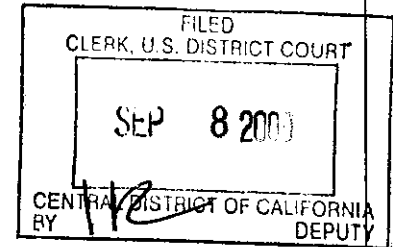


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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PETER GUZMAN AND MARIA
CARBAJAL,

Plaintiffs,

v.

UNITED STATES OF AMERICA;
JAMES T. HAYES, Field Office Director,
U.S. Immigration and Customs
Enforcement; PILAR GARCIA, Agent,
U.S. Immigration and Customs
Enforcement; COUNTY OF LOS
ANGELES; LEROY BACA, Sheriff of the
County of Los Angeles; TIMOTHY
CORNELL, Captain of Los Angeles
County Inmate Reception Center;
SANDRA FIGUERAS, Custodial
Assistant, Los Angeles County Sheriff's
Department; DOE ICE AGENTS 1-10; and
DOE LASD OFFICERS 1-10,

Defendants.

Case No. CV08-01327 GHK (SSx)

Honorable George H. King

~~[PROPOSED]~~ **SECOND
AMENDED COMPLAINT FOR
VIOLATION OF THE FIRST,
FOURTH, FIFTH, AND
FOURTEENTH AMENDMENTS
TO THE UNITED STATES
CONSTITUTION (BIVENS; 42
U.S.C. § 1983); FALSE
IMPRISONMENT;
NEGLIGENCE; AND
INTENTIONAL INFLECTION OF
EMOTIONAL DISTRESS**

[JURY TRIAL DEMANDED]

Action Filed: February 27, 2008

Trial Date: TBD

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JURISDICTION AND VENUE

1
2 1. This civil rights action for declaratory and injunctive relief and
3 compensatory and punitive damages is brought pursuant to, *inter alia*, the First,
4 Fourth, Fifth and Fourteenth Amendments to the United States Constitution, 42
5 U.S.C. § 1983, the Federal Tort Claims Act ("FTCA"), 28 U.S.C. §§ 2671, *et seq.*,
6 and law for relief from the commission of tortious acts. This Court has jurisdiction
7 over the federal claims pursuant to the constitutional provisions enumerated and
8 28 U.S.C. §§ 1331 and 1343(a)(3) and (4), as the claims are brought to redress
9 deprivations of rights, privileges, and immunities secured by the United States
10 Constitution and by law. Jurisdiction is also proper pursuant to the Declaratory
11 Judgment Act, 28 U.S.C. §§ 2201(a) and 2202. This Court has jurisdiction over the
12 supplemental state claims pursuant to 28 U.S.C. § 1367.

13 2. Venue is proper in the Central District of California, under 28 U.S.C.
14 § 1391(b), in that Defendants are located in this state and district, and a substantial
15 part of the acts and/or omissions giving rise to Plaintiffs' claims occurred in this
16 district.

INTRODUCTION

17
18 3. The government – whether it be federal or local – lacks the authority to
19 deport a United States citizen. Citizenship is the constitutional birthright of every
20 individual born within our national borders, and the first obligation of government
21 is to preserve the liberty and security of citizens to remain within their homeland.

22 4. On May 11, 2007, immigration officials and agents of the Los Angeles
23 District of the United States Immigration and Customs Enforcement ("ICE")
24 Division, under the United States Department of Homeland Security ("DHS"),
25 acting in concert with officials of the Los Angeles County Sheriff's Department
26 ("LASD"), unlawfully deported Peter Guzman to Tijuana, Mexico. The illegal
27 deportation of Mr. Guzman was the direct and foreseeable consequence of official
28 policies, patterns, practices, and customs that manifest, at best, intentional

1 discrimination based on race and ethnicity and a failure to recognize basic
2 principles of due process, and, in reality, a reckless disregard for human life and
3 liberty as well.

4 5. Mr. Guzman is a 30 year-old United States citizen, born and raised in
5 Los Angeles County. He has never made his residence anywhere outside of Los
6 Angeles County. Mr. Guzman is cognitively impaired and suffers from a mental
7 illness. He is unable to read at more than a second-grade level and is unable to
8 commit to memory basic information, like his home telephone number.
9 Mr. Guzman lives under the care and supervision of his mother, Plaintiff Maria
10 Carbajal.

11 6. On or about May 11, 2007, Mr. Guzman was loaded on a bus by ICE
12 agents and forced to disembark in Tijuana, Mexico, with only the clothes he was
13 wearing and a few dollars in his pocket – not enough to purchase food or shelter.

14 7. Prior to his unlawful deportation, Mr. Guzman had only visited
15 Mexico on a couple of brief trips with his mother when he was a child. He was
16 unfamiliar with Tijuana and had no personal relationship with any residents of
17 Tijuana.

18 8. As a direct and foreseeable consequence of the illegal deportation,
19 Mr. Guzman spent nearly three months wandering on foot, lost in Mexico. He ate
20 out of garbage cans, bathed in rivers, and slept outside without adequate shelter.
21 That Mr. Guzman survived is a result only of his spirit and will to live, and fortuity.
22 He suffered and continues to suffer grievous physical and psychological injury.

23 9. Ms. Carbajal learned that her son had been illegally deported to
24 Tijuana on or about May 11, 2007. For nearly three months thereafter,
25 Ms. Carbajal spent most of her days in Tijuana and neighboring cities desperately
26 searching for her lost son. Ms. Carbajal lived in constant fear for Mr. Guzman's
27 life. This tragic experience has caused and continues to cause her excruciating
28 emotional and psychological suffering.

1 10. The circumstances under which Mr. Guzman was illegally deported
2 arose from a January 25, 2005 Memorandum of Understanding (“MOU”) between
3 DHS and the Los Angeles County Board of Supervisors. The MOU created a pilot
4 project through which LASD personnel – described as “custody assistants” – were
5 empowered to engage in certain federal immigration enforcement duties.
6 Specifically, LASD custody assistants interviewed and processed inmates confined
7 within the Los Angeles County jail system that LASD presumed or suspected of
8 being unlawfully present in the United States to determine the inmates’
9 immigration status and whether, in their judgment, the inmates were deportable.
10 Custody assistants received only brief and inadequate training by ICE. Pursuant to
11 the MOU, custody assistants were granted federal authority to refer undocumented
12 inmates to ICE for deportation.

13 11. ICE and/or LASD failed to undertake prudent efforts to train,
14 supervise, or otherwise reasonably ensure that the custodial assistants interviewing
15 and processing inmates were adequately trained and knowledgeable as to the
16 complexities of immigration law so as to handle the usual and recurring situations
17 with which they must deal. Specifically, ICE failed to ensure that custodial
18 assistants understood how to ascertain and verify U.S. citizenship status. In
19 addition, ICE agents and/or LASD officers failed to exercise reasonable or lawful
20 efforts to ensure that processing of inmates as to immigration status occurred absent
21 coercion or reliance upon invidious racial and ethnic biases and stereotypes. ICE
22 and/or LASD were deliberately indifferent to the obvious consequences of their
23 failure to provide adequate training. ICE and/or LASD also failed to develop
24 adequate policies and procedures to ensure that those who are mentally ill or
25 cognitively impaired are adequately protected, and that any waiver of rights made
26 by these individuals is knowing, intelligent, and voluntary.

27 12. ICE agents, acting in concert with LASD officers and personnel,
28 illegally deported Mr. Guzman, notwithstanding the fact that law enforcement

1 records to which LASD and ICE had ready access during Mr. Guzman's detention
2 and interrogation correctly stated that Mr. Guzman was born in California and
3 contained his valid California drivers license number. In addition, LASD medical
4 records for Mr. Guzman, to which LASD and ICE had reasonable access, showed
5 that Mr. Guzman was not capable of exercising a voluntary, knowing, and
6 intelligent waiver of his rights. ICE and LASD personnel ignored these records
7 and/or did not undertake reasonable and diligent efforts to review them and
8 appreciate their meaning.

9 13. Throughout the three-month ordeal in which Mr. Guzman was lost and
10 missing in Mexico, DHS officials and agents, including ICE agents, failed to
11 undertake reasonable and diligent efforts to mitigate the harm resulting from the
12 illegal deportation. Despite being notified that they had deported a U.S. citizen,
13 Defendants acted with reckless disregard to the physical and/or emotional distress
14 of Mr. Guzman and Ms. Carbajal. Federal officers and agents failed to make an
15 ongoing, good faith attempt to locate Mr. Guzman.

16 PARTIES

17 I. PLAINTIFFS

18 14. Plaintiff Peter Guzman is a native born United States citizen. While
19 his birth certificate lists his name as "Pedro Guzman," Mr. Guzman uses the name
20 "Peter" in his daily life. Mr. Guzman was born in Los Angeles, California, and
21 resided in Lancaster, California both before and after he was illegally deported.
22 Mr. Guzman was illegally deported to Mexico in May 2007 and was missing for
23 over 85 days. He was detained by U.S. border patrol officers as he attempted to
24 cross the border near Calexico in early August 2007. On or about August 7, 2007,
25 Mr. Guzman was returned to the custody of his family, only after efforts by his
26 family and counsel to secure his release from LASD custody. He now resides with
27 his mother, Maria Carbajal, in Lancaster, California.
28

1 15. Plaintiff Maria Carbajal is a lawful permanent resident alien who
2 resides in Lancaster, California. Ms. Carbajal is Peter Guzman's mother.

