COSTA MESA POLICE DEPARTMENT
JUVENILE CONTACT AND ARREST REPORT

Date	Incident Code	DR No.
5/21/05	594G	05-8347

Date/Time of Arrest	Date/Time Booked	CMPD Juvenile Booking #	☐ 300 W&I ☐ 601 W&I ☒ 602 W&I	Charges
5/21/05 1250	5/21/05 1400	210223		594(a)(1) PC

Name (Last, First, Middle)	AKA's
[redacted]	

Address	City	State	Zip	Home Phone
[redacted]				[redacted]

Sex	Race	Height	Weight	Hair	Eyes	Driver's License No./State	DOB
M	H	5-08	150	BLK	BRO	NONE	[redacted]

Social Security No.	Age	Place of Birth	Translator Needed?
UNKNOWN	16	ORANGE CA	NO

Marks, Scars, Tattoos
NONE VISIBLE

Clothing
WHITE T-SHIRT, KHAKI "DICKIE" SHORTS, BLACK SKATER-TYPE SHOES.

Last School Attended	City	Grade
ESTANCIA H.S.	COSTA MESA CA	10TH.

Occupation	Employer/Address	Business Phone No.
STUDENT		

Location of Offense	Area/RD	Location of Arrest	Area/RD
658 JOANN ST. (BIKEPATH)	3/10	MAPLE AV / JOANN ST.	3/10

Prior Arrests	Where?	Currently on Probation?	Probation Officer
NO		—	—

Injury, Illness, Intoxication	☐ Child Abuse Registry Checked ☐ Yes ☒ No	CJI Checked
—		NO

Vehicle Make	Model	Style	Color	Year	License Plate/State	Lic. Year	Dispo. of Vehicle
N/A							

Father	Address	Home Phone	Bus. Phone
NEMICO AGUILAR	[redacted]	[redacted]	[redacted]

Mother	Address	Home Phone	Bus. Phone
CANDELARIA HERNANDEZ	[redacted]	[redacted]	

Stepfather - Guardian	Address	Home Phone	Bus. Phone

Stepmother - Guardian	Address	Home Phone	Bus. Phone

Offficer Notifying Parents	Date/Time	Dispo. of Juvenile	Date/Time
A. LOPEZ	5/21/05 1355	☐ OCJH ☐ Orangewood ☒ Parents ☐ School ☐ Other	5/21/05 1410

MIRANDA

1. You have the right to remain silent. Do you understand? YES
2. Anything you say may be used against you in court. Do you understand? YES
3. You have the right to an attorney before and during questioning. Do you understand? YES
4. If you cannot afford an attorney, one will be appointed for you before questioning, if you wish. Do you understand? YES

(If expressed waiver desired: "Do you want to talk to me about what happened?")
Answer (Quote): _____

DERECHOS MIRANDA

1. Usted tiene el derecho de permanecer en silencio. ¿Entiende usted?
2. Cualquier cosa que diga puede ser usada en su contra en un tribunal. ¿Entiende usted?
3. Usted tiene el derecho de tener un abogado antes y durante el interrogatorio. ¿Entiende usted?
4. Si usted no puede pagar un abogado, uno le sera nombrado para que lo represente antes del interrogatorio, si usted lo desea. ¿Entiende usted?

(If expressed waiver desired: "¿Quiere usted hablar conmigo de lo que ha pasado?")
Answer (Quote): _____

Admonition of Rights Given By	Where Given	Date and Time Given
A. LOPEZ	CMPD JUVENILE HOLDING ROOM	5/21/05 1344

Photographed by	Reporting Officer	Serial No.	Typist
D. HARRIS # [illegible]	A. LOPEZ	498	

Fingerprinted by	Supervisor Approving	Serial No.	Clerk
D. HARRIS # [illegible]	[illegible] 5/22/05		[illegible]

City of Costa Mesa Police Department

INVOLVED PERSONS CONTINUATION REPORT

DR # 15-8377

Involvement: VIC = Victim WIT = Witness INF = Informant CON = Contact INV = Investigative Lead SUS = Suspect ARR = Arrestee

Involv	Name (Last, First, Middle) or Firm Name	Sex	Race	DOB/age	Juv.	Hgt.	Wgt.	Hair	Eyes
SUS	[redacted]	M	H	[redacted]	X	5-7	157	BLK	BRN

Residence or Firm Address	City/State/Zip	Residence Phone	Business Phone
[redacted]	COSTA MESA CA 92627	[redacted]	( )

Driver's License/State	Social Security #	Vict. Requests	Miscellaneous
NONE /	UNK.	293 PC ☐	ESTANCIA H.S. 10TH GRADE

SUS	Build	Hair Length/Style	Facial Hair/Skin	Scars/Marks/Tattoos & Location	Other Identifiers (i.e., Glasses, Jewelry)
☐					

Involv	Name (Last, First, Middle) or Firm Name	Sex	Race	DOB/age	Juv.	Hgt.	Wgt.	Hair	Eyes
SUS	[redacted]	M	H	[redacted]	X			BLK	GRN

Residence or Firm Address	City/State/Zip	Residence Phone	Business Phone
[redacted]	COSTA MESA CA 92627	( )	( )

Driver's License/State	Social Security #	Vict. Requests	Miscellaneous
NONE /	UNK.	293 PC ☐	

SUS	Build	Hair Length/Style	Facial Hair/Skin	Scars/Marks/Tattoos & Location	Other Identifiers (i.e., Glasses, Jewelry)
☐					

Involv	Name (Last, First, Middle) or Firm Name	Sex	Race	DOB/age	Juv.	Hgt.	Wgt.	Hair	Eyes
WIT	[redacted]	M	W	[redacted]	☐	6-4	260	BLN	GRN

