

Incident Report

STOCKTON POLICE DEPARTMENT



22 E Market St.
STOCKTON, CA 95202

(209) 937-8495

18-3992

Supplement No
ORIG

Reported Date
01/31/2018
Rpt/Incident Typ
950
Member#
SANCHEZ, JOCELYN

Administrative Information

Agency STOCKTON POLICE DEPARTMENT		DR 18-3992	Supplement No ORIG	Reported Date 01/31/2018	Reported Time 01:00
CAD Call No 180310037	Status SIGNIFICANT INCIDENT REPORT		Rpt/Incident Typ OBTAIN A REPORT		
Location 2333 PACIFIC AV					City Stockton
ZIP Code 95204	Rep Dist 0161	District CC	Sector CN	From Date 01/31/2018	From Time 01:00
Member#					
Assignment FIELD SERVICE LAKEVIEW SECOND WATCH PHASE2				Entered By 2833	
Assignment FIELD SERVICE LAKEVIEW SECOND WATCH PHASE2				RMS Transfer Successful	Prop Trans Stat Successful
Approving Officer 2265		Approval Date 01/31/2018		Approval Time 03:00:40	
Route - Vice Yes					

Person Summary

Invl SUB	Invl No 1	Type I	Name [REDACTED]	MNI [REDACTED]
Race [REDACTED]	Sex [REDACTED]	DOB [REDACTED]		

Summary Narrative

There was a call of loud music coming from The AVE. [REDACTED] (1S43) and Sergeant [REDACTED] (4S48) were briefed in the incident.

BWC Activated.

Incident Report

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18-3992

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SUBJECT INVOLVED 1:									
Involvement		Invt No		Type					
SUBJECT INVOLVED		1		Individual					
Name									
DOB									
Age									
Juvenile?									
Height									
Weight									
Hair Color									
Eye Color									
PRN									
MNI									
Race									
Sex									
Type		Address							
Work/Business		2333 PACIFIC AV							
City		State		ZIP Code		Date			
Stockton		CALIFORNIA		95204		01/31/2018			
Type		ID No		OLS					
Operator License				CALIFORNIA					
Phone Type		Phone No		Date					
CELL				01/31/2018					
Premise Type									
Other Commercial									

Narrative**NOTIFICATION :**

On 01-31-18 at 0103 hours, I () was dispatched to 2333 Pacific Av on a report of loud music. I arrived on-scene 0106 hours.

INVESTIGATION :

The text of the call stated that the reporting party wanted to report loud music at the "AVE" on Miracle Mile. The reporting party refused to provide their name to dispatch.

Dispatched routed a premise history which stated "***The AVE** send unit to evaluate any 415E-If any SMC (Stockton Municipal Code) is observed or heard, cite the responsible party and forward an SIR to VICE-Per LT Nance 1-28-18".

Upon arrival, I drove past W Cleveland Av and heard music coming from an unknown direction. I continued to drive north until I arrived at The AVE and observed that the music was coming from inside the establishment. I drove North on Pacific AV and I could still heard the music from W Central CT.

I made contact with the owner of the business (SUB) () who advised that he had been modifying the business to control the volume of the music. () advised that he believe it may be the same drunk guy that always call the police regarding the business noise levels.

() requested to speak to a Sergeant regarding the incident. () (1S43) and () arrived on-scene. I briefed both sergeants on the incident. () advised he had met with () to discuss the issue of the loud music in August 2017 and they had come into an agreement about the issue. He advised he had the paperwork from the meeting at his residence. () had not received any recent update about the matter since speaking with () back in August 2017.

No citation was issued to () per both sergeants due to further investigation regarding the matter.

ATTACHMENTS :

None

EVIDENCE:

None

DISPOSITION :

Matter of Record

Incident Report STOCKTON POLICE DEPARTMENT



22 E Market St.
STOCKTON, CA 95202

(209) 937-8495

18-3992

Supplement No
0001

Reported Date
02/06/2018
Rpt/Incident Typ
950
Member#
MARTIN, JOSEPH RAUL

Administrative Information

Agency STOCKTON POLICE DEPARTMENT		DR 18-3992	Supplement No 0001	Reported Date 02/06/2018	Reported Time 13:19
CAD Call No 180310037	Status SIR SPECIAL INVESTIGATIONS SECTION	Rpt/Incident Typ OBTAIN A REPORT			
Location 2333 PACIFIC AV					City Stockton
Zip Code 95204	Rep Dist 0161	District CC	Sector CN	From Date 01/31/2018	From Time 01:00
Member#			Assignment VICE	Entered By 1726	Assignment VICE
RMS Transfer Successful			Approval Date 02/07/2018		
Approval Time 08:15:02					

Summary Narrative

SUPPLEMENTAL

Narrative

NOTIFICATION:

On 01/31/2018, [REDACTED] received an e-mail from [REDACTED] regarding a loud party call at the Ave Bar (2333 Pacific Ave). Sgt [REDACTED] said his officer, [REDACTED] responded to the business and heard loud music coming from the business. He stated [REDACTED] met with bar owner, [REDACTED], who said he had an understanding with Lieutenant [REDACTED] that he shuts the doors to his business and plays music till 0130 hrs. [REDACTED] was unaware of the new premises history which states to evaluate any loud music complaints and if there are any SMC violations to cite the responsible party. Officer [REDACTED] wrote an SIR and forwarded it to the Vice Unit.

INVESTIGATION:

On 02/05/2018, [REDACTED] and I pulled the Body Worn Camera footage (BWC), from Officer [REDACTED] call at the Ave Bar. In watching the video, I noticed immediately there was a noise violation. I listened to the conversation [REDACTED] was having with owner [REDACTED]. It appeared to me [REDACTED] was trying to confuse [REDACTED] by saying he needed a warning and that he has been in contact and working with Lt. [REDACTED] on the noise issues.

[REDACTED] met with [REDACTED] on more than one occasion. He has told [REDACTED] there would be no more warnings, that if officers hear a noise violation he would be cited.

After listening and watching the BWC, [REDACTED] and I both determined a violation of SMC 8.20.030.B4, excessive noise had occurred.

We made contact with [REDACTED] at his mother's house on [REDACTED]. I advised [REDACTED] we watched the BWC when the officer was at his business on 01/31/2018. I told him there was a noise violation and he was going to be issued a citation. [REDACTED] was frustrated and stated the sergeant came out there and that they haven't had a problem in long time. I told [REDACTED] the problem was officers were getting confused when they come out there because he was telling them he has been in contact with [REDACTED]. [REDACTED] said he has had meetings with [REDACTED] explained to [REDACTED] that there is zero tolerance if the music is at a certain level.

Hernandez was cited for SMC 8.20.030.B4

ATTACHMENTS:

Cite# A232288

Report Officer	Printed At 02/08/2018 12:32
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Incident Report
STOCKTON POLICE DEPARTMENT

18-3992

Supplement No
0001

Narrative

EVIDENCE:

Body Worn Camera from Officer : call on 01/31/2018

DISPOSITION:

Refer to original.