

# RETAINER AGREEMENT

LAW OFFICES OF  
DOUGLAS HOLBROOK  
SECURITY PACIFIC PLAZA  
1200 THIRD AVENUE, SUITE 1100  
SAN DIEGO, CALIFORNIA 92101

232-1020

I, the undersigned \_\_\_\_\_, hereinafter referred to as "CLIENT", do hereby employ DOUGLAS HOLBROOK, Attorney at Law, hereinafter referred to as "ATTORNEY", to represent me in connection with the criminal charges presently being brought against me under the following specific Code Section(s): \_\_\_\_\_

In consideration of the services and advice rendered and to be rendered by ATTORNEY, CLIENT agrees to pay ATTORNEY an initial retainer of \$500 for his efforts at effectuating an appropriate disposition of the case without the need for trial. In the event that ATTORNEY'S efforts do not effectuate a disposition of the case satisfactory to CLIENT, thus necessitating the matter going to trial, CLIENT agrees to pay attorney an additional retainer of \_\_\_\_\_, payable prior to ATTORNEY'S commencement of preparation for trial. Charges for representation herein do not include costs for an appeal of such action and any appellate representation must be arranged through separate agreement.

CLIENT acknowledges that ATTORNEY has made no guarantees regarding the outcome of the case, and that all expressions relative thereto are matters of legal opinion only. ATTORNEY has made no other representations to CLIENT other than what is written in this retainer agreement and CLIENT states that the retainer agreement has been read and fully understood.

This agreement is executed this 7 day of March, 1984 at San Diego, California.

*Donna Smith*  
\_\_\_\_\_  
, CLIENT

\_\_\_\_\_  
DOUGLAS HOLBROOK, ATTORNEY



# COUNTY OF SAN DIEGO

## PROBATION DEPARTMENT

POST OFFICE BOX 23096 • SAN DIEGO, CALIFORNIA 92123

### BOARD OF SUPERVISORS

TOM HAMILTON  
FIRST DISTRICT

PAUL W. FORDEM  
SECOND DISTRICT

ROGER HEDGECOCK  
THIRD DISTRICT

JIM BATES  
FOURTH DISTRICT

PAUL ECKERT  
FIFTH DISTRICT

CECIL H. STEPPE  
CHIEF PROBATION OFFICER

DONNA MARIE GENTILE  
7453 ARMSTRONG PL E-16  
SAN DIEGO CA 92111

Your case has been chosen for assignment to a new kind of caseload with less reporting in person to your Probation Officer.

Most of your reporting to your new Probation Officer will be by mail unless you are directed to report in some other manner. Enclosed is a supply of monthly report forms (#406). You are expected to complete and submit one such form each month. When your supply of forms is reduced to one or two, please request additional forms from your Officer. Even though you are reporting by mail, you must: (1) report any arrest to your Probation Officer within 24 hours, either by telephone or in person; (2) you must also report any change of address immediately by telephone, in person, or by mail.

You will still be expected to obey all the conditions of your probation, and your new Probation Officer may order you to meet with him if he feels he needs to talk with you in person. If you have any problems or questions about your probation at any time, you may still talk to your Probation Officer on the telephone.

Your new Probation Officer is S. MALES  
The telephone number is 236-5249

Very truly yours,

CECIL H. STEPPE  
Chief Probation Officer

DATE: JUL 25 1981 TIME: 2:30 PM DAY OF WEEK: SAT  
 NAME (FIRST, MIDDLE, LAST): DONNA GENTILE  
 RESIDENCE ADDRESS: 3777 1/2 MENLO CITY: S.D. ZIP: 92103  
 BUSINESS ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_ ZIP: \_\_\_\_\_

DRIVER'S LICENSE STATE PHONE NO.  
 SEX: F RACE: F HAIR: BLN EYES: GRN HEIGHT: 5-7 WEIGHT: 135 AGE: 19  
 BIRTHPLACE: \_\_\_\_\_ BIRTHDATE: 8-22-62  
 EMPLOYED BY: \_\_\_\_\_ OCCUPATION: \_\_\_\_\_ MILITARY:   
 VEHICLE LICENSE NO. STATE SOCIAL SECURITY NO. 210-50-8937  
 YEAR MAKE MODEL BODY STYLE COLOR  
 OFFENSE(S) CODE SECTION DESCRIPTION  
(1) [REDACTED]  
 LOCATION OF OFFENSE(S): 2000 EL CATON BEAR: 315  
 EVIDENCE IMPOUNDED BY:  VICTIM  POLICE DESCRIPTION

D 18077

TSD

The People of the State of California,  
Plaintiff,

vs.

Defendant

Defendant's Phone Number \_\_\_\_\_

CITIZEN'S ARREST   
 I OFFENSES NOT COMMITTED IN MY PRESENCE. CERTIFIED ON INFORMATION AND BELIEF. I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON THE DATE SHOWN ABOVE AT SAN DIEGO, CALIF.  
 ISSUED BY: EDWARDS BADGE NO. 10283 DIVISION: VICE  
 WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.  
 SIGNATURE: Donna Gentile  
 NOTICE TO APPEAR  
 YOU ARE NOTIFIED TO APPEAR BEFORE THE MUNICIPAL COURT JUDGE IN THE:  TRAFFIC,  MISDEMEANOR ARRAIGNMENT DEPT.  
 8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA.  
 220 W. BROADWAY, SAN DIEGO, CA.  
 430 DAVIDSON ST., CHULA VISTA, CA.  
 TIME MONTH DAY YEAR  
0845 SEPT 2 1981  
 FORM P D-147 APPROVED BY THE JUDICIAL COUNCIL OF CALIF. REV 7/75 PC 853.9  
 DAY OFF: T-W VAC: \_\_\_\_\_

CHARGE

- Count 1 Vio. Sec. ....
- Count 2 Vio. Sec. ....
- Count 3 Vio. Sec. ....
- Count 4 Vio. Sec. ....

PROCEEDINGS

Attorney for Defendant \_\_\_\_\_

DEFENDANT

Bail set at \$ \_\_\_\_\_ & Pen. Asst. \$ \_\_\_\_\_

Bail Deposited \$ \_\_\_\_\_ & Pen. Asst. \$ \_\_\_\_\_

7-29-81

SEP 2 1981

SEP 3 1981

Complaint filed

~~Number~~ CHARLES LONGO for defendant appears for arraignment; waives reading of complaint and time to plead; enters plea of not guilty; waives time for trial and demands/waives jury.

Transferred from Arraignment Dept. to Trial Setting Dept. for hearing on 9-21-81 @ 10AM

Defendant released on his own recognizance.

JOE O. LITTLE JOHN

RECEIVED IN PRESIDING FOR CONTROL ENTRY  
TRANSFERRED TO TRIAL SETTING FOR HEARING

DATE 11/10/77 TIME 2:30 DAY OF WEEK TUE  
 NAME (FIRST, MIDDLE, LAST) CRIVIA GENTILE  
 RESIDENCE ADDRESS 277 1/2 DENIO CITY SD ZIP 92110  
 BUSINESS ADDRESS \_\_\_\_\_ CITY \_\_\_\_\_ ZIP \_\_\_\_\_

DRIVER'S LICENSE \_\_\_\_\_ STATE \_\_\_\_\_ PHONE NO. \_\_\_\_\_  
 SEX F RACE F HAIR BLN EYES BRN HEIGHT 5-7 WEIGHT 120 AGE 19  
 BIRTHPLACE \_\_\_\_\_ BIRTHDATE 6-22-62  
 EMPLOYED BY \_\_\_\_\_ OCCUPATION \_\_\_\_\_ MILITARY

VEHICLE LICENSE NO. \_\_\_\_\_ STATE \_\_\_\_\_ SOCIAL SECURITY NO. 5-10-202937  
 YEAR \_\_\_\_\_ MAKE \_\_\_\_\_ MODEL \_\_\_\_\_ BODY STYLE \_\_\_\_\_ COLOR \_\_\_\_\_

OFFENSE(S) \_\_\_\_\_ CODE 647(b) SECTION \_\_\_\_\_ DESCRIPTION FOUR FOR PROSTITUTION

LOCATION OF OFFENSE(S) 7th & CAVAL BEAT 1215

EVIDENCE IMPOUNDED BY  VICTIM  POLICE DESCRIPTION \_\_\_\_\_

CITIZEN'S ARREST

I OFFENSES NOT COMMITTED IN MY PRESENCE. CERTIFIED ON INFORMATION AND BELIEF. I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON THE DATE SHOWN ABOVE AT SAN DIEGO, CALIF.  
 ISSUING OFFICER WARRICK BADGE NO. 1060 DIVISION VICE

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

X SIGNATURE \_\_\_\_\_

NOTICE TO APPEAR  
 YOU ARE NOTIFIED TO APPEAR BEFORE THE MUNICIPAL COURT JUDGE IN THE:  TRAFFIC,  MISDEMEANOR ARRAIGNMENT DEPT.  
 8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA.  
 720 W. BROADWAY, SAN DIEGO, CA.  
 430 DAVIDSON ST., CHULA VISTA, CA.

TIME \_\_\_\_\_ MONTH \_\_\_\_\_ DAY \_\_\_\_\_ YEAR 11 10 77  
 FORM P D-147 APPROVED BY THE JUDICIAL COUNCIL OF CALIF. REV 7/75 PC 853.9  
 DAY OFF 1 W VACATION \_\_\_\_\_

PROPERTY TAG NO. \_\_\_\_\_ OTHER REPORTS (CASE, 153, ETC.)  YES  NO  
 TYPE: \_\_\_\_\_

MULTIPLE ARRESTS  
 1. \_\_\_\_\_ 2. \_\_\_\_\_ 3. \_\_\_\_\_

REPORTING OFFICER EDWARDS BADGE NO. 1205 DIVISION VICE  
 APPROVED WARRICK P.G.  BF  PNG  JURY  F.T.A.

VICTIM'S NAME \_\_\_\_\_ ADDRESS \_\_\_\_\_ RESIDENCE PH. \_\_\_\_\_

STATEMENT \_\_\_\_\_

WITNESS \_\_\_\_\_ ADDRESS \_\_\_\_\_ RESIDENCE PHONE \_\_\_\_\_ BUSINESS \_\_\_\_\_

STATEMENT \_\_\_\_\_

ADVISED OF RIGHTS  YES  NO DATE \_\_\_\_\_ TIME \_\_\_\_\_ ANSWER QUESTION NO. 1 \_\_\_\_\_ ANSWER QUESTION NO. 2 \_\_\_\_\_

STATEMENT OF ARRESTED PERSON: \_\_\_\_\_

STATEMENT OF OFFICER(S):  
 Detective HULEGAARD and I were working in plainclothes in our capacity as Vice Officers investigating prostitution activity in the East San Diego area. We observed a well known and self admitted prostitute, GENTILE, walking up and down ~~the~~ a boulevard used frequently by prostitutes for the purpose of picking up customers. While walking, GENTILE would make eye to eye contact with lone male drivers as they passed by. A vehicle pulled to the curb and GENTILE approached the driver's side and had a conversation with the driver, GRAND. After this short conversation she walked around the car and entered on the passenger's side. The vehicle then left westbound on El Caion Blvd. and drove in a residential area. Believing a solicitation for prostitution had occurred we followed in our unmarked police vehicle. Approximately five minutes into driving around in the residential area we pulled up alongside and identified ourselves as police officers, after it had pulled to the curb. Detective HULEGAARD contacted GENTILE while I contacted GRAND, who made the following statements to me. She stated that when she had approached the car she asked him if he wanted a date, he said sure, and she said, "It will cost you \$20 for a blow job." He then asked her if she had a place and she said, "No, but I know where we can go where it's dark." After this she directed him to the point at which we had made contact with them. I explained to GRAND that this was a violation of Section 647 (b) of the Penal Code and he expressed a willingness to place GENTILE under citizen's arrest for that charge. She was issued this misdemeanor citation and released at the scene.

