arrested under the special circumstances of civil conflicts, particularly when one party is likely to do harm to another, <u>orr social media</u>, and,

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Berkeley refers to the City Manager to draft an ordinance that also encourages the Berkeley Police Department or other City of Berkeley departments to resist PRA's requesting the release of addresses, arrest photos or other identifying information of people arrested under the special circumstances of civil conflicts, particularly when one party is likely to do harm to another.

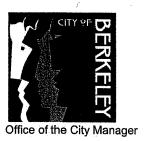
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Deleted: specifically under threat of harm from people who spread hate.

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ACTION CALENDAR September 13, 2018

.To:

Honorable Mayor and Members of the City Council

From:

Dee Williams-Ridley, City Manager

Submitted by: Andrew Greenwood, Chief of Police

Subject:

Disposition of MOU Compendium Item 3.4, regarding Berkeley Police

Department interaction with US Immigration and Customs Enforcement

RECOMMENDATION

Decline to approve MOU Compendium Item 3.4 as presented to Council on July 23, 2018 and continued to the Sept. 13 meeting agenda; and request the City Manager inform Council upon implementation of a new Berkeley Police Department General Order regarding interaction with US Immigration and Customs Enforcement officials, to include incorporation of applicable state law, and to include current Council policy as specified in Berkeley City Council Resolution 68,131 NS, as passed on July 25, 2017.

FISCAL IMPACTS OF RECOMMENDATION

There are no fiscal impacts associated with this recommendation.

CURRENT SITUATION AND ITS EFFECTS

The Berkeley City Council each year reviews the MOU Compendium and either approves or disapproves the items contained therein.

In March 2018, the Police Review Commission, as part of their annual evaluation of the MOU Compendium, recommended that Council, "Approve the ICE MOU with the proviso that it be modified to reflect the following: BPD shall not provide standby security service for U.S. ICE investigations or enforcement actions or otherwise be involved in any way with facilitating or aiding in an ICE operation." (It is understood that by "ICE MOU" the PRC was referring to MOU Compendium Item 3.4, as there is no actual Memorandum of Understanding between the Berkeley Police Department and the Immigration and Customs Enforcement agency.)

In our July 23, 2018 Council Report regarding the annual review of the MOU Compendium, we responded to the PRC's suggestion. We reported to Council that a new Berkeley Police General Order, which is in the final stages of review, will specifically govern all aspects of immigration enforcement, and incorporate policy as set by Council Resolutions, as well as recent developments in state law. The implementation of the new general order would further result in Item 3.4 being amended, so that Item 3.4 would refer exclusively to the new policy.

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Disposition of MOU Compendium Item 3.4, regarding Berkeley Police Department interaction with US Immigration and Customs Enforcement Officials

ACTION CALENDAR September 13, 2018

Given the existence of a new General Order, the Police Department proposes that Item 3.4 not be approved, and that Council consider deleting Item 3.4 from the MOU Compendium. The MOU Compendium structure can be needlessly confusing, especially in this case, where the very title suggests that there exists an *actual* MOU, and that is *not* the case.

By implementing a General Order specifically addressing the Department's policy with regards to Police Department staff's interactions with ICE, the Department intends to implement a single source of policy information for employees and for the public. By declining to approve Item 3.4 from the MOU Compendium, redundant policy language will be eliminated, while transparency will be served through inclusion of all relevant policy in one document, the Police Department General Order.

BACKGROUND

The City of Berkeley has a long history and deep commitment to welcoming immigrants, refugees, and those in exile. Most recently, in 2007, 2016, and 2017, City Council reaffirmed this commitment through a series of Council Resolutions.

The Berkeley Police Department maintains a compendium of agreements and understandings between the Berkeley Police Department and other local, state and federal law enforcement agencies. Since April 2010, the MOU Compendium has included Item 3.4, "Federal: Department of Homeland Security, US Immigrations and Customs Enforcement (USICE)". Item 3.4's narrative briefly describes the City's older legislative actions from 1971 under Council Resolution 44,784 NS, and 2007, under Council Resolution 63,711. The Item also briefly describes when the Police Department may interact with ICE. The Item included for reference a 2008 email from Chief Hambleton to BPD staff, and the 2007 Council Resolution 63,711 NS.