3 **II. DEFENDANTS**

4 16. Defendant United States of America is sued under the Federal Tort
5 Claims Act for the acts of its employees and agencies. The United States is
6 implicated by and through the actions, policies, patterns, practices, and customs of
7 DHS and/or ICE and its policy-makers, agents, and officers.

8 17. Defendant James T. Hayes, Jr. at all times mentioned herein was the
9 Field Office Director for the Los Angeles District of ICE. In that capacity, he was
10 responsible for the enforcement of the immigration laws within this district.
11 Following the filing of Plaintiffs' Complaint in February 2008, Defendant Hayes
12 was promoted to Acting Director of ICE's Office of Detention and Removal. He is
13 sued in his individual capacity.

14 18. Defendant Pilar Garcia is, and at all times mentioned herein was, an
15 Immigration Enforcement Agent with ICE. She is sued in her individual capacity.

16 19. Defendant Hayes and Defendant Garcia are hereafter collectively
17 referred to as "ICE Defendants."

18 20. Defendant County of Los Angeles is the legal entity responsible for the
19 acts and omissions of LASD, including the policies, patterns, practices, and
20 customs relating to the detention of inmates, the selection of inmates for
21 interrogation to determine their immigration status, and inmates' medical care.

22 21. Defendant Leroy Baca is the Sheriff of Los Angeles County. In this
23 capacity, he is responsible for the administration of the Los Angeles County jail
24 system, including the supervision of officers who have been deputized to act as
25 immigration agents in the jail. He is sued in his individual and official capacities.

26 22. Defendant Timothy Cornell is the Captain of the Los Angeles County
27 Inmate Reception Center. In this capacity, he is responsible for the administration
28 of the inmate reception center, including the supervision of LASD custodial

1 assistants, and was the immediate custodian of Mr. Guzman at the time he was
2 transferred to the custody of ICE. He is sued in his individual and official
3 capacities.

4 23. Defendant Sandra Figueras is, and at all times mentioned herein was, a
5 custody assistant with LASD. She is sued in her individual and official capacities.

6 24. Defendant County of Los Angeles, Defendant Baca, Defendant
7 Cornell and Defendant Figueras are hereafter collectively referred to as "LASD
8 Defendants."

9 25. Defendants Doe ICE Agents 1-10, inclusive, are sued herein under
10 fictitious names because their true names, capacities, and/or degree of responsibility
11 for the acts alleged herein are unknown to Plaintiffs at this time. When Plaintiffs
12 ascertain this information, they will amend this Complaint accordingly.

13 26. Defendants Doe LASD Officers 1-10, inclusive, are sued herein under
14 fictitious names because their true names, capacities, and/or degree of responsibility
15 for the acts alleged herein are unknown to Plaintiffs at this time. When Plaintiffs
16 ascertain this information, they will amend this Complaint accordingly.

17 27. Plaintiffs are informed and believe, and thereon allege, that Doe ICE
18 Agents 1-10 and Doe LASD Officers 1-10, and each of them, are legally liable to
19 Plaintiffs in some part for the wrongful acts and omissions of which Plaintiffs
20 complain herein.

21 28. Defendants acted under the color of law, in bad faith, and contrary to
22 established law and principles of constitutional and statutory law.

23 29. Plaintiffs are informed and believe and thereon allege that each of the
24 Defendants caused, and is liable for the unconstitutional and unlawful conduct and
25 resulting injuries, by, among other things, personally participating in said conduct
26 or acting jointly with others who did so; by authorizing, acquiescing, or setting in
27 motion policies, plans, or actions that led to the unlawful conduct; by failing, or
28 refusing with deliberate indifference, to maintain adequate supervision; and/or by

1 ratifying the unlawful conduct taken by employees under their direction and
2 control. Defendants' actions were taken pursuant to policies, patterns, practices,
3 customs, or usage of ICE and/or LASD.

4 **FACTUAL ALLEGATIONS**

5 **I. MR. GUZMAN'S BACKGROUND**

6 30. Mr. Guzman was born on September 25, 1977 in Los Angeles,
7 California. (Exhibit A [Birth Certificate of Mr. Guzman].)

8 31. Mr. Guzman began attending elementary school in Los Angeles,
9 California. While he was still attending elementary school, his family moved to
10 Lancaster, California. Mr. Guzman grew up in Lancaster with his mother, Ms.
11 Carbajal, and his six siblings.

12 32. Although Mr. Guzman completed elementary school and attended high
13 school through the eleventh grade, Mr. Guzman's reading comprehension and
14 writing skills are severely limited. During elementary school, Mr. Guzman was
15 placed in special education classes. He continues to struggle with basic reading and
16 writing, visual processing, conceptualization skills, and memory. While
17 Mr. Guzman can speak both Spanish and English, his English language skills are
18 significantly stronger. Mr. Guzman continues to find it difficult to remember even
19 basic information, such as his home telephone number.

20 33. Mr. Guzman has lived with Maria Carbajal for virtually his entire life
21 and has depended upon her for his basic care.

22 34. Since leaving high school, Mr. Guzman has worked in construction for
23 several different employers. For approximately one and one-half years before his
24 arrest, Mr. Guzman worked full-time laying and finishing cement for a single
25 construction company.

26 **II. MR. GUZMAN'S INCARCERATION**

27 35. On or about March 31, 2007, Mr. Guzman entered a private airport and
28 attempted to board an airplane. He was arrested for a misdemeanor violation of

1 California Penal Code § 625(b), interfering with an aircraft, and for a violation of
2 California Vehicle Code § 10851(a), taking a vehicle without consent. LASD
3 officers completed an incident report following Mr. Guzman's arrest. The front
4 page of the incident report lists Mr. Guzman's valid California driver's license
5 number. (Exhibit B [LASD Incident Report dated 3/31/06].)

6 36. On March 31, 2007, following his arrest, Mr. Guzman was booked into
7 the Los Angeles County Jail. During the booking process, Mr. Guzman was asked
8 a series of biographical questions, including a question regarding his place of birth.
9 Mr. Guzman responded that he was born in California. The Booking and Property
10 Record obtained from the Los Angeles County Jail dated March 31, 2007 lists
11 Mr. Guzman's birthplace as "CA." (Exhibit C [Los Angeles County Jail, Booking
12 and Property Records].) The booking officer also noted Mr. Guzman's valid
13 California driver's license number in these records.

14 37. On April 19, 2007, Mr. Guzman pled guilty to a single count of
15 vandalism under California Penal Code § 594(a). The judge suspended imposition
16 of the sentence and placed Mr. Guzman on three years probation on the condition
17 that he serve 120 days in the county jail, less 30 days credit for good behavior and
18 time served.

19 38. On or about April 5, 2007, while Mr. Guzman was incarcerated, LASD
20 personnel found him in his cell, unresponsive. Mr. Guzman was taken by
21 ambulance to Los Angeles Community Medical Center ("LCMC"). Mr. Guzman
22 told medical personnel that he had fallen and hit his head. He also told medical
23 personnel at LCMC that he was hearing voices that told him "bad things." Medical
24 personnel at LCMC diagnosed Mr. Guzman with psychosis and prescribed
25 5 milligrams of Zyprexa, an anti-psychotic medication, with instructions to increase
26 the dosage to 10 milligrams as needed and/or tolerated.

27 39. LASD medical personnel provided only four doses of Zyprexa to
28 Mr. Guzman before deciding to stop administering the medication to him.

1 40. During his incarceration, Mr. Guzman informed LASD medical
2 personnel that he was hearing voices. County medical records relating to
3 Mr. Guzman, which were compiled during his detention, documented
4 Mr. Guzman's impaired mental state.

5 **III. THE DEPORTATION OF MR. GUZMAN**

6 41. On or about January 25, 2005, ICE and LASD entered into an MOU.
7 The MOU was approved by the Los Angeles County Board of Supervisors. The
8 MOU authorized LASD personnel to perform certain immigration enforcement
9 activities, including: (1) interrogating individuals to determine if there is probable
10 cause for an immigration violation; (2) completing criminal alien processing,
11 including fingerprinting, photographing, and interviewing for ICE supervisor
12 review; (3) preparing immigration detainers; (4) preparing affidavits and taking
13 sworn statements; and (5) preparing Notice to Appear applications for signature of
14 an ICE officer. According to the MOU, LASD personnel performing the above
15 tasks are to receive training from ICE officers. In addition, the duties and actions of
16 LASD custodial assistants are to be supervised and directed by ICE agents.

17 42. On or about April 26, 2007, Mr. Guzman was selected for
18 interrogation regarding his immigration status and then interrogated by Defendant
19 Sandra Figueras, a custodial assistant employed by LASD.