Residence or Firm Address	City/State/Zip	Residence Phone	Business Phone
[redacted]	C.M. 92627	[redacted]	[redacted]

Driver's License/State	Social Security #	Vict. Requests	Miscellaneous
[redacted]	[redacted]	293 PC ☐	

SUS	Build	Hair Length/Style	Facial Hair/Skin	Scars/Marks/Tattoos & Location	Other Identifiers (i.e., Glasses, Jewelry)
☐					

Involv	Name (Last, First, Middle) or Firm Name	Sex	Race	DOB/age	Juv.	Hgt.	Wgt.	Hair	Eyes
					☐				

Residence or Firm Address	City/State/Zip	Residence Phone	Business Phone
		( )	( )

Driver's License/State	Social Security #	Vict. Requests	Miscellaneous
/		293 PC ☐	

SUS	Build	Hair Length/Style	Facial Hair/Skin	Scars/Marks/Tattoos & Location	Other Identifiers (i.e., Glasses, Jewelry)
☐					

Involv	Name (Last, First, Middle) or Firm Name	Sex	Race	DOB/age	Juv.	Hgt.	Wgt.	Hair	Eyes
					☐				

Residence or Firm Address	City/State/Zip	Residence Phone	Business Phone
		( )	( )

Driver's License/State	Social Security #	Vict. Requests	Miscellaneous
/		293 PC ☐	

SUS	Build	Hair Length/Style	Facial Hair/Skin	Scars/Marks/Tattoos & Location	Other Identifiers (i.e., Glasses, Jewelry)
☐					

Involv	Name (Last, First, Middle) or Firm Name	Sex	Race	DOB/age	Juv.	Hgt.	Wgt.	Hair	Eyes
					☐				

Residence or Firm Address	City/State/Zip	Residence Phone	Business Phone
		( )	( )

Driver's License/State	Social Security #	Vict. Requests	Miscellaneous
/		293 PC ☐	

SUS	Build	Hair Length/Style	Facial Hair/Skin	Scars/Marks/Tattoos & Location	Other Identifiers (i.e., Glasses, Jewelry)
☐					

Reporting Officer	ID #	Supervisor	Date/Time	ID #	Clerk	Case Status: Act ☐ Inact ☐ Class _____ Stat _____
A LOPEZ	415					Detective Assigned _____

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On 5/21/05 at approximately 1210 hours, I responded to a graffiti vandalism call in progress near the area of 610 Joann Street (in the bike path). [redacted] witnessed the incident and said that three Hispanic male juveniles spray-painted on the sidewalk of the Joann Street bike path. The suspects were seen wearing khaki pants, long black shorts and blue jeans.

The suspects were seen walking to Maple Avenue and Joann Street, where they rested on the grass of the southeast apartments. Officers arrived on scene and detained the three males. They were wearing clothes that matched closely to the description given. [redacted] was wearing khaki shorts, [redacted] was wearing long black shorts and [redacted] was wearing blue jeans.

I arrived and recognized [redacted]. I had detained them at the 2300 Harbor bus stop on 5/15/05 in reference a graffiti incident. On that incident (DR#05-7971) I arreste[redacted] for writing "VL" on a block wall with a black permanent marker.

I then drove to the Joann Street bike path. I located several areas of black and peach colored spray paint on the ground. "MBK" was written on the pavement and on a wall. I was unable to determine if this was new graffiti. I later observed "PVL" on the bike path pavement behind 658 Joann Street. This was done with gray spray paint. It was clean and somewhat glossy. His graffiti appeared to be recently applied.

Officer Reitz responded to 606 Joann Street and spoke with [redacted]. Officer Reitz read him the in field admonishment and then drove him to Maple and Joann. [redacted] positively identified [redacted] as the suspect seen spray-painting the pavement of the bike path. [redacted] completed a written statement and signed a citizen's arrest. See attached.

Corporal Phillips spoke with the three suspects and told them that an eyewitness had observed the incident. He walked with the suspects north across Joann Street and then back south to the southwest corner of Maple and Joann. [redacted] then pointed to a sprinkler valve box by the apartment building and indicated that the spray can was in there. After removing the cover, we located the spray can (American Fast Finish, Machine Gray color). I collected the can and later booked it into evidence. Next to the sprinkler cover, I saw a clear cellophane gum wrapper. It had dark gray or black spray paint on it.

[redacted] said that he found the spray can there and took it to the bike path to test it and see if it worked. He admitted to having had spray painted a line on the ground. [redacted] said that he also tested it, spraying a dot on the ground. They denied knowing what "MBK" meant.

I subsequently arrested [redacted] for graffiti vandalism, 594(a)(1) PC. I drove him to the CMPD juvenile holding room and contacted his mother to pick him up after the booking process. I read [redacted] the Miranda Warnings from my department issued card. [redacted] admitted that he did write "PVL" and that he is part of a tagging crew, not a gang. He was subsequently released to his mother.

I reques[redacted] be prosecuted for vandalism, 594(a)(1) PC.

Copies to: [ ] INVEST. [ ] TRAFFIC [ ] OTHER	Reporting Officer A. Lopez	Ser. No. 498	Typist
	Supervisor Approving	Ser. No.	Clerk

CITY OF COSTA MESA

CALIFORNIA 92628-1200 P.O. BOX 1200

FROM THE OFFICE OF THE CITY CLERK

IF YOU ARE INTERESTED IN VIEWING THE REMAINDER OF THE THIS DOCUMENT PLEASE CONTACT THE CITY CLERK'S OFFICE AT (714) 754-5221