(USE 153 FOR ADDITIONAL INFORMATION)

REPORT:  ARREST REPORT  NOTIFY WARRANT  JUVENILE CONTACT

BOOKING NUMBER 368181 SAN DIEGO NUMBER 563812 JUVENILE FILE NUMBER

add 647(a) suk 8/3 3/1

CHARGE (S) 647(b)P.C. (Soliciting Prostitution) 148P.C. (Resisting Arrest) D 20498 PERSON ARRESTED (LAST, FIRST, MIDDLE) GENTILE DONNA MARIE NICKNAME/AKA W F 19 HT. 5'6 WT. 140 BUILD MED HAIR BRN EYES GRN DATE OF BIRTH 8/22/62 ADDRESS 3777 MENLO AVE. S. D. CA. CLOTHING DESCRIPTION BLU FLORAL BLOUSE BLU JEANS OCCUPATION EMPLOYER/RATE MILITARY SERVICE NO./SSN DRIVERS LIC. NUMBER TELEPHONE NUMBER 210-50-8937 290-3125

IS SUBJECT A SUSPECTED USER OF NARCOTICS/DRUGS YES NO INTERPRETER REQUIRED YES NO ILLEGAL ALIEN YES NO SUSPECT'S RELATION TO VICTIM(S) RELATIVE ACQUAINTANCE STRANGER LOCATION OF ARREST 6800 ALVARADO RD. DATE 8/1/81 TIME 2230 LOCATION OF OCCURRENCE SAME CITIZEN ARRESTED BY THOMAS WILSON WELCH ADMONISHED BY: F. CANSON 2157 WAIVER YES NO STATEMENT YES NO DIVISION ON BEAT NO. VICE 314 DISTRICT

JUVENILE ONLY: FATHER/STEPFATHER'S NAME, ADDRESS, EMPLOYER, HOME PHONE, BUS. PHONE; MOTHER/STEPMOTHER'S NAME, ADDRESS, EMPLOYER, HOME PHONE, BUS. PHONE; SCHOOL, GRADE, PARENTS NOTIFIED BY; WHOM, AND HOW, DATE, TIME; DISPOSITION OF JUVENILE; JUVENILE UNIT DISPOSITION (INVESTIGATOR ONLY); INF., DIV., PO, JH, PARENT, RTN, CLEARED

SUSPECT DESCRIPTION: HAIR (LENGTH/TYPE, HAIR STYLE, FACIAL HAIR), COMPLEXION, GENERAL APPEARANCE, SPEECH, VOICE, DEFENSE MEASURES

VEHICLE: YEAR 78, MAKE Ford, MODEL Van, COLOR/COLOR DK GRN, BODY STYLE NO BACK WINDOWS, LICENSE NO. 1M23582, STATE CA

EVIDENCE: EVIDENCE OR PROPERTY IMPOUNDED YES NO; EVIDENCE IDENTIFIED: WHERE FOUND, DISPOSITION; \$1000 in U.S. Currency - all 20 dollar bills - back pockets impounded 258986; 1 Buck knife from suspects hand 254898

VIC./WIT.: Thomas Welch, 9178 Tonya Ln. Santee ca., 562-0977

COMPANIONS: #1 NAME, ARRESTED, DETECTIVE ASSIGNED, DEPUTY DISTRICT ATTORNEY; #2 NAME, ARRESTED, CRIME REPORT OFFICER, REVIEWING DEPT. DIST. ATTORNEY; #3 NAME, ARRESTED, ARRESTING OFFICER, DEFENSE ATTORNEY; #4 NAME, ARRESTED, CASE NUMBER, PROSECUTOR'S INFORMATION

ADM: REPORTING OFFICER FRANK CANSON; DAYS OFF RELATED REPORTS YES NO; LIST TYPE; APPROVED; BOOKING APPROVED

# 2

BOOKING NUMBER	JUVENILE FILE NO.	NARRATIVE: Detective Johnson #2246 and I were driving
		on El Cajon Blvd. for the purpose of investigating prostitution activity. Detective Johnson had spotted Donna Gentile's car parked off of El Cajon on 72nd St. Gentile is a known and self admitted prostitute and is known to walk El Cajon between 70th and 73rd looking for prospective customers. We also knew that she lived somewhere on Menlo Ave. several miles from where her car was parked. At the time she wasn't around so we decided to sit in our unmarked police car in a dirt lot about 100 feet from her car. About five minutes had passed when she came walking east from El Cajon then south onto 72nd St. She stood momentarily in the shadows smoking a cigarette until a dark colored van had turned the corner. She watched the van make a u-turn and park behind her car and stop. The van's headlights were turned off and she then walked across the street. We could not see them for about 2 minutes due to a building blocking my vision. The van then drove up to El Cajon and stopped for the sign at which time I could see that Gentile was now in the passenger seat. We then followed the van up to 70th where it turned north then down to Alvarado where it then turned west. The van drove slowly for about a mile, parking on the north side of the street. The van then shut its lights off and we sat there waiting to see if anyone would exit the van. A couple of minutes had passed and no one left the van. We believed a solicitation for prostitution had taken place and that they were now engaging in possible lewd acts in the van. We both walk up to the van and lighted up the interior with our flashlights. We both thought that the male and female were naked and it looked like they were engaging in a lewd act in public. We verbally identified ourselves as Police Officers with our badges. The passenger side was open and I entered the van watching as both got dressed. Gentile was told to exit the van so I could speak to the male. The male handed me his California drivers license which identified him as Thomas Welch. Again I told him who I was and my purpose for being there. He told me that he wanted to cooperate with the police and told me the following: He was driving on El Cajon and spotted her on the corner and pulled over to talk to her. She walked up to his van and asked if he was looking for a date. When he replied yes she asked how much was he willing to spend at which time he told her that all he had was forty-two dollars. She then told him for forty dollars he could get half and half, meaning oral copulation and sexual intercourse. He agreed to her price at which time she got into the van and drove to the location where we finally made contact with them. Welch told me that prior to getting into the back he gave her two twenty dollar bills. I then told Det. Johnson that Welch was going to arrest her and a struggle ensued. She became violent, thrashing about to the point that I had to run back and assist in handcuffing her. She was placed under arrest for 647(b)P.C. (Soliciting Prostitution) and taken to jail. When she was being placed into another police car by Johnson he noticed that she had a buck knife in her hand and was making every effort to get it opened. The knife was knocked to the ground and impounded at central along with one-hundred dollars she had on her. She was admonished by me and she told me she knew her rights and that she'd talk to me. She told me that she asked this guy what he wanted and when he said everything she came back with for forty dollars which she did take from him she would give me half and half. Gentile was also charged with resisting arrest and booked into County jail.

NARRATIVE

CONTINUED

MISD. ONLY	Check each reason for not releasing the subject with a written notice to appear. ADULTS ONLY
	1. The person arrested was so intoxicated that he could have been a danger to himself or to others.
	2. The person arrested required medical examination or medical care or was otherwise unable to care for his own safety.
	3. The person was arrested for one or more of the offenses listed in Section 40302 of the Vehicle Code.
	4. There were one or more outstanding arrest warrants for the person.
	5. The person could not provide satisfactory evidence of personal identification.
	6. The prosecution of the offense or offenses for which the person was arrested or the prosecution of any other offense or offenses would be jeopardized by immediate release of the person arrested.
	7. There was a reasonable likelihood that the offense or offenses would continue or resume, or that the safety of persons or property would be imminently endangered by release of the person arrested.
	8. The person arrested demanded to be taken before a magistrate or refused to sign the notice to appear.
	9. Any other reason: _____

# 3

San Diego Judicial District

BKG #368181  
8-22-62 Canson #2157 SDPD rh

The People of the State of California  
Plaintiff,

vs.

DONNA MARIE GENTILE

Defendant

No. M-.....

Complaint - Criminal

The undersigned, certifying upon information and belief, complains

That on or about Aug. 1, 1981 in the City of San Diego, County of San Diego, State of California, the crime of violation of subdivision (a) of Section 647 of the Penal Code of the State of California, a misdemeanor, was committed by the defendant, who did engage, or who did solicit a person to engage in lewd or dissolute conduct in a public place, or in a place open to the public or exposed to public view.

SECOND COUNT:

That on or about Aug. 1, 1981 in the City of San Diego, County of San Diego, State of California, the crime of violation of subdivision (b) of Section 647 of the Penal Code of the State of California, disorderly conduct, a misdemeanor, was committed by said defendant, in that was a principal who did solicit or engage in an act of prostitution.

THIRD COUNT:

That on or about Aug. 1, 1981 in the City of San Diego, County of San Diego, State of California, the crime of violation of Section 148 of the Penal Code of the State of California, a misdemeanor, was committed by the defendant, who did willfully and unlawfully resist, delay, or obstruct a public officer, who was discharging, or attempting to discharge a duty of his office.

I certify under penalty of perjury that the foregoing is true and correct.

Dated AUG 5 1981 at San Diego, California.....

(COMPLAINT # 1)

CRIMINAL DOCKET

No. ....

SAN DIEGO POLICE DEPARTMENT  
INVESTIGATOR'S REPORT

DATE (occrr.): 8-21-81  
TIME (occrr.): 2215 Hours  
LOCATTON: 6840 El Cajon Blvd.  
SUBJECT: ARREST OF SILBERNAGE, BERGARD AND GENTILE

OFFICER'S STATEMENT: Detectives JEBB #1475, ACEVES #1001 and I were working in the East San Diego area when we received a radio call requesting a Vice Unit on the air. We responded and we advised there were two prostitutes working at the corner of 72nd & El Cajon Blvd. The dispatcher advised they had received a telephone call from the telephone company, advising two prostitutes were working at the bus bench in front of the telephone station at 72nd & El Cajon. We pulled our vehicle to the corner of 72nd & Mohawk, where we watched two white females at the corner of 72nd & El Cajon. Through a pair of binoculars I could identify one female, wearing a tube top and blue jeans, as Donna GENTILE, a well known and self-admitted prostitute, whom I had arrested on previous occasions working at the same intersection. The second female was later identified as SILBERNAGE. They were walking back and forth making eye contact with male drivers as they passed. We watched several cars pull to the curb and carry on conversations with the females. I watched a black Toyota Celica pull to the curb on 72nd at El Cajon. SILBERNAGE walked up to the vehicle and opened the passenger's door. The lone male driver carried on a conversation with her while she stood at the curb. The conversation lasted for approximately a minute, and then she climbed in the passenger's seat. Several cars had pulled up behind the black vehicle and were waiting their turn to talk to one of the two girls. The vehicle went eastbound on El Cajon Blvd. We were unable to follow the vehicle and remained at our location watching GENTILE. After a couple of minutes a brown Ford van pulled to the same location the Celica had been parked and GENTILE walked to the vehicle. After a short conversation with the lone male driver, she climbed in the front passenger's seat. The vehicle pulled eastbound on El Cajon Blvd. and made several turns south of El Cajon Blvd. and finally came back on El Cajon Blvd. This is a common practice used by prostitutes for the purpose of checking to see if they are being followed. The van went westbound on El Cajon Blvd. to 68th St., where it went north to the north alley of El Cajon Blvd. The van made a left and was observed pulling down the alley to the rear of the La Petite Rouge Motel, at 6840 El Cajon Blvd. I ran down the alley to see where GENTILE and the male driver had parked. I noticed no one was in the van and moved to a location where I could see the front of the motel room clearly. I observed GENTILE and a white male, who was later identified as YOUNG, standing in the front of Room 306 on the third floor. GENTILE knocked on the door and the door was opened by SILBERNAGE and a short conversation ensued. I heard GENTILE tell YOUNG they would have to wait until the room was free. Both GENTILE and YOUNG walked down to his van. They entered the van and were sitting in the seats when we approached. Believing a solicitation for prostitution had occurred and they were waiting to use the room, we contacted GENTILE and YOUNG. YOUNG stated he had picked up GENTILE and drove around and the conversation led to sex for money. He was told that he could get a "lay" for \$40 and GENTILE led him to the La Petite Rouge Motel. At the motel they walked up to Room 306 where GENTILE talked to a female in the room for a short period, and then came back to his location. He was told they would have to wait until the room was free, it would only take a few minutes. They walked down to his van and while walking back he began to have second thoughts about the deal, and changed his mind. When they had entered the van he was then contacted by the police. YOUNG placed GENTILE under arrest for soliciting for prostitution. I went up to Room 306, believing that prostitution was occurring in the room. I knocked on the door three times and after a few seconds SILBERNAGE

Reporting Officer \_\_\_\_\_ I.D. # \_\_\_\_\_ Division \_\_\_\_\_

Approved By \_\_\_\_\_ Date of this report \_\_\_\_\_ Time \_\_\_\_\_



SAN DIEGO POLICE DEPARTMENT  
**INVESTIGATOR'S REPORT**

DATE (occurr.): 8-21-81  
 TIME (occurr.): 2215 Hours  
 LOCATION: 6840 El Cajon Blvd.  
 SUBJECT: ARREST OF SILBERNAGE, BERGARD AND GENTILE

Page 2

opened the door and stuck her head out, asking what I wanted. I recognized her as the white female who had been at the corner of 72nd & El Cajon Blvd., and entered the black vehicle at the curb earlier. I looked inside and saw a male unclothed, lying on the bed. I identified myself as a police officer and demanded entry. I advised her I believed prostitution was occurring in the room at that time. She was observed standing with no clothes on, with a surprised look on her face. The male, CONVERSE, began talking, saying he could explain everything. He was advised to put his clothes on and step outside the door. Once outside he began talking to Detective JEBB. Prior to leaving the room, both he and SILBERNAGE were advised of their rights, and waived them. Outside CONVERSE told JEBB he had pulled over to the curb at 72nd & El Cajon Blvd. and began a conversation with SILBERNAGE. She told him she was working and it would cost him \$100. He told her that was too much and she came down to a price of \$75. He again told her that was too much. She climbed in the vehicle and they pulled away, driving eastbound on El Cajon. While driving, she said it would cost him \$50 for half an hour, and she had the room for them to use. When asked what he expected for the \$50, he said he wasn't exactly sure, but he knew it was for sex. I talked with SILBERNAGE, who said the male in the room was a friend, but she was unable to remember his name. CONVERSE placed SILBERNAGE under arrest for solicitation for prostitution. While in the room I noticed that after CONVERSE had dressed there was a red shirt and a pair of cowboy boots sitting near the chairs and table. When questioned about the shoes and shirt, CONVERSE said they were not his. SILBERNAGE said that they belonged to a friend of hers, who had been in the room earlier. Both were taken down to the parking lot where SILBERNAGE was placed in our police vehicle. CONVERSE stated he had given SILBERNAGE \$50 for the half hour and it had consisted of two \$20's and a \$10 bill. He believed she had placed it over near the dresser. I went back up to the room to check for the money. While in the room I also checked the closet. In the closet, hiding in a corner, was a male Mexican, who was identified as BURGARD. He was taken out of the closet and led outside the room. He was advised he was being detained for questioning. While talking with him I discovered that he was SILBERNAGE's boyfriend and that he had been hiding in the closet since she arrived. He said he had rented the room earlier for the two of them. When she came with the other male he climbed in the closet and remained there until I had told him to get out. I went down and checked with the night manager, who advised me a male Mexican had rented the room and signed as Dave ROCK, and listed a vehicle as a Suburu (Brat), Lic. #010ZOB. I went out to our vehicle and asked BURGARD what type of vehicle he owned. He stated a Suburu, Lic. #010ZOB. He was advised he was under arrest for pimping and maintaining a place of prostitution. While enroute to the police station SILBERNAGE stated, "This was the first time she had ever done this. She only did it because they needed the money." GENTILE and SILBERNAGE were transported to jail and BURGARD was taken to County Jail. The \$50 recovered in the room in the top right dresser drawer was impounded on property tag #260894.