20 43. Defendant Figueras selected Mr. Guzman for an interview solely based
21 on his perceived race and/or ethnicity. She took this action pursuant to the policy,
22 pattern, practice, custom, and usage established by LASD Defendants and/or ICE
23 Defendants.

24 44. No reasonable basis existed to suspect or otherwise conclude that
25 Mr. Guzman was not a United States citizen. Mr. Guzman was selected for
26 immigration questioning even though he had previously told prison officials that he
27 was born in California and even though LASD records reflected that he was born in
28 California and listed his valid California drivers license number. (See Exhibit B

1 [Incident Report], Exhibit C [Los Angeles County Booking and Property Records],
2 Exhibit D [Excerpt from Los Angeles County Consolidated Criminal History dated
3 April 26, 2007].)

4 45. Defendant Figueras interrogated Mr. Guzman regarding his
5 immigration status on April 26, 2007. Defendant Figueras asked Mr. Guzman
6 where he was born. Mr. Guzman indicated that he was born in California.
7 Defendant Figueras then asked Mr. Guzman where his parents were born.
8 Mr. Guzman indicated that his mother was born in Nayarit, Mexico. Defendant
9 Figueras then told Mr. Guzman that he, too, must be from Mexico. Again,
10 Mr. Guzman indicated that he was from California. Mr. Guzman was then returned
11 to his cell.

12 46. Despite LASD records showing Mr. Guzman's impaired mental state,
13 LASD Defendants failed to develop and/or implement adequate policies, practices,
14 procedures, and customs to ensure that those who are mentally ill or cognitively
15 impaired are adequately informed of their rights and protected from coercive
16 interrogation, and that any waiver of rights made by these individuals is knowing,
17 intelligent, and voluntary.

18 47. Defendant Figueras prepared and signed Form I-213, Record of
19 Deportable/Inadmissible Alien, and Form I-247, Immigration Detainer. In Form I-
20 213, Defendant Figueras represented that Mr. Guzman was born in Nayarit, Mexico
21 and was unlawfully present in the United States.

22 48. On April 26, 2007, Defendant Figueras placed an immigration hold on
23 Mr. Guzman.

24 49. On or about May 7, 2007, LASD Defendants and Doe LASD Officers
25 transferred physical custody of Mr. Guzman to ICE.

26 50. On or about May 10, 2007, Defendant Pilar Garcia, an ICE agent,
27 and/or Doe ICE Agents, interrogated Mr. Guzman regarding his immigration status.
28

1 Mr. Guzman stated, in response to questioning by Defendant Garcia and/or Doe
2 ICE Agents, that he was born in California.

3 51. Following Mr. Guzman's responses, Defendant Garcia and/or Doe ICE
4 Agents coerced Mr. Guzman to sign Form I-826: Notice of Rights and Request for
5 Disposition ("Form I-826"). Form I-826, written entirely in Spanish, purportedly
6 waived Mr. Guzman's legal rights to a removal deportation hearing and stated that
7 he was a citizen of Mexico and that he agreed to be voluntarily deported to Mexico.

8 52. Mr. Guzman could not read and did not understand the contents of
9 Form I-826. He had no knowledge or understanding of what would occur if he
10 signed Form I-826. Mr. Guzman received no assistance from Defendant Garcia,
11 Doe ICE Agents, or anyone else in attempting to read and understand this form.

12 53. A copy of a printout from Los Angeles County's Consolidated
13 Criminal History System dated, April 26, 2007 and concerning Mr. Guzman's
14 criminal history, was contained in the file ICE maintained regarding Mr. Guzman.
15 This document clearly lists Mr. Guzman's birthplace as California. (Exhibit D
16 [excerpt from Los Angeles County's Consolidated Criminal History System].)

17 54. Even though (1) Mr. Guzman indicated to Defendant Figueras that he
18 was born in California, (2) Mr. Guzman responded to questions during his initial
19 processing by LASD by stating that he was born in California and LASD personnel
20 recorded his responses in LASD records, and (3) LASD records list a valid drivers
21 license number for Mr. Guzman, LASD Defendants and Doe LASD Officers failed
22 to make any inquiry into Mr. Guzman's citizenship or otherwise verify his
23 citizenship in any way. Although LASD contacted Mr. Guzman's family on at
24 least two occasions during the course of his detention, no attempt was made to
25 obtain Mr. Guzman's birth certificate or ask for any further verification of his place
26 of birth.

27 55. Even though Mr. Guzman informed Defendant Garcia that he was born
28 in California, and records in ICE's possession reflect that Mr. Guzman was born in

1 California, ICE Defendants and Doe ICE Agents failed to make any inquiry into
2 Mr. Guzman's citizenship or otherwise verify his citizenship in any way.
3 Furthermore, ICE Defendants failed to review records in the possession of LASD
4 and ICE which clearly showed that Mr. Guzman was born in California.

5 56. The actions of Defendant Figueras and Defendant Garcia were taken
6 pursuant to a policies, patterns, practices, or customs of LASD and/or ICE to:

- 7
- 8 • select inmates to detain, interrogate, and deport based on their race
9 and/or ethnicity;
 - 10 • unreasonably and unlawfully deny inmates who suffer from mental
11 illness and/or cognitive impairments adequate assistance to
12 (1) understand the nature of their rights during an interrogation,
13 (2) prevent coercive interrogation tactics, and (3) ensure that any
14 waiver of rights made by these individuals is knowing, intelligent, and
15 voluntary; and/or
 - 16 • unreasonably and unlawfully detain, interrogate, transport, and deport
17 individuals in violation of due process.

18 57. Prior to May 11, 2007, these policies, patterns, practices, and customs
19 had been known to supervisory and policy-making officers throughout LASD and
20 ICE. Despite their knowledge of these illegal policies, patterns, practices, and
21 customs, the supervisory and policy-making officers have taken no effective steps
22 to terminate the policies, patterns, practices, and customs; have not effectively
23 disciplined or otherwise properly supervised the individual officers who engaged in
24 the policies, patterns, practices, and customs; have not effectively trained LASD
25 officers and ICE agents with regard to the proper constitutional and statutory limits
26 of the exercise of their authority; and have sanctioned the policies, patterns,
27 practices, and customs through their deliberate or grossly negligent indifference to
28 the effect of these policies, patterns, practices, and customs on other individuals in
LASD and/or ICE custody. These supervisory and policy-making officers have

1 taken no effective action to ensure that (1) the selection of inmates to detain,
2 interrogate, and deport is not unreasonably and unlawfully based on their race
3 and/or ethnicity; (2) individuals who suffer from mental illness and/or cognitive
4 impairments receive adequate assistance to understand the nature of their rights
5 during an interrogation, prevent coercive interrogation tactics, and ensure that any
6 waiver of rights made by these individuals is knowing, intelligent, and voluntary;
7 and (3) individuals are not unreasonably and unlawfully interrogated, detained,
8 transported, and deported in violation of due process.

9 58. Mr. Guzman's medical records show that he was unable to execute a
10 knowing, voluntary, and intelligent waiver of his legal rights so as to request a
11 voluntary departure to Mexico. The failure to examine and appreciate the
12 significance of LASD medical records reflects ICE's and LASD's deliberate
13 indifference to Mr. Guzman's rights and well-being and is a further example of
14 intentional racial discrimination by these governmental entities.

15 59. ICE and LASD failed to undertake a reasonable and diligent inquiry
16 into the citizenship of Mr. Guzman based upon readily available documentation,
17 including the LASD's own records and Mr. Guzman's documented responses to
18 questioning.

19 60. As a direct and proximate result of the acts and omissions made by
20 Defendants and the policies, patterns, practices, and customs utilized by
21 Defendants, Mr. Guzman was placed by Doe ICE Agents on a bus to Tijuana on
22 May 11, 2007. When the bus reached Tijuana, Mr. Guzman was forced to
23 disembark.

24 **IV. MR. GUZMAN MISSING IN MEXICO**

25 61. Mr. Guzman was missing in Mexico for over 85 days.

26 62. When he was told to exit the bus in Tijuana, Mr. Guzman had only
27 about three dollars in his possession and the clothes on his back. He had no cellular
28 phone and his wallet and California drivers license had not been returned to him by

1 either ICE Defendants or LASD Defendants. Mr. Guzman survived by eating food
2 out of trash cans. On occasion, he would find aluminum cans and exchange them
3 for a small amount of change. With that change he was able to purchase tortillas
4 with mayonnaise.

5 63. Mr. Guzman was in constant fear for his life and safety. He kept
6 moving to avoid danger. During his time in Mexico, he walked hundreds of miles –
7 first south to Ensenada, then back to Tijuana, and finally east to Calexico.

8 64. Mr. Guzman slept during the day and walked at night because it was
9 extremely hot during the day. He slept outside with no protection from the
10 elements. He bathed in rivers and canals.