ENVIRONMENTAL SUSTAINABILITY Not applicable.

RATIONALE FOR RECOMMENDATION

The recommendation is intended to increase clarity and decrease potential confusion by removing Item 3.4 from the MOU Compendium, while ensuring Council is made aware of the implementation of a new General Order governing the interaction between the Berkeley Police Department and officials from the Immigration and Customs Enforcement agency. The new General Order will specifically incorporate Council policy as well as new state law requirements. The General Order would be the sole policy document, as the Item 3.4 cover page (and its narrative language) would be deleted from the MOU Compendium.

Page 3 of 5

Disposition of MOU Compendium Item 3.4, regarding Berkeley Police Department interaction with US Immigration and Customs Enforcement Officials

ACTION CALENDAR September 13, 2018

ALTERNATIVE ACTIONS CONSIDERED

Council could choose to approve Item 3.4 as originally described in the July 23 Council Item. The Item cover page would be redrafted to direct the reader to the new General Order.

Council could take no action. Absent approval, Item 3.4 will be removed from the MOU compendium. The Police Department would implement the new General Order.

CONTACT PERSON

Andrew Greenwood, Chief, Berkeley Police Department, 510 981-5900

Attachments:

1: Existing Item 3.4 Summary Page from MOU Compendium

Disposition of MOU Compendium Item 3.4, regarding Berkeley Police Department interaction with US Immigration and Customs Enforcement Officials

ACTION CALENDAR September 13, 2018

CITY COUNCIL REVIEW / APPROVAL BINDER

BERKELEY POLICE DEPARTMENT AGREEMENTS, LETTERS AND UNDERSTANDINGS RE: MUTUAL AID, INFORMATION SHARING AND COOPERATION WITH OTHER LAW ENFORCEMENT, MILITARY ENTITIES, AND PRIVATE SECURITY ORGANIZATIONS

(Berkeley Municipal Code §2.04)

Item #	3.4
Title:	FEDERAL: DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATIONS AND CUSTOMS ENFORCEMENT (USICE)
Туре;	General understanding, local ordinance prohibitions
Approvals:	Initial: April 20, 2010 / Current: March 14, 2017
	The USICE enforces federal immigration and customs-related laws. They assist State and local law enforcement in the location of non-citizen violent offenders who have fled tt1e United States to evade arrest and prosecution.
	Council Resolution No 44,784-NS (1971) designated Berkeley as a City of Refuge. Resolution No 63,711 reaffirmed this designation in 2007. The 2007 Resolution prohibits the use of City resources in support of USICE immigration investigations, and precludes the inquiry or sharing of a person's immigration status.
Summary:	With regard to the prohibitions of Resolution No 63,711, the Police Department may request investigative assistance from USICE to support state and local criminal investigations. The Police Department may, upon USICE request, provide "professional courtesy" stand-by security service at the location of a USICE investigation for the sole purpose of ensuring public and officer safety. Police Department will provide emergency life-safety assistance, and may investigate State/local crimes (e.g. an officer involved shooting) occurring in association with a USICE operation. No other administrative, logistical, or enforcement service is provided in support of a USICE immigration investigation/enforcement action.
	Chief Hambleton codified these directives in Department policy via written communication to management staff on January 30, 2008.
Rationale:	Within the structure of local Resolution, maintaining a relationship with USICE is appropriate when investigating non-immigration local criminal cases in which the suspect is a non-citizen.

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Disposition of MOU Compendium Item 3.4, regarding Berkeley Police Department interaction with US Immigration and Customs Enforcement Officials

ACTION CALENDAR September 13, 2018

1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	If Approved: Cost will be neutral. Approval will continue to support current law enforcement activity, funded in existing budget.
Cost:	If Not Approved: Effect on cost cannot be calculated. Reduced cooperation would increase the burden of enforcement and related activity; costs would be borne by the Police Department
Recommendation:	

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BERKELEY POLICE DEPARTMENT AFTER ACTION REPORT



"Say No to Marxism" at Civic Center Park "Stop the Hate" at Ohlone Park

Type of Occurrence: Protest / Counter Protest

Background:

On Feb. 1, 2017, a planned event featuring Milo Yiannopoulos on the UC Berkeley campus drew a large boisterous protest on Sproul Plaza. In the midst of that protest, a large group of over a 150 masked extremists stormed the campus, attacked police with fireworks and explosives, tore apart safety barricades, violently assaulted people in the area, vandalized and destroyed property in south campus and downtown, set multiple fires and threw a lit flare into a downtown bank. This group acted in a coordinated manner, indicating organization, clear goals, and a plan to disrupt the event, and deny those with whom they disagree the physical space to express first amendment protected speech.