BURGARD said he had been in the room when SILBERNAGE and CONVERSE came into the room. He hid in the closet and watched them from his location. He had seen SILBERNAGE take money from CONVERSE and place it in the dresser drawer and start taking off their close and climb into the same bed. He said he knew the money was for sex and was just going to stay in the closet and watch. They needed the money bad.

Reporting Officer G.A. HULEGAARD I.D. # 1457 Division Vice

Approved By: \_\_\_\_\_ Date of this report 8-22-81 Time 0100

MUNICIPAL COURT OF CALIFORNIA, COUNTY SAN DIEGO

County Courthouse 220 W. Broadway, San Diego, California 92101

San Diego Judicial District

DONNA M. GENTILE  
3777½ Menlo Ave.  
San Diego, CA 92105

Date: 2/16/82  
Case Number:  
M373919

- Your remittance is returned.
- Your fine was paid in full as of 10/19/81.
- Your account balance as of this date is \$ \_\_\_\_\_.
- Your next payment of \$ \_\_\_\_\_ is due on \_\_\_\_\_.
- Your account is past due; remit \$ \_\_\_\_\_ immediately to bring it up to date.
- A Bench Warrant in the amount of \$ \_\_\_\_\_ is outstanding for failure to pay this fine; it will not be recalled until the full amount is paid or you appear in Court.
- The Court does not mail receipts unless a stamped self-addressed envelope is sent with your payment.
- 

CLERK OF THE COURT

by



(Deputy)

12-04-81

To: GARY DALES  
SUPERVISOR ARM SECURITY

From: CHARLES ROBER  
SGT./SUPERVISOR ASSURANCE PATROL SECURITY

ON 12-03-81 @ 2400 hrs I (ROBER) HAD AN OPPORTUNITY TO TALK WITH ONE OF FOUR GUARDS DONNA GENTILE, DURING THE COURSE OF OUR CONVERSATION, WE OBSERVED A MALE SUBJECT WALKING WEST BOUND ON NOBEL DRIVE. THE SUBJECT APPEARED TO BE LOST. WE CONTACTED THE SUBJECT TO SEE IF WE COULD HELP HIM. HE STATED TO US THAT HE WAS GOING TO VA HOSPITAL TO SEE A FRIEND WHO WAS IN AN ACCIDENT. THE SUBJECT WAS NERVOUS & APPREHENSIVE TOWARDS US. DONNA CONTINUED THE INTERVIEW AND I RADIOED FOR THE POLICE THROUGH MY DISPATCHER. UPON FURTHER QUESTIONING BY DONNA SHE FOUND OUT THAT HE WAS A MENTAL PATIENT WHO ESCAPED FROM VA HOSPITAL, I PUT IN A SECOND CALL FOR THE POLICE.

AT THE TIME I WAS DOING THIS THE SUBJECT OBSERVED A VEHICLE HEADING WEST BOUND TOWARDS OUR LOCATION, THE SUBJECT ATTEMPTED TO JUMP IN FRONT OF THE MOVING VEHICLE, DONNA SEEING THIS PULLED THE SUBJECT OUT OF THE PATH OF THE MOVING VEHICLE.

THE POLICE ARRIVED SHORTLY AFTER THIS AND TOOK CONTROL OF THE SUBJECT

DONNA GENTILE ACTED IN A VERY PROFESSIONAL MANNER THROUGH THE ENTIRE INCIDENT. AND SHOULD BE COMMENTED FOR IT.

EVERLY

SECONDLY, HER QUICK REACTIONS  
TO A DANGEROUS SITUATION AVOIDED  
MAJOR INJURY TO THE SUBJECT & HER. THIS  
IS ALSO A VERY COMMENDABLE ACTION

THIRD, DONNA IS OF A VERY HIGH CALIBER  
OF INTELLIGENCE AND IS ONE OF THE  
BEST SECURITY OFFICERS AROUND. I JUST  
WISH I HAD 26 OF HER WORKING FOR ME

THIS LETTER IS TO LET YOU,  
HER SUPERVISOR KNOW YOU HAVE A VERY  
GOOD OFFICER IN DONNA GENTILE

THANKS  
CPL BOB  
CHARLES BOBER  
SGT  
ASSURANCE PATROL

B. I REALLY DO WISH SHE WORKED  
FOR ME CB

(5)

MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
SAN DIEGO JUDICIAL DISTRICT

*ord* 12/8/81

REFERRAL TO PROBATION DEPARTMENT	CASE NUMBER: M391949/M395226
PEOPLE vs. <i>Marie</i> DONNA M. GENTILE	<input type="checkbox"/> POST CONVICTION - SB-38 (19971.5 W&I) <input checked="" type="checkbox"/> PRE-SENTENCE REPORT <input type="checkbox"/> PC 1000 <input type="checkbox"/> SUPPLEMENTAL REPORT <input type="checkbox"/> PSYCHIATRIC REPORT

You are ordered to report to the San Diego County Probation Department,  
232 West Ash Street, San Diego, California on .....

You are to return to this Court on 1-28-82 (Date or Immediately) at 2 AM/PM in

Department T. 27, Room No. 1007

Date Convicted 12-8-81 Before Judge Mack P. Lovett

How Convicted:  GUILTY PLEA  NOLO CONTENDERE PLEA  
 COURT TRIAL  JURY TRIAL

Case # M391949 Charges 647(b) P.C.  
# M395226 Charges 647(b) P.C.  
# ..... Charges .....  
# ..... Charges .....

Status of defendant: In custody ..... O.R. X On Bail X

Attorney for defendant: Charlene Longo

I have received a copy of this order this date: 12-8-81

X \_\_\_\_\_  
(Defendant's Signature)

Address: 3777 1/2 Menlo Ave Date of Birth 8/22/62

S. D. Driver's License No. ....

92105 Telephone No. ....

You are to notify the Probation Department of any change of address.

CLERK OF COURT

Dated: 12-8-81 By [Signature], Deputy

- White - File
- Yellow) - Probation
- Pink )
- Orange - Defendant

CITY of SAN DIEGO  
MEMORANDUM

TO :

FROM :

SAN DIEGO POLICE DEPARTMENT VICE UNIT

DEPUTY CITY ATTORNEY \_\_\_\_\_

PROBATION INQUIRY

\_\_\_\_\_

OF DEFENDANT: GENTILE, DONNA MARIE

RE: 647 (B) P.C.

PLACED ON PROBATION: \_\_\_\_\_

DATE: \_\_\_\_\_

NUMBER: \_\_\_\_\_

COURT: \_\_\_\_\_

TERMS AND DURATION OF PROBATION: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

CITY of SAN DIEGO  
MEMORANDUM

FILE NO. :  
DATE :  
TO : SAN DIEGO POLICE DEPARTMENT VICE UNIT  
FROM : DEPUTY CITY ATTORNEY \_\_\_\_\_  
SUBJECT: PROBATION INQUIRY

NAME OF DEFENDANT: GENTILE, DONNA MARIE

CHARGE: 647(b) 148 P.C.

DATE PLACED ON PROBATION: \_\_\_\_\_

JUDGE: \_\_\_\_\_

CASE NUMBER: \_\_\_\_\_ COURT: \_\_\_\_\_

TERMS AND DURATION OF PROBATION: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CALIFORNIA

AUTOMOBILE

REGISTRATION EXPIRES 12/20/83 TYPE 11 LICENSE NUMBER 127MWW

OWNERSHIP CERTIFICATE

DO NOT CARRY IN VEHICLE

VEH. ID.

4J29J5Z109677

YEAR MODEL SHOWN IS BASED ON MANUFACTURER AND DEALER REPRESENTATION

SD

MAKE BUICK MO NF  
DATE FIRST SOLD 05/23/75 CLASS BC YR. 75 TYPE VEH 120

DATE ISSUED 06/23/83

AX WC UNLADEN WEIGHT

TOTAL FEES \$24

NOTE: Upon transfer or sale, seller must enter odometer reading here

PITMAN PETER L  
OR GENTILE DONNA M  
7453 ARMSTRONG PL E16

SAN DIEGO CA 92111

*Donna Gentile*  
SIGNATURE (S) RELEASES INTEREST IN VEHICLE (DATE)  
UPON SALE, SELLER MUST SUBMIT NOTICE OF TRANSFER (REG. 138)

SOUTHERN MTRS

4191 EL CAJON BL  
SAN DIEGO CA 92105  
SOUTHERN MTRS  
4191 El Cajon Blvd  
San Diego, CA 92105

*[Signature]*  
SIGNATURE(S) RELEASES INTEREST IN VEHICLE DATE

3700 2

WF  
RF  
LF  
PEN  
01  
02  
03  
04  
05  
U1  
TOT

RT CLK  
33889400



**SUMMONS  
(CITACION JUDICIAL)**

**UNLAWFUL DETAINER—EVICTION  
(PROCESO DE DESAHUCIO—EVICCIÓN)**

**NOTICE TO DEFENDANT: (Aviso a Acusado)**

DONNA GENTILE and  
DOES 1 through 10,

**YOU ARE BEING SUED BY PLAINTIFF:  
(A Ud. le está demandando)**

SPRING HILL ASSOCIATES

FOR COURT USE ONLY  
(SOLO PARA USO DE LA CORTE)

MAR 27 3 33 PM '85

CLERK OF COURT

COURT HOUSE

100 N. GARDEN ST.

SAN DIEGO, CA 92101

B57497

You have 5 **CALENDAR DAYS** after this summons is served on you to file a typewritten response at this court.

A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, you may be evicted, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

Después de que le entreguen esta citación judicial usted tiene un plazo de 5 **DIAS CALENDARIOS** para presentar una respuesta escrita a máquina en esta corte.

Una carta o una llamada telefónica no le ofrecerá protección; su respuesta escrita a máquina tiene que cumplir con las formalidades legales apropiadas si usted quiere que la corte escuche su caso.

Si usted no presenta su respuesta a tiempo, puede perder el caso, le pueden obligar a desalojar su casa, y le pueden quitar su salario, su dinero y otras cosas de su propiedad sin aviso adicional por parte de la corte.

Existen otros requisitos legales. Puede que usted quiera llamar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de referencia de abogados o a una oficina de ayuda legal (vea el directorio telefónico).