11 **V. THE SEARCH FOR MR. GUZMAN**

12 65. On May 11, 2007, Mr. Guzman placed a single telephone call to the
13 home of his eldest brother, Juan Carlos Chabes. Victoria Chabes, Mr. Guzman's
14 sister-in-law, answered the telephone. Mr. Guzman was confused and disoriented.
15 At one point during the call, he asked a bystander, "Where am I?" Ms. Chabes
16 learned that Mr. Guzman had been placed on a bus and sent to Tijuana.
17 Mr. Guzman told Ms. Chabes that he had no money or clothes. The call lasted no
18 more than one minute and was made from a borrowed cellular phone.

19 66. Mr. Guzman cannot remember his own home telephone number or the
20 telephone numbers of any of his family members. When he was deported,
21 Mr. Guzman had a slip of paper with him that contained his brother's telephone
22 number. At some point after the May 11, 2007 telephone call, Mr. Guzman lost the
23 slip of paper with his brother's telephone number and was unable to call home
24 again.

25 67. Ms. Chabes immediately contacted Ms. Carbajal, Mr. Guzman's
26 mother, by telephone and reported her conversation with Mr. Guzman.
27 Ms. Carbajal was anguished and extremely distressed at learning that her son was
28

1 alone in Mexico. She feared for his safety and well-being because Mr. Guzman
2 lived in her home and depended upon her for his basic care.

3 68. Ms. Chabes then called her husband, Mr. Guzman's eldest brother,
4 Mr. Juan Carlos Chabes.

5 69. On that same day, May 11, 2007, Ms. Chabes called LASD to report
6 the telephone call from Mr. Guzman and to get information regarding
7 Mr. Guzman's deportation. The representative at LASD informed Ms. Chabes that
8 they had no record of an individual with Mr. Guzman's name and birth date.
9 LASD suggested that Ms. Chabes call the INS (now known as ICE) and provided
10 her with their telephone number. Ms. Chabes then called ICE and explained what
11 had happened to Mr. Guzman. ICE advised Ms. Chabes that there was no
12 individual with Mr. Guzman's name and date of birth in their database.

13 70. On May 11, 2007, after learning the news of Mr. Guzman's
14 deportation, Ms. Carbajal went straight to her home from Los Angeles, where she
15 was running errands. She collected Mr. Guzman's birth certificate and got in a car
16 with her son, Michael Guzman. Michael Guzman drove her to Tijuana to
17 immediately begin their search for Mr. Guzman.

18 71. On May 12, 2007, Michael Guzman had to return home to work. He
19 left his mother searching in Tijuana for Mr. Guzman. Because she had no car,
20 Ms. Carbajal had to search on foot and use public transportation.

21 72. Ms. Carbajal was only able to afford a hotel room for three nights.
22 After that, Ms. Carbajal received assistance from the owners of a local fruit
23 warehouse. They allowed her to sleep on the floor in a room in the warehouse in
24 exchange for cooking for the warehouse workers. The room had no windows and
25 was approximately the size of a closet.

26 73. Ms. Carbajal temporarily left her job as a cook at Jack in the Box to
27 devote all of her time to finding her son. Typically, Ms. Carbajal started her search
28

1 early in the morning, around 6:00 a.m., and would not return to the warehouse until
2 late at night.

3 74. In May 2007, Mr. Chabes and Ms. Carbajal went to the U.S. Consulate
4 in Tijuana, Mexico to ask for help in searching for Mr. Guzman. The consulate
5 informed gave them no assistance.

6 75. Over the next three months, Maria Carbajal, Juan Chabes, Victoria
7 Chabes, Michael Guzman and other members of Mr. Guzman's family searched in
8 Tijuana and adjoining cities for Mr. Guzman. Ms. Carbajal spent most of this time
9 in Tijuana. Ms. Carbajal followed-up on information and tips received from people
10 who believed that they had seen Mr. Guzman. Ms. Carbajal, her sons, and other
11 family members printed thousands of flyers with Mr. Guzman's picture and
12 physical description, and distributed them throughout the city. Mr. Guzman's
13 family printed t-shirts with his image in hopes that someone might recognize him
14 and contact them.

15 76. Ms. Carbajal searched hospitals, jails, shelters, commercial truck stops,
16 police stations, river beds, canals, and alleys. She walked through the most
17 dangerous neighborhoods in Tijuana. Ms. Carbajal spoke to anyone who would
18 listen to her story in the hope that they might possess some information about her
19 missing son.

20 77. Ms. Carbajal also searched Tijuana's morgue, SEMEFO. SEMEFO
21 maintains a website where they post photographs and descriptions of unidentified
22 bodies found in and near Tijuana. (See <http://periciales.pgjebc.gob.mx/>.) Ms.
23 Carbajal viewed these photos regularly. Ms. Carbajal also went to the morgue on
24 several occasions after receiving telephone calls informing her that a body matching
25 Mr. Guzman's description had been recovered.

26 78. Ms. Carbajal depleted her limited savings quickly. After over a month
27 of searching, she had to return to her job at Jack in the Box a few nights a week in
28

1 order to provide for her youngest children. Every day that she did not have to
2 work, Ms. Carbajal searched for her missing son.

3 **VI. DEFENDANTS FAILED TO MEANINGFULLY ASSIST IN THE**
4 **SEARCH FOR MR. GUZMAN**

5 79. Officers and agents of the United States government failed to take
6 adequate steps to mitigate the harm and suffering caused by Mr. Guzman's illegal
7 deportation. Until a habeas action was filed in this Court, *Guzman v. Chertoff, et*
8 *al., Case No. CV-07-3746 GHK (SS)*, no assistance in helping to find Mr. Guzman
9 was forthcoming despite pleas for help from the family and their legal counsel, who
10 had repeatedly furnished the government with copies of Mr. Guzman's birth
11 certificate.

12 80. Prior to filing the habeas action, counsel for the family informed
13 Defendant Hayes about Mr. Guzman's deportation. Defendant Hayes stated that
14 upon proof of a United States birth certificate, ICE would amend its records as to
15 the citizenship of Mr. Guzman, but ICE would take no additional steps to assist in
16 finding and returning him to the United States.

17 81. During the course of the habeas action, counsel for DHS represented to
18 the Court that alerts and flyers were being sent to law enforcement and consulates.
19 Although these alerts may have been circulated at some point to law enforcement,
20 including the border patrol, Mr. Guzman was not detained by border officers as a
21 result of these alerts.

22 **VII. MR. GUZMAN RETURNS TO THE UNITED STATES**

23 82. Mr. Guzman was located in August 2007 attempting to enter the
24 United States near Calexico and was returned to LASD custody. Based on
25 information and belief, Mr. Guzman was detained by border guards because there
26 was a warrant issued for his arrest after he failed to appear at a probation hearing
27 following Defendants' unlawful deportation of him to Mexico.
28

1 83. When he appeared at the border, Mr. Guzman was traumatized. His
2 condition was so poor when he first arrived back in the United States that LASD
3 medical personnel believed that he was mentally retarded and mute.

4 84. When Mr. Guzman was returned to his family on August 7, 2007, he
5 was unable to speak more than a word or two. His body shuttered intermittently
6 and he was exceedingly withdrawn.

7 85. As a direct and foreseeable consequence of his illegal deportation,
8 Mr. Guzman suffered and continues to suffer grievous physical and psychological
9 injury.

10 86. As direct and foreseeable consequence of the illegal deportation of her
11 son, Ms. Carbajal suffered and continues to suffer grievous psychological injury
12 and emotional distress.

13 87. As a further direct and proximate result of the injuries alleged herein,
14 Plaintiffs have incurred, and will continue to incur, medical expenses and lost
15 earnings.

16 88. Defendants' conduct was willful, wanton, malicious, oppressive, and
17 in bad faith. Each of these defendants also acted with reckless or callous disregard
18 for Plaintiffs' and intentionally violated federal and law. Plaintiffs are thus entitled
19 to an award of punitive damages against the individually named ICE and LASD
20 Defendants, Doe ICE Agents 1-10, and Doe LASD Officers 1-10.

21 89. On or about October 31, 2007, Plaintiffs filed Claims for Damages to
22 Person or Property with the County of Los Angeles for the injuries set forth above.
23 The County of Los Angeles did not respond to these claims within forty-five days.

24 90. On or about October 31, 2007, Plaintiffs filed Federal Tort Claims Act
25 claims with the United States Department of Homeland Security for the injuries set
26 forth above. On or about May 7, 2008, the Department of Homeland Security
27 issued a written denial of Plaintiffs claims.
28

1 CLAIMS FOR RELIEF

2 FIRST CLAIM FOR RELIEF

3 (Fifth Amendment to the U.S. Constitution)
4 (Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics)
5 (Against Defendant Hayes, Defendant Garcia and Doe ICE Agents 1–10)

6 91. Plaintiffs reallege and incorporate herein by reference each and every
7 allegation contained in paragraphs 1 through 90 of this Complaint.

8 92. By illegally, arbitrarily, and capriciously deporting Mr. Guzman, a
9 United States citizen, to Mexico, ICE Defendants deprived Mr. Guzman of his
10 constitutional right to liberty without due process of law in violation of the Fifth
11 Amendment to the United States Constitution. Defendants deported or caused
12 Mr. Guzman to be deported without reasonable basis or lawful authority.