Due to the actions of this group, the event was immediately cancelled due to safety concerns, and Yiannopoulos did not speak. This event brought national focus on the City of Berkeley and the University of California, and the issue of free speech.

In Berkeley, on February 1, April 15, and August 27, large coordinated groups of extremists took coordinated action and violently attacked people engaging in free speech activities, as well as police officers. These attacks resulted in significant injuries to both civilians and police officers.

On April 15, dozens of masked extremists entered Civic Center Park during an otherwise peaceful event, and ultimately attacked others in the park, as well as police officers, using a variety of weapons including chemical irritant sprays, explosive quarter sticks of dynamite known as "M-80s", sticks, bats, bike locks, and wooden shields. An improvised explosive device was also recovered in the park.

On August 27, in another display of coordinated maneuver and direction, several hundred masked extremists arrived on the scene of an otherwise peaceful event in Civic Center Park, accompanied by a flatbed truck loaded with weapons and shields. Shields were off-loaded from the truck and distributed to masked extremists. Directions from an amplified sound system were given. A person on the truck used a loudspeaker to prepare the crowd for violent confrontation, warning that anyone who was concerned about violence should move away. The masked group formed a line with their shields, violently moved a person off of their own skirmish line, ignited smoke bombs, and ultimately entered the park illegally, armed with shields and weapons. Extremists subsequently attacked individuals in the park. They used their shields as weapons against others.

September 2017, Berkeley experienced 5 days of politically polarized protests and counter protests when Ben Shapiro spoke at Zellerbach Hall on the UC Campus, and later during a Milo Yiannopoulos-organized "Free Speech" week on campus.

In late July 2018, at a protest against a perceived right wing gathering in Oakland, a group clashed with Oakland Police and an improvised explosive device was thrown at officers, injuring six with shrapnel. Last year at a similar Civic Center Park event, as noted above, explosives were thrown at BPD, injuring several officers.

On Sunday, August 5, 2018, an unpermitted, non-city sanctioned event labelled "No to Marxism in America 2 / Say no to Communism" was slated to take place in Berkeley's Civic Center park. Several groups that have participated in violent behavior have indicated they would attend. One of the potential participants, Joey Gibson of Patriot Prayer, has been the focus of many of the events outlined above and was specifically targeted on August 27th, 2017. On June 3, 2018, Gibson/Patriot Prayer hosted an event in Portland, Oregon that resulted in violence by opposing groups of extremists.

In an apparent response, a second, unpermitted, non-city sanctioned event, labelled "Stop the Hate" was slated to occur in Ohlone Park. Based on prior similar events, we anticipated members of the Ohlone Park event would march to Civic Center Park to counter demonstrate.

Based on this information and the history of violence associated with multiple similar events in 2017, there was a strong possibility there would be violent assaults and other criminal activity between opposing groups on August 5th in Berkeley.

Command Post Information:

A Unified Operations Center was established at the PSB. This included:

- Unified Command with Berkeley Fire and Mutual Aid Partners
- Emergency Operations Center for citywide services.
- Mutual Aid was coordinated through the Alameda County Office of Emergency Services. Deployment was coordinated through the Unified Command Operations Center.

Arrest Information:

Overall, 20 individuals were arrested over the course the day.

Offense		# of
		charges
PC 242	(Battery)	1
PC 185	(Masked offender)	3
BMC	(Municipal code)	13
PC 148	(Resist Arrest)	5
PC 405	(Riot)	1
PC 594	(Vandalism)	1
Weapon	s Violations	13

<u>Injuries</u>

Officer injuries: No officers reported injuries related to the protests.

Civilian injuries: BFD reports 3 medical responses. Of those responses, none required transport to a hospital.