The name and address of the court is: *(El nombre y dirección de la corte es)*

MUNICIPAL COURT OF CALIFORNIA  
COUNTY OF SAN DIEGO  
EL CAJON JUDICIAL DISTRICT  
250 E. Main St., El Cajon, CA 92020

CASE NUMBER: (Número del Caso)

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

*(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es)*

MICHAEL BARNES, Esquire  
Suite A, 2800 El Cajon Blvd.  
San Diego, CA 92104  
(619) 284-7073

DATE:  
*(Fecha)*

MAR 15 1985

Clerk, by  
*(Actuario)*

*M. Keeling*  
M. Keeling, Deputy Clerk  
*(Delegado)*

SEAL

**NOTICE TO THE PERSON SERVED: You are served**

- as an individual defendant.
- as the person sued under the fictitious name of *(specify)*:
- on behalf of *(specify)*:
  - under:  CCP 416.10 (corporation)  CCP 416.60 (minor)
  - CCP 416.20 (defunct corporation)  CCP 416.70 (conservatee)
  - CCP 416.40 (association or partnership)  CCP 416.90 (individual)
  - other:
- by personal delivery on *(date)*:

ATTORNEY OR PARTY WITHOUT ATTORNEY (NAME AND ADDRESS): MICHAEL BARNES, Esquire Suite A 2800 El Cajon Blvd. San Diego, CA 92164		TELEPHONE 284-7073	FOR COURT USE ONLY MAR 15 10 46 AM '85 92007 AS/10705 4 BY DEPUTY CLERK
ATTORNEY FOR (NAME): <u>plaintiff</u>			
Insert name of court, judicial district or branch court, if any, and post office and street address: MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO EL CAJON JUDICIAL DISTRICT 250 E. Main St., El Cajon, CA 92020			
PLAINTIFF: SPRING HILL ASSOCIATES			
DEFENDANT: DONNA GENTILE and DOES 1 TO <u>10</u>			
COMPLAINT—Unlawful Detainer			CASE NUMBER:

857497

- This pleading including attachments and exhibits consists of the following number of pages: \_\_\_\_\_
- Plaintiff is  an individual over the age of 18 years.  a partnership.  
 a public agency.  a corporation.  
 other (specify):
  - Plaintiff has complied with the fictitious business name laws and is doing business under the fictitious name of (specify):
- Defendants named above are in possession of the premises located at (street address, city and county):  
Apartment #47, 4341 Spring Street, La Mesa, California
- Plaintiff's interest in the premises is  as owner  other (specify):
- The true names and capacities of defendants sued as Does are unknown to plaintiff.
- On or about (date): April 28, 1984 defendants (names):  
DONNA GENTILE  
agreed to rent the premises for a  month-to-month tenancy  other tenancy (specify):  
at a rent of \$ 435.00 payable  monthly  other (specify frequency):  
due on the  first of the month  other day (specify):
  - This  written  oral agreement was made with  
 plaintiff  plaintiff's predecessor in interest  
 plaintiff's agent  other (specify):
  - The defendants not named in item 6.a. are  
 subtenants  assignees  other (specify):
  - The agreement was later changed as follows (specify):  
SEE Attachment 6d.
  - A copy of the written agreement is attached and labeled Exhibit A.
- Plaintiff has performed all conditions of the rental agreement.
- The following notice was served on defendant (name): DONNA GENTILE  
 3-day notice to pay rent or quit  3-day notice to quit  
 3-day notice to perform covenant or quit  30-day notice to quit  
 other (specify):
  - The period stated in the notice expired on (date): March 5, 1985 and defendants failed to comply with the requirements of the notice by that date.
  - All facts stated in the notice are true.
  - The notice included an election of forfeiture.
  - A copy of the notice is attached and labeled Exhibit B.

(Continued)

580

**COMPLAINT—Unlawful Detainer**

9.  a. The notice referred to in item 8 was served
- by personally handing a copy to defendant on (date):
  - by leaving a copy with (name or description): \_\_\_\_\_, a person of suitable age or discretion, on (date): \_\_\_\_\_ at defendant's  residence  business AND mailing a copy to defendant at his place of residence on (date): \_\_\_\_\_ because defendant cannot be found at his residence or usual place of business.
  - by posting a copy on the premises on (date): March 2, 1985 ( and giving a copy to a person residing at the premises) AND mailing a copy to defendant at the premises on (date): March 2, 1985
    - because defendant's residence and usual place of business cannot be ascertained OR
    - because no person of suitable age or discretion can there be found.
  - (not for 3-day notice. See Civil Code section 1946 before using) by sending a copy by certified or registered mail addressed to defendant on (date): \_\_\_\_\_
- b.  Information about service of the notice on the other defendants is contained in attachment 9.
10.  Plaintiff demands possession from each defendant because of expiration of a fixed term lease.
11.  At the time the 3-day notice to pay rent or quit was served, the amount of rent due was \$ 445.00
12.  The fair rental value of the premises is \$ 14.83 per day.
13. Plaintiff is entitled to immediate possession of the premises.
14.  Defendants' continued possession is malicious, and plaintiff is entitled to treble damages. (State specific facts supporting this claim in attachment 14.)
15.  A written agreement between the parties provides for attorney fees.
16.  Defendants' tenancy is subject to the local rent control or eviction control ordinance of (city or county, title of ordinance, and date of passage): \_\_\_\_\_

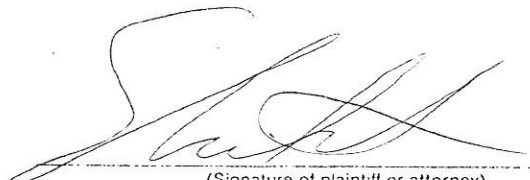
Plaintiff has met all applicable requirements of the ordinances.

17.  Other allegations are stated in attachment 17.
18. Plaintiff remits to the jurisdictional limit, if any, of the court.
19.  This is the proper court for trial of this action because the defendant resides in this judicial district.

20. PLAINTIFF REQUESTS

- a. possession of the premises.
- b.  costs incurred in this proceeding.
- c.  past due rent of \$ 74.15.
- d.  damages at the rate of \$ 14.83 per day. beginning March 6, 1985;
- e.  treble the amount of rent and damages found due.
- f.  reasonable attorney fees.
- g.  forfeiture of the agreement.
- h.  other (specify): \_\_\_\_\_

MICHAEL BARNES  
(Type or print name)

  
(Signature of plaintiff or attorney)

**VERIFICATION**

(Use a different verification form if the verification is by an attorney or for a corporation or partnership.)  
I am the plaintiff in this proceeding and have read this complaint. I declare under penalty of perjury under the laws of the State of California that this complaint is true and correct.

Date: SEE ATTACHMENT  
(Type or print name)

\_\_\_\_\_  
(Signature of plaintiff)

1 MICHAEL BARNES, Esquire  
2 Suite A, 2800 El Cajon Blvd.  
3 San Diego, CA 92104  
4 (619) 284-7073

MAR 27 3 34 PM '85

5 Attorney for plaintiff

6  
7 MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO,  
8 EL CAJON JUDICIAL DISTRICT

9 SPRING HILL ASSOCIATES, )  
10 plaintiff, )  
11 vs. )  
12 DONNA GENTILE, )  
13 defendant. )

CASE NO. B57497

DECLARATION PURSUANT  
TO CCP 585(4)

14 I, ALFRED ASSAD, JR., declare:

15 1. I am the authorized agent for SPING HILL ASSOCIATES,  
16 a partnership, plaintiff herein, which plaintiff is the owner of  
17 the premises located at Apartment #47, 4341 Spring Street, La  
18 Mesa, California (hereinafter "subject premises"). I have the  
19 authority to make this Declaration and, if called as a witness,  
20 I could testify competently to the following:

21 2. That on or about April 28, 1984, by written lease agree-  
22 ment, plaintiff leased the subject premises to defendant on a  
23 month-to-month tenancy. A true and correct copy of said lease  
24 is attached hereto as Exhibit "A" and incorporated herein by this  
25 reference.

26 3. That on March 2, 1985, plaintiff caused written notice to  
27 be served on defendant requiring defendant to either pay the rent  
28 due on the subject premises or to quit the subject premises within

1 three (3) days after service of said notice upon defendant. A true  
2 and correct copy of said notice, together with the proof of service  
3 thereof, is attached hereto as Exhibit "B" and incorporated herein  
4 by this reference.

5 4. Defendant was required to have complied with the terms  
6 of said notice by March 5, 1985. However, defendant did not pay  
7 the rent due as demanded nor did defendant vacate the subject  
8 premises within said 3-day period. Plaintiff has received no part  
9 of said rent from or on behalf of defendant.

10 5. Defendant remains in possession of the subject premises.

11 //

12 6. Paragraph 18 of the lease between the parties provides  
13 for the award of reasonable attorney's fees to the prevailing  
14 party in any legal action to enforce the terms of the lease.

15 7. The terms of the lease provide for a monthly rental rate  
16 of \$435.00 per month. Thereafter, on August 4, 1985, by oral  
17 agreement, plaintiff and defendant amended the lease between the  
18 parties to include the use of a carport by defendant in return  
19 for which defendant agreed to pay to plaintiff the additional  
20 sum of \$10.00 per month, thereby making defendant's total rental  
21 obligation per month to plaintiff the sum of \$445.00.

22 8. The reasonable rental value of the subject premises is  
23 the sum of \$14.83 per day.

24 9. There is now due, owing and unpaid from defendant to  
25 plaintiff the following:

26 \$74.15 Rent for the period 3/1/85 through 3/5/85;  
27 \$326.26 Damages for the period 3/6/85 through 3/27/85;

28 for a total amount due and owing of \$400.41 as of March 27, 1985.

Dated: March 27, 1985

  
ALFRED ASSAD, JR.

Three Day Notice to Pay Rent or Surrender Possession

TO: D. Yontillo  
4341 Spring Street # 47  
Yonkers California

Tenant \_\_\_\_\_ in possession

PLEASE TAKE NOTICE that rent has not been paid for the premises hereinafter described and now held and occupied by you, and that the sum of 400.00 dollars (\$ 400.00) is now due and unpaid, being the rent due from the 1st day of January, 1995, to the 14 day of April, 1995.

Exhibit "B"

You are hereby required to pay said rent to the undersigned within three (3) days from the service of this notice upon you, or to remove from and deliver the possession of said premises to the undersigned within said three (3) days, or the undersigned will institute legal proceedings against you to recover possession of said premises and to recover treble damages.

The premises herein referred to are described as 4341 Spring St # 47, California.

Dated 2/2/95

BY: [Signature]

DATE SERVED 2/2/95 SERVED ON [Signature] SERVED BY [Signature]  
DATE MAILED 2/2/95 MAILED BY [Signature] REMARKS \_\_\_\_\_

DECLARATION OF SERVICE OF NOTICE TO TENANT

1. The undersigned, declare that I served the checked notice to Tenant(s)

Notice to Pay Rent or Quit

Notice to Quit

by serving it on the following named parties in the manner checked and set forth below:

DONNA GENTILE

1. PERSONAL SERVICE

By delivering a copy of the Notice on \_\_\_\_\_ 19\_\_  
to each of the following personally:

2. CONSTRUCTIVE SERVICE

By service said Notice as authorized by C.C.P Section 1162 (2.3) on the following tenant:

DONNA GENTILE

as checked below:

a. By leaving a copy for each said tenant on \_\_\_\_\_ 19\_\_

with \_\_\_\_\_ a person of suitable age and discretion at the residence or usual place of business of the tenants, said tenants being absent therefrom, and mailing a copy to each said tenant by depositing said copies in the United States Mail, in a sealed envelope, with postage fully prepaid to the tenants at their place of residence at \_\_\_\_\_

California on \_\_\_\_\_ 19\_\_

b. By posting a copy for each said tenant on 3/2/85 19\_\_ in conspicuous place on the property therein described therebeing no person of suitable age or discretion to be found at any known place of residence or business of said tenants: and Mailing a copy to each said Tenant by depositing said copies in the United States Mail, in a sealed envelope with postage fully prepaid, addressed to the tenants at their place where the property is situated on

3/2/85 19\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Dated: 3/27/85

Lisa Rainey  
SIGNATURE

VERIFICATION

1  
2 STATE OF CALIFORNIA )  
3 COUNTY OF SAN DIEGO ) ss.

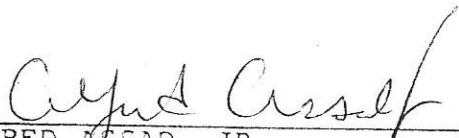
4 I, ALFRED ASSAD, JR., say:

5 I have read the foregoing COMPLAINT (UNLAWFUL DETAINER) and  
6 know the contents thereof; that the same is true of my own know-  
7 ledge, except as to those matters which are therein stated on the  
8 basis of information and belief, and, as to those matters, I  
9 believe them to be true.

10 I make this Verification because the facts set forth therein  
11 are within my knowledge and because I am more familiar with such  
12 facts than are the partners of SPRING HILL ASSOCIATES,  
13 plaintiff in the present action. I am authorized to make this  
14 Verification for and on behalf of said partnership.

15 I declare under penalty of perjury that the foregoing is  
16 true and correct and that this Verification is executed on

17 March 14, 1985 , at San Diego, California.

18  
19   
20 \_\_\_\_\_  
21 ALFRED ASSAD, JR.





**PROOF OF SERVICE — SUMMONS — Unlawful Detainer**  
*(Use separate proof of service for each person served)*

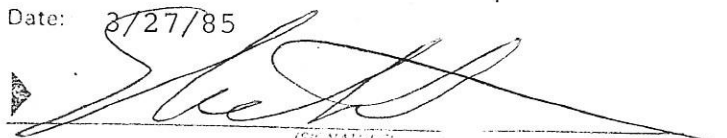
1. I served the
- a.  summons  complaint  amended summons  amended complaint  
 completed and blank Case Questionnaires  Other (specify):
- b. on defendant (name): DONNA GENTILE
- c. by serving  defendant  other (name and title or relationship to person served):
- d.  by delivery  at home  at business At Place of Detention:  
 (1) date: 3/18/85  
 (2) time: 4:30 PM  
 (3) address: Los Colinas Women's Detention Center, Santee, CA
- e.  by mailing  
 (1) date:  
 (2) place:
2. Manner of service (check proper box):
- a.  Personal service. By personally delivering copies. (CCP 415.10)
- b.  Substituted service on corporation, unincorporated association (including partnership), or public entity. By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left. (CCP 415.20(a))
- c.  Substituted service on natural person, minor, conservatee, or candidate. By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of the office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left. (CCP 415.20(b)) *(Attach separate declaration or affidavit stating acts relied on to establish reasonable diligence in first attempting personal service.)*
- d.  Mail and acknowledgment service. By mailing (by first-class mail or airmail, postage prepaid) copies to the person served, together with two copies of the form of notice and acknowledgment and a return envelope, postage prepaid, addressed to the sender. (CCP 415.30) *(Attach completed acknowledgment of receipt.)*
- e.  Certified or registered mail service. By mailing to an address outside California (by first-class mail, postage prepaid, requiring a return receipt) copies to the person served. (CCP 415.40) *(Attach signed return receipt or other evidence of actual delivery to the person served.)*
- f.  Other (specify code section):  
 additional page is attached.
3. The "Notice to the Person Served" (on the summons) was completed as follows (CCP 412.30, 415.10, and 474):
- a.  as an individual defendant.
- b.  as the person sued under the fictitious name of (specify):
- c.  on behalf of (specify):  
 under:  CCP 416.10 (corporation)  CCP 416.60 (minor)  other:  
 CCP 416.20 (defunct corporation)  CCP 416.70 (conservatee)  
 CCP 416.40 (association or partnership)  CCP 416.90 (individual)
- d.  by personal delivery on (date):
4. At the time of service I was at least 18 years of age and not a party to this action.
5. Fee for service: \$ 14.00
6. Person serving:
- a.  California sheriff, marshal, or constable.
- b.  Registered California process server.
- c.  Employee or independent contractor of a registered California process server.
- d.  Not a registered California process server.
- e.  Exempt from registration under Bus. & Prof. Code 22350(b).
- f. Name, address and telephone number and, if applicable, county of registration and number:  
 MICHAEL BARNES, Esq.  
 Suite A, 2800 El Cajon Blvd.  
 San Diego, CA 92104  
 (619) 284-7073

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

*(For California sheriff, marshal, or constable use only)*  
 I certify that the foregoing is true and correct.