13 93. ICE Defendants acted under color of law and acted or purported to act
14 in the performance of official duties under federal, state, county, or municipal laws,
15 ordinances, or regulations.

16 94. ICE Defendants' conduct violated clearly established constitutional or
17 other rights of which ICE Defendants knew, or of which a reasonable public official
18 should have known.

19 95. ICE Defendants' actions, omissions, policies, patterns, practices, and
20 customs, as complained of herein, were intentional and reckless and demonstrate a
21 callous disregard for, or deliberate indifference to, Mr. Guzman's personal safety,
22 security, freedom, and civil and constitutional rights.

23 96. These violations are compensable under *Bivens v. Six Unknown*
24 *Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971). As a direct
25 and proximate result of the unlawful actions of these Defendants, Mr. Guzman has
26 suffered economic damages and significant physical and emotional harm.

SECOND CLAIM FOR RELIEF

**(Fifth Amendment to the U.S. Constitution)
(*Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*)
(Against Defendant Hayes, Defendant Garcia and DOE ICE Agents 1–10)**

97. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

98. By illegally deporting Mr. Guzman to Mexico, ICE Defendants deliberately and unconstitutionally discriminated against Mr. Guzman on the basis of his race and ethnicity so as to deny him equal protection of the law in violation of the Fifth Amendment to the United States Constitution.

99. ICE Defendants acted under color of law and acted or purported to act in the performance of official duties under federal, state, county, or municipal laws, ordinances, or regulations. ICE Defendants acted with the intent or purpose to discriminate against Mr. Guzman.

100. ICE Defendants' conduct violated clearly established constitutional or other rights of which ICE Defendants knew, or of which a reasonable public official should have known.

101. ICE Defendants' actions, omissions, policies, patterns, practices, and customs, as complained of herein, were intentional and reckless and demonstrate a callous disregard for, or deliberate indifference to, Mr. Guzman's personal safety, security, freedom, and civil and constitutional rights.

102. These violations are compensable under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971). As a direct and proximate result of the unlawful actions of these Defendants, Mr. Guzman has suffered economic damages and significant physical and emotional harm.

THIRD CLAIM FOR RELIEF

**(First and Fifth Amendments to the U.S. Constitution)
(*Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*)
(Against Defendant Hayes, Defendant Garcia and Doe ICE Agents 1–10)**

103. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

104. By illegally deporting Mr. Guzman to Mexico, ICE Defendants deprived Ms. Carbajal of the companionship and society of her dependent son without due process of law in violation of the First and Fifth Amendments of the United States Constitution.

105. Ms. Carbajal has cared for Mr. Guzman for his entire life. ICE Defendants' reckless, intentional, and deliberate acts and omissions forced Ms. Carbajal to travel to Mexico and suffer physical, emotional, and financial innumerable hardships searching for her son.

106. ICE Defendants acted under color of law and acted or purported to act in the performance of official duties under federal, state, county, or municipal laws, ordinances, or regulations.

107. ICE Defendants' conduct violated clearly established constitutional or other rights of which ICE Defendants knew, or of which a reasonable public official should have known.

108. ICE Defendants' actions, omissions, policies, patterns, practices, and customs, as complained of herein, were intentional and reckless and demonstrate a callous disregard for, or deliberate indifference to, Ms. Carbajal's personal safety, security, freedom, and civil and constitutional rights.

109. These violations are compensable under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971). As a direct and proximate result of the unlawful actions of these Defendants, Ms. Carbajal has suffered economic damages and significant physical and emotional harm.

FOURTH CLAIM FOR RELIEF

**(Fourth Amendment to the U.S. Constitution)
(*Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*)
(Against Defendant Hayes, Defendant Garcia and Doe ICE Agents 1-10)**

110. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

111. ICE Defendants intentionally detained Mr. Guzman in violation of his constitutional right to be free from unreasonable seizures, as guaranteed by the Fourth Amendment to the United States Constitution.

112. ICE Defendants acted under color of law and acted or purported to act in the performance of official duties under federal, state, county, or municipal laws, ordinances, or regulations.

113. ICE Defendants' conduct violated clearly established constitutional or other rights of which ICE Defendants knew, or of which a reasonable public official should have known.

114. ICE Defendants' actions, omissions, policies, patterns, practices, and customs, as complained of herein, were intentional and reckless and demonstrate a callous disregard for, or deliberate indifference to, Mr. Guzman's personal safety, security, freedom, and civil and constitutional rights.

115. These violations are compensable under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971). As a direct and proximate result of the unlawful actions of these Defendants, Mr. Guzman has suffered economic damages and significant physical and emotional harm.

FIFTH CLAIM FOR RELIEF

**(False Imprisonment)
(Federal Torts Claim Act)
(Against Defendant United States of America)**

116. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

1 117. ICE Defendants intentionally and unlawfully deprived Mr. Guzman of
2 his liberty by (1) obtaining custody of Mr. Guzman from LASD, (2) holding
3 Mr. Guzman, a United States citizen, in ICE custody for an appreciable period of
4 time, and (3) physically expelling Mr. Guzman from the national borders of the
5 United States. ICE Defendants were acting within the scope of their employment
6 when they committed these acts.

7 118. Mr. Guzman never consented to ICE's arrest, detention, or deportation
8 of him.

9 119. As a direct and proximate result of ICE Defendants' conduct,
10 Mr. Guzman has suffered and continues to suffer damages in an amount to be
11 proven at trial.

12 120. Mr. Guzman filed a claim with the Department of Homeland Security
13 based on these injuries in accordance with the Federal Tort Claims Act. The
14 Department of Homeland Security denied this claim.

15 **SIXTH CLAIM FOR RELIEF**

16 **(Negligence)**
17 **(Federal Torts Claim Act)**
18 **(Against Defendant United States of America)**

19 121. Plaintiffs reallege and incorporate herein by reference each and every
20 allegation contained in paragraphs 1 through 90 of this Complaint.

21 122. ICE Defendants breached their duty of reasonable care by negligently
22 acting or failing to act in such a way that resulted in Mr. Guzman's wrongful
23 detention and deportation by ICE, which these defendants knew or should have
24 known posed a substantial risk of grave harm to Mr. Guzman.

25 123. ICE Defendants were negligent in performing their duties and failed,
26 neglected and/or refused to properly and fully discharge their responsibilities by,
27 among other things:

- 28 • Failing to review readily available documentation provided to ICE by
 LASD, which stated that Mr. Guzman was born in California;

- Failing to investigate Mr. Guzman's claims that he was born in California;
- Coercing Mr. Guzman to sign Form I-826;
- Failing to provide Mr. Guzman, who suffers from a mental illness and/or mental deficiencies, with assistance to (1) understand his rights, (2) read and understand Form I-826, and (3) protect him from coercive interrogation tactics;
- Creating and/or sanctioning policies, patterns, practices, and customs of selecting inmates to detain, interrogate, and deport based on their race and/or ethnicity;
- Failing to adequately train and supervise personnel performing immigrations duties; and
- Holding and deporting a United States citizen.

ICE Defendants were acting within the scope of their employment when they committed these acts.

124. As a direct and proximate result of ICE Defendants' conduct, Mr. Guzman and Ms. Carbajal have suffered and continue to suffer damages in an amount to be proven at trial.

125. Mr. Guzman and Ms. Carbajal filed claims with the Department of Homeland Security based on these injuries in accordance with the Federal Tort Claims Act. The Department of Homeland Security denied those claims.

SEVENTH CLAIM FOR RELIEF

**(Intentional Infliction of Emotional Distress)
(Federal Torts Claim Act)
(Against Defendant United States of America)**

126. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

1 127. ICE Defendants' willful acts constitute outrageous conduct insofar as
2 they were intended to cause Mr. Guzman to be held in ICE custody, interrogated,
3 and expelled from the national borders of the United States.

4 128. ICE Defendants intended to cause Mr. Guzman emotional distress,
5 and/or acted in reckless disregard of the likelihood of causing Mr. Guzman
6 emotional distress, in committing these acts. ICE Defendants were acting within the
7 scope of their employment when they committed these acts.

8 129. As a direct and proximate result of ICE Defendants' acts, Mr. Guzman
9 suffered and continues to suffer severe mental anguish and emotional and physical
10 distress.

11 130. Mr. Guzman has incurred and continues to incur medical expenses and
12 other damages in an amount to be proven at trial.

13 131. Mr. Guzman filed a claim with the Department of Homeland Security
14 based on these injuries in accordance with the Federal Tort Claims Act. The
15 Department of Homeland Security denied this claim.

16 **EIGHTH CLAIM FOR RELIEF**

17 **(Fifth and Fourteenth Amendments to the United States Constitution)**

18 **(42 U.S.C. § 1983)**

19 **(Against LASD Defendants and Doe LASD Officers 1-10)**

20 132. Plaintiffs reallege and incorporate herein by reference each and every
21 allegation contained in paragraphs 1 through 90 of this Complaint.