Inventory of Chemical Munitions:

Pre-Event Inventory	Post-Event Inventory
GO CAN #1	GO CAN #1
Qty 2 CS 5230 Canisters	Qty 2 CS 5230 Canisters
Qty 2 CS 5231 Tri Chamber	Qty 2 CS 5230 Camsters Qty 2 CS 5231 Tri Chamber
Qty 5 6210 White Smoke	Qty 5 6210 White Smoke
Qty 2 6210 Red Smoke	Qty 2 6210 Red Smoke
Qty m 0210 Red Billoke	Qty 2 0210 Red Smoke
GO CAN #2	GO CAN #2
Qty 2 CS 5230 Canisters	Qty 2 CS 5230 Canisters
Qty 2 CS 5231 Tri Chamber	Qty 2 CS 5231 Tri Chamber
Qty 3 6210 White Smoke	Qty 3 6210 White Smoke
Qty 4 5210 White Smoke	Qty 4 5210 White Smoke
	Qty 1 5210 Willie Silloke
GO CAN #3	GO CAN #3
Qty 15 CS 6230 Canisters	Qty 15 CS 6230 Canisters
GO CAN #4	GO CAN #4
Qty 14 OC Vaper Canisters	Qty 14 OC Vaper Canisters
Qty 12 OC 9440 Bangs	Qty 12 OC 9440 Bangs
Cardboard Box	Cardboard Box
Qty 15 MK9 OC Foggers	Qty 15 MK9 OC Foggers
	·
Wood Crate	Wood Crate
Qty 30 5210 White Smoke	Qty 27 5210 White Smoke (3 deployed)
Gold Backpack	Gold Backpack
Qty 4 5210 White Smoke	Qty 4 5210 White Smoke
Qty 4 CS Tri Chambers	Qty 4 CS Tri Chambers
Qty 2 OC Vaper Canisters	Qty 2 OC Vaper Canisters
Qty 2 OC 9440 Bangs	Qty 2 OC 9440 Bangs
Blue Backpack	Plus Paskrask
Oty 4 5210 White Smoke	Blue Backpack Qty 4 5210 White Smoke
Qty 4 CS Tri Chambers	Qty 4 CS Tri Chambers
Qty 2 OC Vaper Canisters	· · ·
Qty 2 OC 9440 Bangs	Qty 2 OC Vaper Canisters
Qty 2 OC 3440 Dailgs	Qty 2 OC 9440 Bangs

Gold Vest

Qty 3 5210 White Smoke

Oty 2 CS Tri Chambers

Qty 1 OC Vaper Canister

Blue Vest

Oty 4 5210 White Smoke

Oty 2 CS Tri Chambers

Qty 1 OC Vaper Canister

Gold Vest

Qty 2 5210 White Smoke (1 deployed)

Oty 2 CS Tri Chambers

Qty 1 OC Vaper Canister

Blue Vest

Oty 4 5210 White Smoke

Oty 2 CS Tri Chambers

Qty 1 OC Vaper Canister

A total of 4 cans of Smoke were deployed.

Personnel Costs:

• Personnel costs: \$124,000

• Other costs: \$30,000

Property Damage:

- Trash cans set on fire IFO 2100 Center St.
- Vandalism to Patelco Credit Union Smashed ATM at 2033 Shattuck Ave.
- Vandalism to Marines Recruiting Center Smashed plate glass windows. 64 Shattuck Ave.
- Vandalism to 21 City of Berkeley vehicles parked at 2029 Berkeley Way. Arson to city vehicle.

Overall Critique:

Planning and Preparation:

There was relatively short notice about the events. Once Patriot Prayer indicated they would attend the Civic Center Park event, the assessment was made that there was significant potential for violent counter-protest. Planning involved significant involvement of tactical leadership in developing tactical contingency plans. Their input was invaluable. Most of the commanders who would have leadership in the field were included in the planning process. This helped operations during the incident as they were involved, contributed and were oriented to the plan. The barricade plan and installation was smoother than past incidents. A commander was assigned to facilitate and monitor the installation. Hardscaping an outer perimeter allowed exclusion of threats posed by vehicles, as occurred in Charlottesville a year ago.