Date: 3/27/85

Date:





LEASE AGREEMENT

FOR OFFICE USE ONLY

THIS LEASE is executed on the 28th day of April, 1984, between Spring Hill Apartments and Donna Gentile

referred to below as Lessor and Lessee, respectively, who agree as follows:

- 1. DESCRIPTION OF PREMISES: Lessor leases to Lessee on the provisions hereinafter set forth, that certain apartment in the City of La Mesa Calif., County of San Diego, State of California described as 4341 Spring St La Mesa California 92041, apartment 47, together with the inventory of furniture and appliances attached hereto.
2. TERM: This lease shall be for a N.A. commencing April 28 1984 term
3. RENT: Lessee agrees to pay rent to Lessor by check or money order only, at the office of the Lessors' manager or at such other place as may be designated, in installments as follows:
a. \$ 435.00 for the period April 28, 1984 through May 27, 1984
b. \$ 43.50 for the period May 28, 1984 through May 31, 1984 (second month prorated) payable on May 1, 1984
c. \$ 435.00 per month due and payable on the first day of each succeeding calendar month.
Base Rent \$ 435.00 per month
Refrigerator \$ per month
Furniture \$ per month
Dishwasher \$ per month
Carport \$ per month
Total rent \$ 435.00 per month

If the rent is not paid by the THIRD day of any calendar month, Lessee shall be required to pay Lessor a late charge of \$10.00

- 4. SECURITY DEPOSIT: Receipt is hereby acknowledged by Lessor of the additional sum of \$ 250.00 to be held by Lessor for the faithful performance by Lessee of this Lease, and for the cleaning and repairing of said premises after surrender by Lessee. The deposit shall be returned to Lessee within 14 days after Lessee vacates said premises, less the following:
a. all reasonable charges for cleaning said premises, including cleaning of carpeting, draperies, furniture and windows;
b. all reasonable charges for repairing said premises, including repairs to carpeting, draperies, furniture and windows;
c. any other amounts, including delinquent rent, due under this Lease or necessary to compensate Lessor for Lessee's breach of this Lease. In the event any of the deposit is so utilized by Lessor, Lessee shall immediately pay to Lessor a sum sufficient to bring the total sum to the original sum deposited. Lessee may not deduct the amount of the deposit from rent or other payments that may become due under this Lease and Lessor's right to regain possession of said premises for nonpayment of rent shall not be affected by the fact Lessor holds this deposit.
5. NOTICE OF REMOVAL: If this lease is for a month-to-month tenancy, Lessee shall give written notice to Lessor of his intention to vacate the premises at least thirty (30) days prior to said vacating. If this Lease is for a term certain, Lessee shall give Lessor written notice of his intention to vacate the premises at the end of the stated term at least thirty (30) days prior thereto.
6. USE OF PREMISES: Said premises shall be used solely by Lessee for residential purposes and shall be occupied only by 1 adults and 0 children.
7. WASTE, QUIET CONDUCT: Lessee shall not commit or suffer to be committed any waste upon said premises or any nuisance, or other act or thing which may disturb the quiet enjoyment of any other Lessee in the buildings in or near which said premises are located.
8. ALTERATIONS: Lessee shall not make any alterations in said premises without the prior written consent of Lessor.
9. REPAIRS: Lessee shall keep and maintain said premises and every part thereof, in good and sanitary condition. Lessee agrees to pay for any repairs of the premises due to Lessee's negligence, Lessee will immediately notify Lessor should any plumbing, electrical, mechanical, or other equipment or part of the premises become damaged, faulty or in disrepair.

Vertical lines for office use and a signature 'Exp. 7.7' on the right side.

Date Completed

10. **ACCEPTANCE AND SURRENDER OF PREMISES:** Lessee accepts said premises and furniture and appliances listed herein as is, and as being in good and sanitary condition and repair and agrees, at the termination of this Lease to peaceably surrender same to Lessor in a clean and satisfactory condition.
11. **UTILITIES:** Lessee shall pay for all gas and electricity consumed on said premises. Lessor agrees to pay for reasonable water which Lessee shall not use in a wasteful, unreasonable or hazardous manner or extent.
12. **RULES AND REGULATIONS:** Lessee agrees that he and those occupying said premises with him shall abide by all reasonable rules and regulations that Lessor may make from time to time for the protection, good order, safety or cleanliness of the premises, or for the general welfare of all of the Lessees thereof.
13. **PETS:** Lessee shall not keep pets or animals of any kind on said premises unless written consent of Lessor is obtained in advance.
14. **ENTRY BY LESSOR:** Lessor or its agents shall have the right to enter the demised premises only in the following cases:
  - a. In case of emergency.
  - b. To make necessary or agreed repairs, decorations, alterations, or improvements, supply necessary or agreed services, or exhibit the demised premises to prospective or actual purchasers, mortgagees, tenants, workmen, or contractors.
  - c. After Lessee has abandoned or surrendered the demised premises.
  - d. Pursuant to court order.

“Lessor shall at all times give Lessee reasonable notice of Lessor’s intent to enter the demised premises and shall enter the demised premises only during normal business hours, unless Lessee consents to entry at some other time. The foregoing shall not apply to entries on the demised premises by Lessor in case of an emergency, after Lessee has abandoned or surrendered the demised premises, or in cases where it is impracticable to comply therewith.”
15. **ASSIGNMENT OF SUBLETTING:** Lessee shall not assign this Lease or any interest therein, nor sublet said premises or any part thereof without the prior written consent of Lessor, and any attempted assignment, without written consent of the Lessor, shall be null and void.
16. **WAIVER:** Any waiver by Lessor of any provision of this Lease shall not be deemed a waiver of such provision or any subsequent breach of any provision, and the acceptance of rent thereunder shall not be deemed a waiver of any preceding breach by Lessee of any provision of this Lease.
17. **NON-LIABILITY OF OWNER FOR DAMAGE:** Lessee shall indemnify and hold Lessor and the property of Lessor, including said premises and the building, free and harmless from any and all liability, claims, loss, damages, or expenses, including counsel fees and costs, arising from the fault or the alleged fault of Lessee. Lessee agrees that this indemnification and hold harmless clause shall apply to, without limitation, (a) the death or injury of any person, including Lessee or any person who is an employee or agent of Lessee, or (b) damage to or destruction of any property, including property owned by Lessee or any person who is an employee or agent of Lessee, where such death, injury or damage is allegedly caused by some act or omission of Lessee whether negligent or intentional, on said premises or due to an act by a person on or about said premises as a guest, licensee, or invitee of Lessee.
18. **ATTORNEYS FEES AND CHARGES:** Should any litigation be commenced between the parties hereto concerning the demised premises, this lease or the right and duties of either in relation thereto, the prevailing party in such litigation shall be entitled, in addition to such other relief as may be granted, to a reasonable sum as for his attorney’s fees in such litigation, such amount to be included as part of the judgment.
19. **TERMINATION:** Lessor may terminate this Lease at the end of any monthly period upon giving written notice of its election to do so at least seven (7) days prior thereto, or at any time by giving thirty (30) days written notice.
20. **JOINT AND SEVERAL LIABILITY:** Each person executing this Lease as “Lessee” is jointly and severally liable hereunder, and is required to perform in full all obligations imposed on Lessee in this Lease.
21. By this reference, Lessee’s Rental Application, Furniture Inventory, Inspection Check List, House Rules (Guidelines) and Special Supplements are incorporated herein and made part of this lease agreement.

10  
 11  
 12  
 13  
 14  
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 16  
 17  
 18  
 19  
 20  
 21

Lessor: \_\_\_\_\_ Lessee: \_\_\_\_\_

By: \_\_\_\_\_

SHORT TITLE: SPRING HILL ASSOC. v. GENTILE	CASE NUMBER: B57497
---	------------------------

**DECLARATION OF MAILING (CCP 587)**

4. a.  On (date): 3/27/85, a copy of this Request to Enter Default was mailed first-class, postage prepaid, in a sealed envelope to each defendant's attorney of record, or if none, to each defendant at defendant's last known address, as follows (addresses):

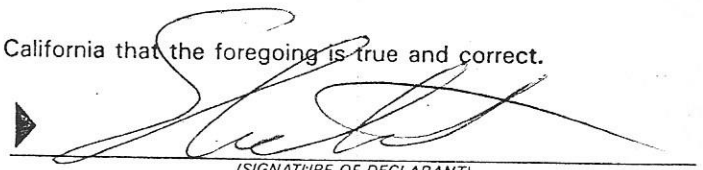
DONNA GENTILE  
#47, 4341 Spring St.  
La Mesa, CA 92041

DONNA GENTILE  
c/o Los Colinas Women's Det. Ctr.  
9000 Cottonwood Avenue  
Santee, CA

b.  The addresses of the following defendants and of their attorneys of record are unknown to plaintiff and his attorney (names):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
Date: 3/27/85

MICHAEL BARNES  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF DECLARANT)

**MEMORANDUM OF COSTS**

5. Costs and disbursements are as follows (CCP 1033½):

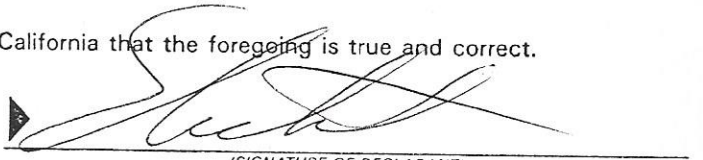
- a. Clerk's filing fees ..... \$ 48.00
- b. Process server's fees ..... \$ 14.00
- c. CCP 1039 supplemental costs \$
- d. Other (specify): ..... \$
- e. .... \$
- f. TOTAL ..... \$ 62.00

g.  Costs and disbursements are waived.

I am the attorney, agent or party who claims these costs. To the best of my knowledge and belief the foregoing items of cost are correct and have been necessarily incurred in this cause.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
Date: 3/27/85

MICHAEL BARNES  
(TYPE OR PRINT NAME)

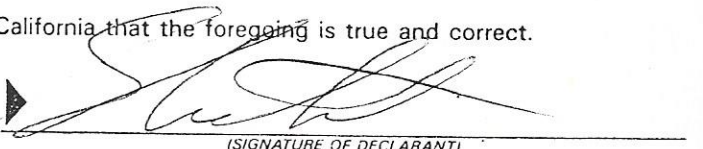
  
(SIGNATURE OF DECLARANT)

**DECLARATION OF NONMILITARY STATUS**

6. No defendant named above in item 1 is in the military service so as to be entitled to the benefits of the Soldiers' and Sailors' Civil Relief Act of 1940 except  
 none  the following (names):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
Date: 3/27/85

MICHAEL BARNES  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF DECLARANT)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): <b>MICHAEL BARNES, Esquire</b> Suite A 2800 El Cajon Blvd. San Diego, CA 92104	TELEPHONE NO.: <b>284-7073</b>	<b>FOR COURT USE ONLY</b>  <div style="text-align: right; font-size: small;">           FILED            MAR 27 3 33 PM '85         </div>
ATTORNEY FOR (Name): <b>plaintiff</b>		
NAME OF COURT: <b>MUNICIPAL COURT OF CALIFORNIA</b> STREET ADDRESS: <b>COUNTY OF SAN DIEGO</b> MAILING ADDRESS: <b>EL CAJON JUDICIAL DISTRICT</b> CITY AND ZIP CODE: <b>250 E. Main St., El Cajon, CA 92020</b> BRANCH NAME:		
PLAINTIFF: <b>SPRING HILL ASSOCIATES</b>  DEFENDANT: <b>DONNA GENTILE</b>		
<b>REQUEST TO ENTER DEFAULT</b>		CASE NUMBER:  <b>B57497</b>