22 133. LASD Defendants deprived Mr. Guzman of his constitutional right to
23 liberty and deprived him of this liberty without due process of law as guaranteed by
24 the Fifth and Fourteenth Amendments to the United States Constitution by causing
25 and/or participating in the illegal, arbitrary, and capricious deportation of
26 Mr. Guzman, a United States citizen, to Mexico. Defendants caused and/or
27 participated in Mr. Guzman's deportation without reasonable basis or lawful
28 authority.

134. LASD Defendants acted under color of law and acted or purported to act in the performance of official duties under federal, state, county, or municipal laws, ordinances, or regulations.

135. The conduct of Defendants violated clearly established constitutional or other rights, of which Defendants knew, or of which a reasonable public official should have known.

136. The actions, omissions, policies, patterns, practices and customs of these Defendants, complained of herein, were intentional, reckless, and show a callous disregard for, or deliberate indifference to Mr. Guzman's personal safety, security, freedom, and civil and constitutional rights.

137. These violations are compensable pursuant to U.S.C. § 1983. As a direct and proximate result of these Defendants' conduct, Mr. Guzman has suffered economic damages and significant physical and emotional harm.

NINTH CLAIM FOR RELIEF

(Fourteenth Amendment to the United States Constitution)
(42 U.S.C. § 1983)
(Against LASD Defendants and Doe LASD Officers 1-10)

138. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

139. LASD Defendants deliberately and unconstitutionally discriminated against Mr. Guzman on the basis of his race and ethnicity so as to deny him equal protection of the law as guaranteed by the Fourteenth Amendment to the United States Constitution and his liberty by causing or participating in the illegal deportation of Mr. Guzman.

140. LASD Defendants acted under color of law and acted or purported to act in the performance of official duties under federal, state, county, or municipal laws, ordinances, or regulations. LASD Defendants acted with the intent or purpose to discriminate against Mr. Guzman.

1 141. The conduct of these Defendants violated clearly established
2 constitutional or other rights, of which Defendants knew, or of which a reasonable
3 public official should have known.

4 142. The acts, omissions, policies, patterns, practices, and customs of these
5 Defendants complained of herein were intentional, reckless, and show a callous
6 disregard for, or deliberate indifference to Mr. Guzman's personal safety, security,
7 freedom, and civil and constitutional rights.

8 143. These violations are compensable pursuant to U.S.C. § 1983. As a
9 direct and proximate result of these Defendants' conduct, Mr. Guzman has suffered
10 economic damages and significant physical and emotional harm.

11 **TENTH CLAIM FOR RELIEF**

12 **(First and Fourteenth Amendments to the United States Constitution)**
13 **(42 U.S.C. § 1983)**
14 **(Against LASD Defendants and Doe LASD Officers 1–10)**

15 144. Plaintiffs reallege and incorporate herein by reference each and every
16 allegation contained in paragraphs 1 through 90 of this Complaint.

17 145. LASD Defendants caused or participated in the unlawful deportation
18 of Mr. Guzman, the dependant son of Ms. Maria Carbajal.

19 146. As a direct and proximate result of LASD Defendants' acts, omissions,
20 policies, patterns, practices and customs, Ms. Carbajal was deprived of the
21 companionship and society of her son without due process of law in violation of her
22 constitutional rights under the First and Fourteenth Amendments of the United
23 States Constitution.

24 147. LASD Defendants acted under color of law and acted or purported to
25 act in the performance of official duties under federal, state, county, or municipal
26 laws, ordinances, or regulations.

27 148. The conduct of Defendants violated clearly established constitutional
28 or other rights, of which Defendants knew, or of which a reasonable public official
should have known.

149. The actions and omissions of these Defendants complained of herein were intentional, reckless, and show a callous disregard for, or deliberate indifference to Plaintiffs' personal safety, security, freedom, and civil and constitutional rights.

150. These violations are compensable pursuant to U.S.C. § 1983. As a direct and proximate result of Defendants' conduct, Ms. Carbajal has suffered economic damages and significant physical and emotional harm.

ELEVENTH CLAIM FOR RELIEF

**(False Arrest and Imprisonment)
(California Torts Claim Act)
(Against LASD Defendants and Doe LASD Officers 1–10)**

151. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

152. LASD Defendants intentionally and unlawfully deprived Mr. Guzman of his liberty by (1) placing him on an Immigration Hold without a legal basis to do so and (2) physically turning over custody of Mr. Guzman to ICE. Mr. Guzman never consented to the immigration hold or detention by ICE. LASD Defendants were acting within the scope of their employment when they committed these acts.

153. As a direct and proximate result of LASD defendants' conduct, Mr. Guzman has suffered and continue to suffer damages in an amount to be proven at trial.

154. Mr. Guzman filed a claim with the County of Los Angeles based on these injuries in accordance with the California Tort Claims Act. The County of Los Angeles denied this claim by failing to respond within forty-five days as required by Section 911.6(c) of the California Government Code.

TWELFTH CLAIM FOR RELIEF

**(Negligence)
(California Torts Claim Act)
(Against LASD Defendants and Doe LASD Officers 1–10)**

155. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

156. LASD Defendants breached their duty of reasonable care by negligently acting or omitting to act in such a way that resulted in Mr. Guzman's wrongful detention and deportation by ICE, which these Defendants knew or should have known posed a substantial risk of grave harm to Mr. Guzman.

157. LASD Defendants were negligent in performing their duties and failed, neglected and/or refused to properly and fully discharge their responsibilities by, among other things:

- Failing to review readily available documentation maintained by LASD that stated Mr. Guzman was born in California and listing his valid California driver's license number;
- Failing to investigate Mr. Guzman's claims that he was born in California;
- Selecting Mr. Guzman for immigration questioning based on his race and/or ethnicity;
- Failing to establish and/or implement adequate procedures to ensure that Mr. Guzman, an inmate with a mental illness and/or disabilities, understood his rights and was protected from coercive interrogation tactics;
- Establishing and/or sanctioning policies, patterns, practices, and customs of selecting inmates to interrogate, detain on ICE holds and transfer to ICE custody based on their race and/or ethnicity;
- Failing to adequately train and supervise LASD custodial assistants; and

- Transferring custody of Mr. Guzman, a United States born citizen, to ICE.

LASD Defendants were acting within the scope of their employment when they committed these acts.

158. As a direct and proximate result of LASD Defendants' conduct, Plaintiffs have suffered and continue to suffer damages in an amount to be proven at trial.

159. Mr. Guzman filed a claim with the County of Los Angeles based on these injuries in accordance with the California Tort Claims Act. The County of Los Angeles denied this claim by failing to respond within forty-five days as required by Section 911.6(c) of the California Government Code.

THIRTEENTH CLAIM FOR RELIEF

(Intentional Infliction of Emotional Distress) (California Torts Claim Act) (Against LASD Defendants and Doe LASD Officers 1-10)

160. Plaintiffs reallege and incorporate herein by reference each and every allegation contained in paragraphs 1 through 90 of this Complaint.

161. LASD Defendants' willful acts constitute outrageous conduct insofar as they were intended to cause Mr. Guzman to be selected for questioning because of his race and/or ethnicity, be placed on an immigration hold and be transferred to ICE custody.

162. LASD Defendants intended to cause Mr. Guzman emotional distress, and/or acted in reckless disregard of the probability of causing Mr. Guzman emotional distress in committing these acts.

163. As a direct and proximate result of the actions of LASD Defendants, Mr. Guzman suffered and continues to suffer economic damages, severe mental anguish, and emotional and physical distress.

164. Mr. Guzman filed a claim with the County of Los Angeles based on these injuries in accordance with the California Tort Claims Act. The County of

1 Los Angeles denied this claim by failing to respond within forty-five days as
2 required by Section 911.6(c) of the California Government Code.

3 **PRAYER FOR RELIEF**

4 WHEREFORE, each Plaintiff prays for judgment against all Defendants, and
5 each of them, as follows:

6 1. For general damages against the United States, ICE Defendants, LASD
7 Defendants, Doe ICE Agents 1-10, and Doe LASD Officers 1-10, jointly and
8 severally, in an amount to be proven at trial;

9 2. For special damages against the United States, ICE Defendants, LASD
10 Defendants, Doe ICE Agents 1-10, and Doe LASD Officers 1-10, jointly and
11 severally, in an amount to be proven at trial;

12 3. For punitive and exemplary damages against the individual ICE
13 Defendants, LASD Defendants, Doe ICE Agents 1-10, and Doe LASD Officers,
14 jointly and severally in an amount to be proven at trial

15 4. For reasonable costs, expenses, and attorneys' fees pursuant to 42
16 U.S.C. § 1988 and any other applicable law;

17 6. For injunctive relief that the Court deems just and proper; and

18 7. For such other relief as the Court deems just and proper.