Mutual Aid meetings were held at BPD in the short lead-up. BPD established Unified Command at BPD in the Emergency Operations Center. Mutual Aid was provided by ACSO, Emeryville PD, San Leandro PD, Oakland PD, Hayward PD, UCPD and CHP totaling 202 officers. The Multi-Purpose Room was used exclusively for the Unified Command Post and

^{*}Cost estimates pending.

EOC which created plenty of space for mutual aid commanders. Other functions were moved to other areas of the PSB.

Response:

During the course of the events we handled multiple crowd management tasks and crowd control deployments, effected 20 arrests for individual violations. A truck laden with shields was towed when the occupants were taken into custody. Multiple weapons were confiscated including weapons hidden in large banners. Again, we observed a tactic where counterprotesters surrounded opponents with banners obscuring vision while counter-protesters kicked and punched opponents through the banner. Targeted arrests were made for weapons violations.

Crowd Management:

BPD Units took primary responsibility for creating a safe place for people to protest and counter protest peacefully. Armed individuals were disrupted early by patrols and weapons were seized. When crowds of protesters and counter protesters came together, BPD units were deployed close to the issue to deter assaults and intervene quickly with arrests for individual behavior. Armed groups indicated the need to use crowd control tactics to keep the groups apart to prevent violence.

Crowd Control:

A large crowd 500-1000 people formed containing a group of 100-150 people carrying weapons while wearing masks. The "No Hate" crowd was intent on confronting the "No to Marxism" protest in Civic Center Park with violence and were prevented multiple times from reaching the park by crowd control formations from BPD and Mutual Aid Partners. Eventually, a masked element attempted to breach skirmish lines and were repelled using smoke munitions and less-lethal projectiles, including ten rounds of 40mm and twenty rounds of FN303 impact rounds. This one limited engagement was effective in preventing serious violence on officers and keeping those involved away from the park. Throughout the event, Arrest support from transport units were able to quickly remove arrestees from the scene.

Marching:

The "No Hate" group containing armed counter protesters was monitored as it marched around downtown attempting to find a way into Civic Center Park. Due to the composition of the crown we did not join the march. Crowd to officer ratios were not favorable to safely employ this tactic. We were unable to intervene and make arrests for significant acts of vandalism and arson as the group marched away following the confrontation with police. The crowd responsible for vandalism on Shattuck Ave and Berkeley Way joined another "Solidarity" event at Ohlone Park and removed masks, doffed black attire and left obvious weapons behind before many marched back to Civic Center Park. By this time, the "Say no to Marxism" protesters concluded their event and left for the day. The assessment was made that without a target to attack, the group could be allowed into Civic Center Park. Inability to get updates directly from overhead Mutual Aid Helicopters hampered situational awareness during the march.

Nothing further to report.

Prepared by: Lt. D. Montgomery

To: Police Review Commissioners

Gwen Allamby Kitty Calavita Sahana Matthews George Perezvelez Andrea Prichett Ismail Ramsey Terry Roberts Michael Sherman Ari Yampolsky

Cc: Police Review Commission Officer Katherine J. Lee

From: Charles Clarke, resident of BPD Beat 3 within City Council District 1

Re: Suggested Commendation of Officer Stephanie Cole, BPD

Date: September 12, 2018

Having listened to a certain BPD audio recording published by Berkeleyside, I suggest the PRC issue a letter of commendation to the BPD along the following lines:

The Police Review Commission hereby commends

Officer Stephanie Cole

of the Berkeley Police Department for her conduct of a certain traffic stop on July 19, 2018, for demonstrating in exemplary fashion the principle of fair and impartial policing in the finest tradition of the City of Berkeley.

I further suggest that the Commission approve issuing the commendation at soonest opportunity, for example at its next meeting on September 26, 2018.

Hear: https://soundcloud.com/berkeleyside/bartlett-traffic-stop

See: Emilie Raguso, "Berkeley councilman to cop who pulled him over: 'You know, we're voting on your contract right now'," Berkeleyside, August 23, 2018 https://www.berkeleyside.com/2018/08/23/berkeley-councilman-to-cop-who-pulled-him-over-you-know-were-voting-on-your-contract-right-now

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