1. TO THE CLERK Enter the default on the complaint or cross-complaint of defendant (names):

DONNA GENTILE

2. Check applicable items and apply credits below

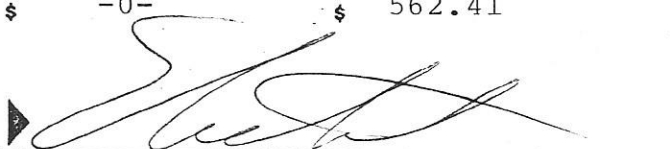
- a.  Enter default only
- b.  Enter clerk's judgment for restitution of the premises only and issue a writ of execution on the judgment (CCP 1169)
- c.  Enter clerk's judgment under CCP 585(a) (Complete declaration under CCP 585.5, below)

d.  I request a court judgment under CCP 585(b), (c), 989, etc. (Testimony required. Apply to clerk for hearing date, unless court will enter judgment on affidavit under CCP 585(d).)

e. Judgment to be entered	Amount	Credits Acknowledged	Balance
(1) Demand of complaint . . .	\$ 400.41	\$ -0-	\$ 400.41
(2) Attorney fees . . . . .	\$ 100.00	\$ -0-	\$ 100.00
(3) Interest . . . . .	\$	\$	\$
(4) Costs (see reverse) . . . .	\$ 62.00	\$ -0-	\$ 62.00
(5) TOTAL . . . . .	\$ 562.41	\$ -0-	\$ 562.41

Date: 3/27/85

..... **MICHAEL BARNES**  
 (TYPE OR PRINT NAME)

  
 (SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

**DECLARATION UNDER CCP 585.5**

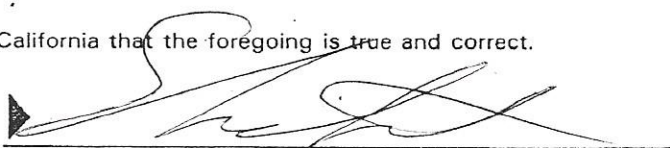
3. This action

- a.  is  is not on a contract or installment sale for goods or services subject to CC 1801, etc. (Unruh Act).
- b.  is  is not on a conditional sales contract subject to CC 2981, etc. (Rees-Levering Motor Vehicle Sales and Finance Act).
- c.  is  is not on an obligation for goods, services, loans, or extensions of credit subject to CCP 395(b).

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

Date: 3/27/85

..... **MICHAEL BARNES**  
 (TYPE OR PRINT NAME OF DECLARANT)

  
 (SIGNATURE OF DECLARANT)

(Continued on reverse)

<b>FOR COURT USE ONLY</b>	Default entered as requested on (date): <div style="text-align: right; font-size: small;"> <b>MAR 27 1985</b> </div> By <b>M. Greening, Deputy Clerk</b>	<input type="checkbox"/> Default NOT entered as requested. (State reason on reverse)
---------------------------	---	---

NAME AND ADDRESS OF ATTORNEY: MICHAEL BARNES, Esquire Suite A, 2800 El Cajon Blvd. San Diego, CA 92104	TELEPHONE NO.: 284-7073	For Court use only:
MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO EL CAJON JUDICIAL DISTRICT 250 E. Main St., El Cajon, CA. 92020		
PLAINTIFF: (ABBREVIATED) SPRING HILL ASSOCIATES		
DEFENDANT: (ABBREVIATED) DONNA GENTILE		
JUDGMENT BY DEFAULT BY COURT—UNLAWFUL DETAINER	CASE NUMBER B57497	

In this action the Defendant(s), DONNA GENTILE  
 having been regularly served with summons and copy of complaint, having failed to appear and answer  
 the complaint of Plaintiff(s) within the time allowed by law, and the default of said Defendant(s)  
 having been duly entered, upon application of Plaintiff(s) to the Court, and  
 after having heard the testimony and considered the evidence,  
 a declaration under CCP 585(4), in lieu of testimony, having been considered, the Court  
 ordered the following judgment:  
 That Plaintiff(s) do have and recover from Defendant(s) .....

DONNA GENTILE

the restitution and possession of those certain premises situated, lying and being in the City and County  
 of San Diego, State of California, and is described as follows,  
Apartment #47, 4341 Spring Street, La Mesa, California

And that the lease or agreement under which said property is held be, and the same is hereby  
 forfeited.

It is further ordered that plaintiff(s) recover from said Defendant(s) the sum of:

Damages	\$	430.07	.....
Attorney fees	\$	100.00	.....
Interest	\$	-0-	.....
Costs	\$	62.00	.....
Total	\$	492.07	.....

Done in open Court this date: MARCH 29, 1985

Entered in Judgment Book No. -0-

Page -0-

On MAR 29 1985

*Thomas R. Murphy*

Judge of Said Court  
FREDERICK W. LEAF  
 Court Admin. ....  
 CLERK OF COURT

K. Lusitana, Deputy Clerk

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):  
 Recording requested by and return to:  
**MICHAEL BARNES, Esquire** 284-7073  
 Suite A, 2800 El Cajon Blvd.  
 San Diego, CA 92104

TELEPHONE NO.:

FOR RECORDER'S USE ONLY

ATTORNEY FOR  JUDGMENT CREDITOR  ASSIGNEE OF RECORD

NAME OF COURT: MUNICIPAL COURT OF CALIFORNIA  
 STREET ADDRESS: COUNTY OF SAN DIEGO  
 MAILING ADDRESS: EL CAJON JUDICIAL DISTRICT  
 CITY AND ZIP CODE: 250 E. Main St., El Cajon, CA 92020  
 BRANCH NAME:

PLAINTIFF: SPRING HILL ASSOCIATES  
 DEFENDANT: DONNA GENTILE

WRIT OF  EXECUTION (MONEY JUDGMENT)  
 POSSESSION OF  Personal Property  
 Real Property  
 SALE

CASE NUMBER:  
 B57497

FOR COURT USE ONLY

-2

SAN DIEGO COUNTY CLERK'S OFFICE

APR 2 1985

1. To the Sheriff or any Marshal or Constable of the County of:  
 SAN DIEGO

You are directed to enforce the judgment described below with daily interest and your costs as provided by law.

2. To any registered process server: You are authorized to serve this writ only in accord with CCP 699.080 or 715.040.

3.  Judgment creditor  Assignee of record  
 (name): SPRING HILL ASSOCIATES

4. Judgment debtor (name and last known address):  
 DONNA GENTILE  
 #47, 4341 Spring St.  
 La Mesa, CA 92041

9.  Real or personal property to be delivered under a writ of possession or sold under a writ of sale as described on reverse.

10.  This writ is issued on a sister-state judgment.

11. Total judgment .....	\$	
12. Costs after judgment (per filed order or memo CCP 685.090) .	\$	
13. Subtotal (add 11 and 12) .....	\$	
14. Credits .....	\$	
15. Subtotal (subtract 14 from 13) .	\$	
16. Interest after judgment (per filed affidavit CCP 685.050) .....	\$	
17. Fee for issuance of writ .....	\$	
18. Total (add 15, 16, and 17) .....	\$	3.50
19. Levying officer: Add daily interest from date of writ (at the legal rate on 15) of .....	\$	

additional judgment debtors on reverse

5. Judgment entered on (date): 3/29/85

6.  Judgment renewed on (dates):

7. Notice of sale under this writ

- a.  has not been requested.
- b.  has been requested (see reverse).

8.  Joint debtor information on reverse.

[SEAL]

Issued on (date): APR 2 1985

Clerk, by K. Lusitana, Deputy  
 K. Lusitana, Deputy Clerk

NOTICE TO PERSON SERVED: SEE REVERSE FOR INFORMATION

(Continued on reverse)

Form #2



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):  
 Recording requested by and return to:  
**MICHAEL BARNES, Esquire**  
 Suite A, 2800 El Cajon Blvd.  
 San Diego, CA 92104

TELEPHONE NO. **284-7073**

FOR RECORDER'S USE ONLY

ATTORNEY FOR  JUDGMENT CREDITOR  ASSIGNEE OF RECORD

NAME OF COURT: **MUNICIPAL COURT OF CALIFORNIA**  
 COUNTY OF **SAN DIEGO**  
 STREET ADDRESS:  
 MAILING ADDRESS: **EL CAJON JUDICIAL DISTRICT**  
 CITY AND ZIP CODE: **250 E. Main St., El Cajon, CA 92020**  
 BRANCH NAME:

PLAINTIFF: **SPRING HILL ASSOCIATES**  
 DEFENDANT: **DONNA GENTILE**

CASE NUMBER:  
**B57497**

WRIT OF  EXECUTION (MONEY JUDGMENT)  
 POSSESSION OF  Personal Property  
 Real Property  
 SALE

FOR COURT USE ONLY

1. To the Sheriff or any Marshal or Constable of the County of:  
**SAN DIEGO**  
 You are directed to enforce the judgment described below with daily interest and your costs as provided by law.

2. To any registered process server: You are authorized to serve this writ only in accord with CCP 699.080 or 715.040.

3.  Judgment creditor  Assignee of record  
 (name): **SPRING HILL ASSOCIATES**

4. Judgment debtor (name and last known address):  
 **DONNA GENTILE**  
 **#47, 4341 Spring St.**  
 **La Mesa, CA 92041**

9.  Real or personal property to be delivered under a writ of possession or sold under a writ of sale is described on reverse.

10.  This writ is issued on a sister-state judgment.

additional judgment debtors on reverse

5. Judgment entered on (date): **3/29/85**

6.  Judgment renewed on (dates):

7. Notice of sale under this writ  
 a.  has not been requested.  
 b.  has been requested (see reverse).

8.  Joint debtor information on reverse.

11. Total judgment ..... \$ **for possession only.**  
 12. Costs after judgment (per filed order or memo CCP 685.090) . \$  
 13. Subtotal (add 11 and 12) ..... \$  
 14. Credits ..... \$  
 15. Subtotal (subtract 14 from 13) . \$  
 16. Interest after judgment (per filed affidavit CCP 685.050) ..... \$  
 17. Fee for issuance of writ ..... \$  
 18. Total (add 15, 16, and 17) .... \$  
 19. Levying officer: Add daily interest from date of writ (at the legal rate on 15) of ..... \$

20.  The amounts called for in items 11-19 are different for each debtor. These amounts are stated for each debtor on Attachment 20.

(SEAL)

Issued on (date): **APR 2 1985**

Clerk, by **R. L. ... Deputy Clerk**, Deputy

**SPRING HILL ASSOCIATES**

(Continued on reverse)

Form #12

Items continued from front:

4.  Additional judgment debtor (name and last known address):

Four empty rectangular boxes for providing debtor information.

7.  Notice of sale has been requested by (name and address):

Four empty rectangular boxes for providing notice of sale information.

8.  Joint debtor was declared bound by the judgment (CCP 989-994)

a. on (date):

a. on (date):

b. name and address of joint debtor:

b. name and address of joint debtor:

Four empty rectangular boxes for providing joint debtor information.

c.  additional costs against certain joint debtors (itemize):

9.  Judgment was entered for the following:

a.  Possession of personal property

If delivery cannot be had, then for the value (itemize in 9e) specified in the judgment or supplemental order.

b.  Possession of real property

c.  Sale of personal property

d.  Sale of real property

e. Description of property:

Apartment #47, 4341 Spring Street, La Mesa, California

— NOTICE TO PERSON SERVED —

Writ of execution or sale. Your rights and duties are indicated on the accompanying Notice of Levy.

Writ of possession of personal property. If the levying officer is not able to take custody of the property, the levying officer will make a demand upon you for the property. If custody is not obtained following demand, the judgment may be enforced as a money judgment for the value of the property specified in the judgment or in a supplemental order.

Writ of possession of real property. If the premises are not vacated within five days after the date of service on an occupant or, if service is by posting, within five days after service on you, the levying officer will place the judgment creditor in possession of the property. Personal property remaining on the premises will be sold or otherwise disposed of in accordance with CCP 1174 unless you or the owner of the property pays the judgment creditor the reasonable cost of storage and takes possession of the personal property not later than 15 days after the time the judgment creditor takes possession of the premises.

FILED  
MUNICIPAL COURT  
EL CAJON, CALIFORNIA

APR 15 5 25 PM '85

EL CAJON MUNICIPAL

EL CAJON  
250 E. MAIN ST  
EL CAJON CA 92020  
DEPARTMENT OF THE MARSHAL  
COUNTY OF SAN DIEGO  
WRIT OF POSSESSION RETURN

COURT: EL CAJON MUNICIPAL

CASE NO. 57497

SPRING HILL ASSOC.

VS GENTILE/DONNA

PLAINTIFF

DEFENDANT

I, THE UNDERSIGNED, MARSHAL OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA DO HEREBY CERTIFY THAT J. OYLER DID SERVE A COPY OF THE WRIT AND A 5 DAY NOTICE TO VACATE BY DELIVERY AT: 4341 SPRING ST/#47/LA MESA/CA.