19 **DEMAND FOR JURY TRIAL**

20 Plaintiffs demand a trial by jury on any and all issues triable by a jury.
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1 Dated: August 10, 2008

JAMES J. BROSNAHAN
SOMNATH RAJ CHATTERJEE
LEE B. AWBREY
SAMUEL J. BOONE-LUTZ

MORRISON & FOERSTER LLP

By: _____/s/

Somnath Raj Chatterjee
Attorneys for Plaintiffs

EXHIBIT A

COUNTY OF LOS ANGELES REGISTRAR-RECORDER/COUNTY CLERK
CERTIFIED ABSTRACT OF BIRTH

NAME: PEDRO GUZMAN
DATE OF BIRTH: SEPTEMBER 25, 1977
COUNTY OF BIRTH: LOS ANGELES
BIRTH SURNAME OF MOTHER: CARBAJAL

SEX: MALE

DATE FILED: DECEMBER 1977

DATE ISSUED: NOVEMBER 22, 2000
LOCAL REGISTRATION NUMBER: 0090849

This certified document is a true abstract of the official record filed with the Registrar-Recorder.

Candy S. McCracken
CANDY S. MCCRACKEN
REGISTRAR-RECORDER/COUNTY CLERK

19-080643

EXHIBIT B

IN CUSTODY

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT
 INCIDENT REPORT

A TRADITION OF SERVICE

DATE 03-31-07

PAGE 1 OF 7

ACTION: <input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> NON-CRIMINAL		# OF ADULT ARRESTS: 1	# OF SUBJECT DETENTIONS: 0	URN # 4 01 08078	1183	339
CLASSIFICATION 1 / LEVEL / SECT CODE: TAKING A VEHICLE WITHOUT CONSENT 10851(a) C.V.C. / 1/339		CLASSIFICATION 2 / LEVEL / SECT CODE: INTERFERING WITH AIRCRAFT 625b(a) P.C. / 1/399		REPORTING DISTRICT: 1183		STAT CODE: 339
DATE, TIME, DAY OF OCCURRENCE: 03-31-07, 1705 HOURS, SATURDAY		PRINTS REQUESTED: <input type="checkbox"/> BY: <input type="checkbox"/>		TIME: 1705		INJURY: <input type="checkbox"/> Major <input type="checkbox"/> Minor <input type="checkbox"/> None
117 OF OCCURRENCE: 4555 WEST AVE G LANCASTER		COMPLETED: <input type="checkbox"/>		BUS. NAME: "FOX FIELD"		DOMESTIC VIOLENCE: <input type="checkbox"/> NON-PERSONAL INJURY ETC: <input type="checkbox"/> PERSONAL INJURY ETC: <input type="checkbox"/> INJURY: <input type="checkbox"/> Major <input type="checkbox"/> Minor <input type="checkbox"/> None
CODE: V - VICTIM • W - WITNESS • I - INFORMANT • H - REPORTING PARTY • P - PARTY						

NAME: I. FOX	NAME: MIKE	NAME: NMN	SEX: M	RACE: W	ETHNIC ORIGIN:	DOB: 04-07-40
RES. ADDR: ASSISTANT AIRPORT MANAGER	CITY: LANCASTER	ZIP: 93534	VICTIM OF OFFENSE(S) (CLASSIFICATION #):		RES. PHONE (Area Code): 661-940-1709	DAY PHONE:
NAME: V. FERULLO	NAME: KENNY	NAME: NMN	SEX: M	RACE: W	ETHNIC ORIGIN:	DOB: 06-07-79
RES. ADDR: "NET JETS" PILOT	CITY: COLUMBUS OH	ZIP: 43219	VICTIM OF OFFENSE(S) (CLASSIFICATION #):		RES. PHONE (Area Code): 614-239-5500	DAY PHONE:
NAME: V. CROOKS	NAME: KENT	NAME: A	SEX: M	RACE: W	ETHNIC ORIGIN:	DOB: 09-24-77
RES. ADDR: "NET JETS" PILOT	CITY: COLUMBUS OH	ZIP: 43219	VICTIM OF OFFENSE(S) (CLASSIFICATION #):		RES. PHONE (Area Code): 614-239-5500	DAY PHONE:
CODE: S - SUSPECT • SJ - SUBJECT • M - PATIENT • SV - SUSPECT / VICTIM • SJ/V - SUBJECT / VICTIM						

NAME: S. GUZMAN	NAME: PEDRO	NAME: PETER	DOB: 09-25-77
RES. ADDR: 25545 EAST AVE J-4	CITY: LANCASTER	ZIP: 93534	DRIVER'S LICENSE (STATE & No.): CA B7301562
RES. ADDR: UNEMPLOYED	CITY: LANCASTER	ZIP: 93534	RES. PHONE (Area Code): 661-878-6100
SEX: M	RACE: B	ETHNIC ORIGIN:	BUS. PHONE (Area Code):
HAIR: BRN	EYES: BRN	HGT: 600	WT: 160
CHARGE: 10851(a) C.V.C., 625b(a) P.C.			WHERE DETAINED OR CITE: LANCASTER
BOOKING: 9-240429			BOOKING #:
NAME:	NAME:	NAME:	DRIVER'S LICENSE (STATE & No.):
RES. ADDR:	CITY:	ZIP:	RES. PHONE (Area Code):
RES. ADDR:	CITY:	ZIP:	BUS. PHONE (Area Code):
SEX:	RACE:	ETHNIC ORIGIN:	DOB:
HAIR:	EYES:	HGT:	WT:
CHARGE:			WHERE DETAINED OR CITE:
BOOKING:			BOOKING #:

VEHICLE: REGISTERED OWNER: AV STEEL BUILDING SERVICES	SUSPECT STATUS: <input checked="" type="checkbox"/> SUSPECT <input type="checkbox"/> VICTIM	STATUS: <input type="checkbox"/> IMPOUNDED <input type="checkbox"/> OUTSTANDING	LICENSE (STATE & No.): CA 3Y77577	YEAR: 89	MAKE: CHEVY	MODEL: CHEYENNE	BODY TYPE: UTILITY	COLOR: WHY
IDENTIFYING FEATURES:			CHP NO SUBMITTED: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	GARAGE NAME & No.:				

OFF: GARDA, R.	EMPLOYEE # 487660	VACATION DATES:	DER: HORNINGS	EMPLOYEE # 296955	VACATION DATES:
STATION: LANCASTER	UNIT / CAR #:	SHIFT:	APPROVED: SGT. MANDER	EMPLOYEE # 272205	DATE: 4/1/07
VICTIM DESCRIPTION: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	DEF:	DATE / TIME:	ASSIGNMENT: LAN/DB	SPECIAL REQUEST DISTRIBUTION:	
NOTIFICATION REQ: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	DEF:	DATE / TIME:	TT / NO BY:	DATE:	TIME:
DEF: CUBA RELEASE APPROVED BY:	TIME:	PCD SUBMITTED: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	TT / NO BY:	DATE:	TIME:

75C300F - SII-FI-43 (Page 10/39)

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REPORT CONTINUATION	NARRATIVE	URN
		407-00078-1183-337
	WE RESPONDED TO 4555 WEST AVE G ("FOX FIELD") REGARDING A TRESSPASSING CALL (TAG 335).	
	WE WERE ADVISED THAT THE PERSON TRESSPASSING WAS A MALE IN A WHITE UTILITY TRUCK. AS WE PULLED ONTO THE AIRPORT TARMACK, WE SAW A MALE (S/GUZMAN) SITTING IN A WHITE UTILITY TRUCK (CA #3Y97577). THE TRUCK WAS BACKED IN NEAR A BLOCK WALL NORTH OF THE TERMINAL. THE SUSPECT AND TRUCK WERE ON THE TARMACK FACING "NET JETS" PLANE NUMBER N837QS (APPROXIMATELY 25 YARDS AWAY).	
	AS WE STOPPED NEAR THE SUSPECT IN THE UTILITY TRUCK, WE WERE CONTACTED BY I/FOX. I/FOX DIRECTED US TOWARD S/GUZMAN IN THE WHITE UTILITY TRUCK. I/FOX SAID HE WAS THE ASSISTANT AIRPORT MANAGER, AND THAT S/GUZMAN WAS INTERFERING WITH THE "NET JETS" PLANE.	
	WE CONTACTED S/GUZMAN (STILL SITTING IN THE UTILITY TRUCK), AND DETAINED HIM PENDING OUR TRESSPASSING INVESTIGATION.	

76R288M SH R 313- PS 10-02

REPORT CONTINUATION	NARRATIVE	URN
		407-08078-1183-339
	V/FERULLO AND V/CROOKS TOLD S/GUZMAN HE WAS NOT ON THEIR FLIGHT, AND ASKED HIM TO EXIT. S/GUZMAN SAID "OKAY" AND WENT BACK TO "HIS TRUCK". V/FERULLO AND V/CROOKS SAW S/GUZMAN DRIVE TO THE "EAST TOWERS."	
	V/FERULLO AND V/CROOKS SAID S/GUZMAN CAME BACK AGAIN AND TRIED TO GET ON THE PLANE. S/GUZMAN WALKED UP TO THE PLANE DOOR, AND ATTEMPTED TO OPEN IT. V/CROOKS SAW S/GUZMAN APPROACHING THE PLANE DOOR AND GRABBED IT FROM THE INSIDE, HOLDING IT CLOSED TO PREVENT S/GUZMAN FROM ENTERING. S/GUZMAN GAVE UP AND WENT BACK TO "HIS TRUCK."	
	S/GUZMAN STAYED IN HIS TRUCK FOR APPROXIMATELY "FIVE MINUTES." HE THEN STARTED WALKING BACK TOWARD THE PLANE. V/FERULLO AND V/CROOKS STOPPED S/GUZMAN BEFORE HE GOT TO THE PLANE. S/GUZMAN OFFERED "TWO QUICK PICK LOTTERY TICKETS" UP TO V/FERULLO AND V/CROOKS. S/GUZMAN ASKED "DO YOU NEED THESE (HOLDING THE LOTTERY TICKETS)."	