ON 04-03-85 AT: 10:38 IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ON THE WITHIN NAMED INDIVIDUAL OR ENTITY DONNA GENTILE BY POSTING A COPY OF THE WRIT AND A 5 DAY NOTICE TO VACATE ON THE PREMISES IN A MANNER MOST LIKELY TO GIVE NOTICE TO THE PARTY TO BE SERVED AND MAILED A COPY OF THE WRIT TO THE DEFENDANT(S) AT THE ADDRESS SHOWN ON THE WRIT. ON 04-09-85 I PLACED THE CREDITOR(S) IN QUIET AND PEACEFUL POSSESSION OF THE PREMISES THEREIN DESCRIBED. I HEREBY RETURN SAID WRIT, FULLY SATISFIED AS TO CREDITOR(S) POSSESSION ONLY, WITH ACCRUED COSTS OF \$ 28.00

DATED: 04-15-85



MICHAEL SCOBBA, MARSHAL

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

FOR RECORDER'S USE ONLY

Recording requested by and return to:

MICHAEL BARNES, Esquire  
#A, 2800 El Cajon Blvd.  
San Diego, CA 92104

284-7073

ATTORNEY FOR  JUDGMENT CREDITOR  ASSIGNEE OF RECORD

NAME OF COURT: MUNICIPAL COURT OF CALIFORNIA  
STREET ADDRESS: COUNTY OF SAN DIEGO  
MAILING ADDRESS: EL CAJON JUDICIAL DISTRICT  
CITY AND ZIP CODE: 250 E. Main St., El Cajon, CA  
BRANCH NAME:

PLAINTIFF: SPRING HILL ASSOCIATES

DEFENDANT: DONNA GENTILE

CASE NUMBER.

ABSTRACT OF JUDGMENT

B57497

87187

FOR COURT USE ONLY

1.  Judgment creditor  Assignee of record applies for an abstract of judgment and represents the following:

a. Judgment debtor's Name and last known address

DONNA GENTILE  
#47, 4341 Spring St.  
La Mesa, CA 92041

b. Driver's license no. and state:

unknown.

c. Social Security number:

unknown.

d. Summons or notice of entry of sister state judgment was personally served or mailed to (address):

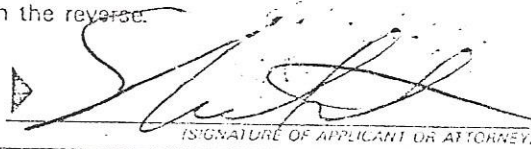
Los Colinas Detention Center, Santee, CA

Information regarding additional judgment debtors is shown on the reverse.

Date: 6-25-85

MICHAEL BARNES

(TYPE OR PRINT NAME)

  
SIGNATURE OF APPLICANT OR ATTORNEY

2. a.  I certify that the following is a true and correct abstract of the judgment entered in this action.

b.  A certified copy of the judgment is attached.

3. Judgment creditor (name and address):

SPRING HILL ASSOCIATES

6526 El Cajon Blvd., San Diego, CA 92115 \$ 492.07

4. Judgment debtor (full name as it appears in judgment):

DONNA GENTILE

5. a. Judgment entered (date): March 29, 1985

b. Renewal entered (date):

c. Renewal entered (date):

6. Total amount of judgment as entered or last renewed:

7.  An  execution  attachment lien is endorsed on the judgment as follows:

a. amount: \$

b. in favor of (name and address):

8. A stay of enforcement has

a.  not been ordered by the court.

b.  been ordered by the court effective until (date):

9.  This is an installment judgment.

This abstract issued on

(date):

JUL 2 1985

Clerk, by

U. Haron, Deputy Clerk

Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):  
 Recording requested by and return to:  
 MICHAEL BARNES, Esquire 284-7073  
 #A, 2800 El Cajon Blvd.  
 San Diego, CA 92104

TELEPHONE NO.: 284-7073

NAME OF COURT: MUNICIPAL COURT OF CALIFORNIA  
 STREET ADDRESS: COUNTY OF SAN DIEGO  
 MAILING ADDRESS: EL CAJON JUDICIAL DISTRICT  
 CITY AND ZIP CODE: 250 E. Main St., El Cajon, CA  
 BRANCH NAME:

PLAINTIFF: SPRING HILL ASSOCIATES  
 DEFENDANT: DONNA GENTILE

ABSTRACT OF JUDGMENT

FOR RECORDER'S USE ONLY  
 85-273252  
 RECORDED IN  
 OFFICIAL RECORDS  
 OF SAN DIEGO COUNTY, CA.  
 1985 JUL 31 AM 9:03  
 VERA L. LYLE  
 COUNTY RECORDER

CASE NUMBER  
 B57497

FOR COURT USE ONLY

RF	3.00
AR	1.00
TLR	4.00
MG	1.00
LF	3.50

1.  Judgment creditor  Assignee of record  
 applies for an abstract of judgment and represents the following:

a. Judgment debtor's  
 Name and last known address  
 DONNA GENTILE  
 #47, 4341 Spring St.  
 La Mesa, CA 92041

b. Driver's license no. and state:  unknown.  
 c. Social Security number:  unknown.  
 d. Summons or notice of entry of sister state judgment was personally served or  
 mailed to (address):  
 Los Colinas Detention Center, Santee, CA

Information regarding additional judgment debtors is shown on the reverse.  
 Date: 6-25-85  
 MICHAEL BARNES  
 (TYPE OR PRINT NAME)

*[Signature]*  
 SIGNATURE OF APPLICANT OR ATTORNEY

2. a.  I certify that the following is a true and correct abstract of the judgment entered in this action.  
 b.  A certified copy of the judgment is attached.

3. Judgment creditor (name and address):  
 SPRING HILL ASSOCIATES  
 6526 El Cajon Blvd., San Diego, CA 92115

4. Judgment debtor (full name as it appears in judgment):  
 DONNA GENTILE

5. a. Judgment entered (date): March 29, 1985  
 b. Renewal entered (date):  
 c. Renewal entered (date):

6. Total amount of judgment as entered or last renewed:  
 492.07

7.  An  execution  attachment lien is endorsed  
 on the judgment as follows:  
 a. amount: \$  
 b. in favor of (name and address):

8. A stay of enforcement has  
 a.  not been ordered by the court.  
 b.  been ordered by the court effective until (date):

9.  This is an installment judgment.

This abstract issued on  
 (date): JUL 8 1985  
 Clerk, by *[Signature]* Deputy

FEEL

OFFICIAL RECORDS, SAN DIEGO COUNTY, VERA L. LYLE, RECORDER

BAIL OR FINE RECEIPT  
OR SAN DIEGO MUNICIPAL COURT

J 19714

Date 02-21, 1984 Time Rec'd 12:38 AM/PM

Received TWO HUNDRED AND FORTY (40%) Dollars \$ 200<sup>00</sup>  
INCLUDING PENALTY ASSESSMENT IF APPLICABLE

For DEFENDANT GENTILE, DONNA Bkg. No. 84115969A

CASH  CHECK  M.O.

as FINE Imposed

as BAIL for appearance

CHARGES 647(e)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

in

SAN DIEGO MUNICIPAL COURT  
220 West Broadway, San Diego, CA.

- MISDEMEANOR DEPT., ROOM 1008
- FELONY DEPT., ROOM 2016
- PRESIDING DEPT., ROOM 2013
- SETTING & MOTION DEPT., ROOM 1007
- CHILD SUPPORT DEPT., ROOM 2023
- DEPARTMENT # \_\_\_\_\_

TRAFFIC COURT "A" DEPT.  
8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA.

CASE NO. \_\_\_\_\_

MARCH 2, 1984 at 12:30 PM.  
(DATE AND TIME OF APPEARANCE IN COURT INDICATED ABOVE)

RECEIVED FROM: GENTILE, DONNA PHONE: 871-6973

ADDRESS (Bail cases only) 10449 BROOKHURST AVE S.D. 92126

I agree that any or all of the bail deposited herein by me may be used in the payment of any fine imposed on the defendant and the balance, if any, returned to me.

BAIL REFUND:  
For information contact Clerk of the Court. 90 days should be allowed for refund to be processed.

Received by DROSE #1244

DATE \_\_\_\_\_ SIGNATURE OF DEPOSITOR \_\_\_\_\_

CITY OF SAN DIEGO

MC-84802

DATE 2-29-84	TIME 2330	DAY OF WEEK TUE
NAME (FIRST, MIDDLE, LAST) PENNA MAZIE GENTILE		
RESIDENCE ADDRESS 10449 BROOKHILLS		CITY SD
BUSINESS ADDRESS		ZIP 92126

DRIVER'S LICENSE C1619781	STATE CA	PHONE NO. 271-2971
SEX M	RACE W	HAIR BLK
EYES BRN	HEIGHT 56	WEIGHT 140
AGE 21	BIRTHPLACE PHIL. PENN.	
EMPLOYED BY None		OCCUPATION
VEHICLE LICENSE NO. 13D		STATE
YEAR	MAKE	MODEL
SOCIAL SECURITY NO. 20-50-8137		MILITARY <input type="checkbox"/>
BODY STYLE		COLOR

OFFENSE(S) 4773 PC	CODE	SECTION	DESCRIPTION SOLICITING
FOL. IN ACT OF PROSTITUTION			

LOCATION OF OFFENSE(S) 4400 E. Grand Blvd	BEAT 315
--	-------------

EVIDENCE IMPOUNDED BY <input type="checkbox"/> VICTIM <input type="checkbox"/> POLICE	DESCRIPTION
--	-------------

CITIZEN'S ARREST

OFFENSES NOT COMMITTED IN MY PRESENCE. CERTIFIED ON INFORMATION AND BELIEF. I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT. EXECUTED ON THE DATE SHOWN ABOVE AT SAN DIEGO, CALIF.

ISSUING OFFICER TRILBY BADGE NO. 2971 DIVISION 826

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

X SIGNATURE [Signature]

NOTICE TO APPEAR

YOU ARE NOTIFIED TO APPEAR BEFORE THE MUNICIPAL COURT JUDGE IN THE:

TRAFFIC,  MISDEMEANOR ARRAIGNMENT DEPT.

8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA.

220 W. BROADWAY, SAN DIEGO, CA.

500 3RD AVE., CHULA VISTA, CA.

TIME	MONTH	DAY	YEAR
83	4	3	84

FORM P D-147 APPROVED BY THE JUDICIAL COUNCIL OF CALIF. REV. 3/81 PC 853.9

DAY-OFF SIN VACATION ---

3/29 alg

M 4/7/109

SAN DIEGO REGIONAL

ARREST/JUVENILE CONTACT REPORT

rh

REPORT	<input checked="" type="checkbox"/> ARREST REPORT	AGENCY NUMBER 4-12618			
	<input type="checkbox"/> JUVENILE CONTACT	WARRANT <input type="checkbox"/> LOCAL <input type="checkbox"/> OUT	AGENCY SDPD	ARJIS ASSISTED? <input checked="" type="checkbox"/>	PAGE 1 OF 3
	<input type="checkbox"/> NOTIFY WARRANT	ARREST DATE 03 / 24 / 84	TIME 2215	BEAT/DISTRICT 315	RELATED REPORTS (TYPE, NUMBER) 153
		SDSO BOOKING NUMBER E 38753		CITATION NUMBER	

ARRESTEE - CRIME	CHARGE(S) 647(b) P.C. (Soliciting Prostitution) <i>W/ 4 P.S.</i>		ADDN'L. CHGS. <input type="checkbox"/>	ADULT RELEASES OR <input type="checkbox"/> 849PC B1 <input type="checkbox"/> B2 <input type="checkbox"/>
	PERSON ARRESTED (L.F.M) GENTILE, Donna Marie	NICKNAME	RACE SEX AGE D.O.B. W F 21 08 / 22 / 62	P.O.B. HT. WT. BUILD HAIR EYES 5-6 140 med brn grn
	ALIAS/MAIDEN NAME (L.F.M)	ARRESTEE'S ADDRESS 4495 30th Street San Diego		CITY HOME PHONE none
	MILITARY YES <input type="checkbox"/>	OCCUPATION/RATE security guard	EMPLOYER/SCHOOL ADDRESS	CITY BUS. PHONE
	EMERGENCY CONTACT/NEXT OF KIN (L.F.M)		ADDRESS	CITY HOME PHONE
	IS SUBJECT A SUSPECTED USER OF NARCOTICS/DRUGS? YES <input type="checkbox"/>	INTERPRETER REQUIRED? YES <input type="checkbox"/>	UNDOCUMENTED PERSON? YES <input type="checkbox"/>	SUSPECT'S RELATIVE ACQUAINTANCE STRANGER TO VICTIM(S): <input type="checkbox"/>
	LOCATION OF ARREST 6500 El Cajon Boulevard San Diego		LOCATION OF OFFENSE Rolando & El Cajon Blvd San Diego	
	CITIZEN ARREST? YES <input type="checkbox"/>	ARRESTING OFFICER A. ROSENBLUM	I.D. #9945	ADMONISHED BY
	DO YOU UNDERSTAND EACH OF THESE RIGHTS THAT I HAVE EXPLAINED TO YOU?			STATEMENT YES <input type="checkbox"/>

ARRESTEE DESCRIPTION	HAIR LENGTH/TYPE	HAIR STYLE	FACIAL HAIR	COMPLEXION	SPEECH	VOICE	DRIVER'S LICENSE NO. STATE C1619781 CA
	1 BALD	1 AFRO/NAT.	1 CLEAN SHAVE	1 ACNE	1 ACCENT	1 DISGUISED	SOCIAL SECURITY NO. 210-50-8937
	2 COLLAR	2 BRAIDED	2 FULL BEARD	2 DARK	2 LISPS	2 HIGH PITCH	FBI NO.
	3 LONG	3 BUSHY	3 FU MANCHU	3 FRECKLED	3 MUMBLES	3 LOUD	CII NO.
	4 NECK	4 GREASY	4 GOATEE	4 LIGHT	4 OFFENSIVE	4 LOW PITCH	OTHER I.D. TYPE
	5 SHORT	5 MILITARY	5 LOWER LIP	5 MEDIUM	5 QUIET	5 MEDIUM	
	6 SHOULDER	6 PONYTAIL	6 MUSTACHE	6 PALE	6 RAPID	6 MONOTONE	
	1 COARSE	7 PROCESSED	7 NONE/FUZZ	7 POKED	7 SLOW	7 NASAL	
	2 FINE	8 STRAIGHT	8 SIDEBURNS	8 RUDDY	8 STUTTERS	8 PLEASANT	
	3 THICK	9 WAVY/CURLY	9 UNSHAVEN	9 SALLOW	9 TALKATIVE	9 RASPY	
4 THINNING	10 WIG	10 VAN DYKE	10 TANNED	10 OTHER:	10 SOFT		
5 WIRY	11 OTHER:	11 OTHER:	11 OTHER:		11 OTHER:		
6 OTHER:							

FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, ETC.)

CLOTHING DESCRIPTION  
blk windbreak, blk & wht striped pants

SUSPECT YEAR	MAKE	MODEL	COLOR/COLOR	BODY TYPE	LICENSE NO.	STATE
VEHICLE:						
ADDITIONAL VEHICLE IDENTIFIERS (CHROME, DAMAGE, ETC.)			VIN NUMBER	DISPOSITION OF VEHICLE		
REGISTERED OWNER (L.F.M)			ADDRESS	CITY		

EVID.	PROPERTY TAG NOS.	DISPOSITION OF EVIDENCE				
	#1 NAME (L.F.M)	ADDRESS	CITY	PHONE	RACE SEX AGE D.O.B.	ARRESTED? YES <input type="checkbox"/>
COMPAN'S.	#2 NAME (L.F.M)	ADDRESS	CITY	PHONE	RACE SEX AGE D.O.B.	ARRESTED? YES <input type="checkbox"/>
	V/W NAME (L.F.M)	RES. ADDRESS	CITY	HOME PHONE		
VIC./WIT.	R/P/D/C	BUS. ADDRESS	CITY	BUS. PHONE	RACE SEX D.O.B.	ADDN'L. YES VIC./WIT. <input type="checkbox"/>
	ADM. REPORTING OFFICER A. ROSENBLUM	I.D. 9945	DIVISION Vice	REPORT DATE 03 / 25 / 84	TIME 0030	REPORT APPROVED GIAQUINTO



SAN DIEGO POLICE DEPARTMENT  
INVESTIGATOR'S REPORT

DATE (occurr.): 3/24/84  
TIME (occurr.): 2210 hours  
LOCATION: Rolando & El Cajon Boulevard  
SUBJECT: Arrest of GENTILE

Page 3

OFFICER'S STATEMENT:

On the above date and time, I was temporarily assigned to the Vice Unit as an undercover operator. I was dressed in casual clothes and driving an unmarked police vehicle. I have worked in this capacity on prior occasions and have been trained by other vice officers in the terminology and practice of prostitutes. I have made five arrests in this capacity and have assisted in arrests and transports of prostitutes on many numerous occasions.

On 3/24/84, I was briefed again on the practices and terminology of prostitutes and their customers, commonly called johns and tricks. I was assigned to work the El Cajon Boulevard area.

I was driving east on El Cajon Boulevard. I saw two girls on the southwest corner of Aragon and El Cajon Boulevard. I drove by two blocks, advised my cover units by radio of my location and made a U-turn. I drove one block west of Aragon going west on El Cajon Boulevard. I made another U-turn and stopped at Aragon and El Cajon. GENTILE came over to the passenger door and got into my car. The following conversation then took place:

O - Officer                      S - Suspect

S - What do you want to do?

O - I don't care, I just want to have some fun.

S - Do you want some head? (Common street term meaning oral copulation)

O - Yeah, that sounds good.

S - How much do you want to spend? W

O - You tell me.

S - (Holding up four fingers) How about forty? W

O - Hell, that's more than I expected. (Suspect held up one finger.) I don't know, they're too many cars around here and isn't worth the risk. Let's forget it.

I then let the suspect out of my vehicle at Rolando and El Cajon. I then advised my cover officers by radio to arrest GENTILE. The officers made contact with GENTILE at Aragon and El Cajon, and placed her under arrest for 647(b) P.C. (Soliciting Prostitution). She was then transported to Las Colinas.

Reporting Officer A. ROSENBLOOM I.D. # 9945 Division Vice  
Approved By GIAQUINTO 1342 Date of this report 3/25/84 Time 0030

Municipal Court of California, County of San Diego  
San Diego Judicial District

BKG #84-126118

8-22-62 Rosenbloom #945 SDFD

The People of the State of California

Plaintiff,  
COURT OF SAN DIEGO  
JUDICIAL DISTRICT

No. M-171109

Complaint - Criminal

DONNA MARIE GENTILE

Defendant

E 38753

The undersigned, certifying upon information and belief, complains

That on or about March 24, 1984 in the City of San Diego, County of San Diego, State of California, the crime of violation of subdivision (b) of Section 647 of the Penal Code of the State of California, disorderly conduct, a misdemeanor, was committed by said defendant, in that she was a principal who did solicit or engage in an act of prostitution.

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: # M373919 June 2, 1981

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit; # M373944 June 2, 1981

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: # M384711 July 23, 1981

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: # M391949 Jan. 28, 1982

Sworn to and filed under penalty of perjury this 3rd day of April, 1984

APR 03 1984

Dated at San Diego, California

*[Handwritten Signature]*  
(COMPLAINANT)

OPTIONAL DISCRET

No. ....

The People of the State of California

Attorney for Defendant

*f 84 Bail posted 10% \$400. Cash*  
PROCEEDINGS

*Bkg # 84 126 18 A*  
*F 19220 by 228*  
*4495 30*  
*S D Ca.*

APR 10 1984

COMPLAINT FILED

Set for appearance 4-10-84 @ 12:30

APR 03 1984

Defendant not appearing

MAY 7 1984

DEFENDANT  
NOT APPEARING, 855.7 PC/1320a PC CHARGED  
WARRANT OF ARREST ORDERED  
BAIL \$ 4050 -

*filed*

*T gfc*

- PURSUANT TO SEC. 1269d PC  
10% OF BAIL IS NOT TO BE ACCEPTED
- CASH BAIL MAY BE FORFEITED
- MANDATORY APPEARANCE

PATRICIA D. BENKE

*10/2/84*

JUN 4 1984

Warrant of arrest issued.

E. MAC AMOS, JR.

*gfc*

*2-30-84*

Warrant returned unserved

*84-153201A*  
*Slg # 84-1530437 - by*

served by *SDSC*

*Wilson Bail Bonds*  
*Stallman*

Bail Deposited *10500-BD*

Set for appearance *7-18-84 @ 12:30*

JUL -2 1984

*w/A recalled*

*sd*

Municipal Court of California, County of San Diego

San Diego Judicial District

BKG #84-126118

8-22-62 Rosenbloom #9945 SDPD rh

The People of the State of California  
Plaintiff,

vs.

DONNA MARIE GENTILE

Defendant

No. M-.....

Complaint - Criminal

The undersigned, certifying upon information and belief, complains

That on or about March 24, 1984 in the City of San Diego, County of San Diego, State of California, the crime of violation of subdivision (b) of Section 647 of the Penal Code of the State of California, disorderly conduct, a misdemeanor, was committed by said defendant, in that she was a principal who did solicit or engage in an act of prostitution.

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: # M373919 June 2, 1981

3 KM Prison

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: # M373944 June 2, 1981

4 SD Prison

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: # M384711 July 23, 1981

2 SD Prison

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code to-wit: # M391949 Jan. 28, 1982

5 Still on Prob

COP 1/24 8/81

I declare under penalty of perjury that the foregoing is true and correct.

APR 03 1984

Subscribed and sworn to before me at San Diego, California, this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

(Notary Public)

MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO  
San Diego Judicial District

The People of the State of California  
Plaintiff,  
vs  
Dennis M. Burtel  
Defendant.

NOTICE OF APPEARANCE

Case No. M469002

Control Date \_\_\_\_\_

YOU ARE HEREBY NOTIFIED TO APPEAR ON 4-2-84 AT 9:00 A.M. FOR:

- Preliminary Hearing
- Trial
- Continuance
- In TRAFFIC ARRAIGNMENT DEPARTMENT "A", 8950 Clairemont Mesa Blvd., San Diego, California 92123
- In TRAFFIC ARRAIGNMENT DEPARTMENT "B", 8950 Clairemont Mesa Blvd., San Diego, California 92123
- In MISDEMEANOR ARRAIGNMENT DEPARTMENT, Room 1008 County Courthouse, 220 W. Broadway, San Diego, California 92101
- In FELONY ARRAIGNMENT DEPARTMENT, Room 2016 County Courthouse, 220 W. Broadway, San Diego, California 92101
- In PRESIDING DEPARTMENT, Room 2013 County Courthouse, 220 W. Broadway, San Diego, California 92101
- In TRIAL SETTING DEPARTMENT, Room 1007 County Courthouse, 220 W. Broadway, San Diego, California 92101
- Pretrial Conference
- Sentencing
- Other

FAILURE TO COMPLY WITH THE TERMS OF THIS NOTIFICATION WILL NECESSITATE THE ISSUANCE OF A WARRANT FOR YOUR ARREST ON THIS CHARGE.

MAKE ALL REMITTANCES PAYABLE TO: MUNICIPAL COURT

IMPORTANT: YOU MUST BE PREPARED TO IMMEDIATELY PAY ANY FINE IMPOSED.

CLERK OF COURT

By William R. Fisher Deputy

Date 4-2-84

Municipal Court of California, County of San Diego

San Diego Judicial District

The People of the State of California vs. Donna M. Gentile

CRIMINAL DOCKET - PAGE 3

No. M 469764

JUL 2 1984

JULIE E. SAAKE, DCA

For the People DDA/DCA  
For the Defendant: In Propria Persona Douglas Holbrook (R)  
Defendant not present

Motion by Counsel for defendant  
for To exonerate Bail Bond  
The People: Object Concur Take No position   
Motion granted  Denied

Declaration of non-Collection in  
support of motion to Exonerate Bond  
filed  
Bond

Bail is exonerated

Defendant waives time to plead, Defendant pleads not guilty

County of San Diego  
San Diego Judicial District

08-22-62

FILED TO APP ON 04-03-84 8:30

The People of the State of California

Plaintiff,

vs.

DONNA MARIE GENTILE

Defendant

No. M-469764

Complaint - Criminal

E 36762

The undersigned, certifying upon information and belief, complains

That on or about February 29, 1984 in the City of San Diego, County of San Diego, State of California, the crime of violation of subdivision (b) of Section 647 of the Penal Code of the State of California, disorderly conduct, a misdemeanor, was committed by said defendant, in that she was a principal who did solicit or engage in an act of prostitution.

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 6-7-81 M373944

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 6-2-81 M373919

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 7-23-81 M384711

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 1-28-82 M395226

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 12-8-81 M391949

I certify under penalty of perjury that the foregoing is true and correct.

Dated March 12, 1984 at San Diego, California.

*P. W. D. [Signature]*

(COMPLAINANT)

CRIMINAL DOCKET

No.

The People of the State of California vs.

Attorney for Defendant

PROCEEDINGS

MAR 13 1984 COMPLAINT FILED

Municipal Court of California, County of San Diego  
San Diego Judicial District

The People of the State of California  
Plaintiff,

No. M- 46976-1

vs.

Complaint - Criminal  
(General)

Donna Marie Gentile

Defendant

The undersigned, certifying upon information and belief, complains

That on or about 4-3-84 in the City of San Diego, County of San Diego, State of California, the defendant, having been charged with the commission of a misdemeanor, to-wit: and having been released on his own recognizance, or on an appearance bond per Section 1269(d) of the Penal Code, and who in order to evade the process of the court, did willfully and unlawfully fail to appear as agreed, in violation of Penal Code Section 1320(a).

I certify under penalty of perjury that the foregoing is true and correct.

Dated 5-7-84 at San Diego, California. *[Signature]*  
(COMPLAINANT)

and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 7-23-81 M384711

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 1-28-82 M395226

PRIOR CONVICTION: and the complainant further alleges that said defendant was in the Municipal Court of the San Diego Judicial District, County of San Diego, State of California, previously convicted of the offense of Section 647(b) of the Penal Code, to-wit: 12-8-81 M391949

I certify under penalty of perjury that the foregoing is true and correct.

Dated March 12, 1984 at San Diego, California. *P.W. Dike*  
(COMPLAINANT)

CRIMINAL DOCKET

No. ....

The People of the State of California vs.

Attorney for Defendant

PROCEEDINGS

MAR 13 1984 COMPLAINT FILED

CA-21 (9-78)

OVER