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REPORT CONTINUATION	NARRATIVE	URN
		407-68078-1183-339
	S/GUTMAN WAS TOLD THE LOTTERY TICKETS WOULD NOT BE ACCEPTED. HE THEN TURNED AROUND AND WALKED BACK TO HIS TRUCK.	
	WE CONTACTED S/GUTMAN AND ADVISED HIM OF HIS MIRANDA RIGHTS (PER SHAD ATT). S/GUTMAN SAID HE UNDERSTOOD HIS RIGHTS. HE AGREED TO TALK WITHOUT A LAWYER PRESENT. S/GUTMAN TOLD US "THE TRUCK WAS NOT HIS." HE SAID HE FOUND IT NEAR AVENUE "B-8." THE TRUCK WAS BEHIND SOME HOUSE, WITH THE KEYS IN THE IGNITION. S/GUTMAN DECIDED TO TAKE IT "FOR A RIDE" BECAUSE HIS MOM'S VEHICLE WAS BROKEN. S/GUTMAN "FOLLOWED THE SIGNS" TO THE AIRPORT. HE SAID HE WAS GOING TO LEAVE THE TRUCK AT THE AIRPORT. HE DID NOT KNOW WHO OWNED THE TRUCK. S/GUTMAN SAID HE WENT TO THE AIRPORT, BECAUSE HE WANTED TO GET ON A PLANE. WHEN ASKED IF HE STOLE THE TRUCK, S/GUTMAN REFUSED TO ANSWER.	
	WE ATTEMPTED TO CONTACT THE OWNER OF THE TRUCK VIA PHONE AND PATROL STOP (PALMDALE STATION). THE OWNER COULD NOT BE REACHED.	

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REPORT CONTINUATION NARRATIVE

URN 407-04078-1183-339

S/GUZMAN WAS TRANSPORTED TO LANCASTER STATION, WHERE HE WAS BOOKED WITH THE APPROVAL OF LT. HINDMAN.

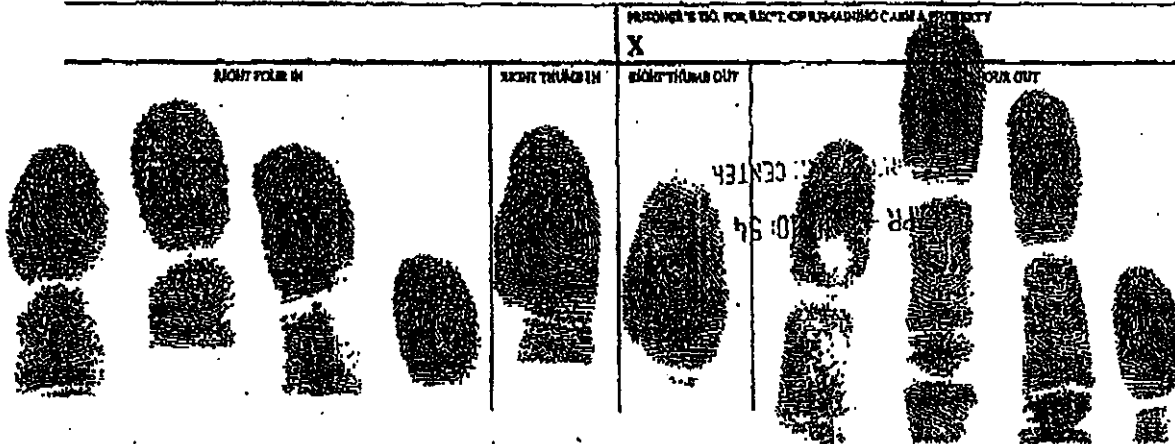
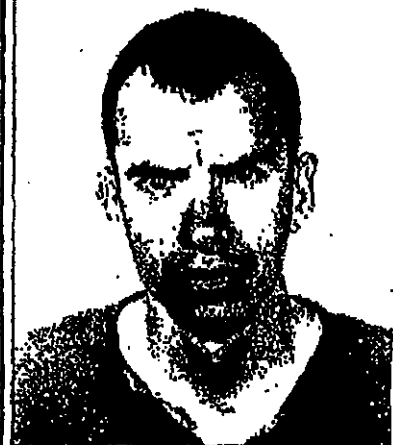
IT SHOULD BE NOTED THAT S/GUZMAN HAD NO MONEY OR PLANE TICKETS IN HIS POSSESSION WHEN HE WAS BOOKED. THE "NETJETS" FLIGHT WAS DELAYED AND POSSIBLY CANCELLED DUE TO S/GUZMAN'S ACTIONS. THE VEHICLE S/GUZMAN WAS DRIVING WAS TOWED BY CLARK ? HOWARD, PENDING THE OWNERS OF THE VEHICLE BEING CONTACTED.

IT SHOULD ALSO BE NOTED S/GUZMAN BECAME INVOLVED IN A BATTERY AGAINST ANOTHER PRISONER IN THE BOOKING CAGE, WHILE HE WAS BEING BOOKED (SEE FILE # 107-08087-1177-149 FOR FURTHER).

TSA OFFICER KATHY BACA (BOB HOPE AIRPORT, BURBANK, 818-326-1084) CONTACTED LANCASTER STATION ABOUT THE INCIDENT

EXHIBIT C

LOS ANGELES COUNTY BOOKING AND PROPERTY RECORD									
BOOKING NO. 5740429		OCA NO.		PERSONALITY YES NO LINK NO LINK					
SID NO.		LOC. BLD. LAN		IN LIC. NO. STATE 72301861 CA		ALIMATI			
ARRESTEE'S NAME (LAST, FIRST, MIDDLE) GUZMAN, PEDRO						HOME PHONE			
ADDRESS 25545 E AVENUE 34 LANCASTER, CA 93535									
SEX M	DECEASED H	RACE BLK	EYES BRO	HEIGHT 600	WEIGHT 160	BIRTHDATE 09-28-1977	AGE 39		
VER. LIC. NO. ST. 3Y97577 CA		EXP. DATE 1183		AKA/ALIAS					
BIRTHPLACE CA		FILE NO. 487090781183339		MOTHER		AD. CHG. Y			
ARREST OR DETAIL ARRESTING 1101				DATE & TIME ARRESTED 09-31-2007 1813		TIME RECD. 1840			
LOCATION OF ARREST 4855 W AVE G, LANCASTER				TOTAL BAIL 21000.00					
CHARGE 18851(A) / VC / P VEHICLE THEFT				WARRANT NO.					
JAIL LOC. LAN		ARREST DATE 04-03-2007		TIME 0800		COURT ANT		PERSON'S SIGNATURE WHEN BOOKED X	
SOC. SEC. NO.		OBSERVABLE PHYSICAL CONDITION				OCCUPATION CARPENTER			
EMPLOYER (FIRM OR PERSON'S NAME, CITY & PHONE NO.)						SPECIAL MEDICAL PROBLEM			
CLOTHING WORN				LOCATION OF DEPOSITION OF VEHICLE CLARK AND HOWARD					
IN CASE OF EMERGENCY NOTIFY (NAME, RELATIONSHIP, ADDRESS, CITY & PHONE NO.)									
ARRESTING OFFICER MORNING 296955			BOOKING EMPLOYEE GARCIA 489660			SEARCHING OFFICER		TRANSPORTING OFFICER	
CASH RETAINED 00.00		PROPERTY							
PERSON'S NO. FOR RECD. OF RECEIVING CASH & PROPERTY X									
CASH FORWARDED 000000.00		PROPERTY							



[illegible]

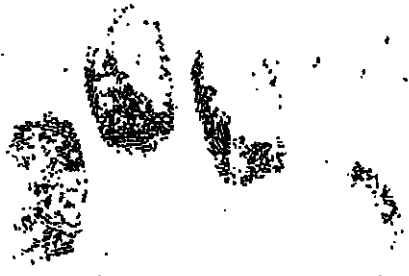

DATE 03/31/2000		TIME 1900	JLR SIG [Signature]	SET SIG [Signature]	LOS ANGELES COUNTY JAIL BOOKING AND PROPERTY RECORD NO. 661 MOM'S ROOM 928-600		FOREIGN NATION. <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REF HAVE AIDS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REF HAVE VD <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REF HAVE HEPATITIS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REF HAVE TB <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REF EVER HAVE TB <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REF		
BOOKING NO. 9740429	LOC. SIG. LAN	CVL. LIC. NO. B7301562	STATE CA		JAIL CUSTODY RECORD				
ARRESTEE'S NAME (LAST, FIRST, MIDDLE) GUZMAN, PEDRO PETER									
ADDRESS 25545 EAST AVE J-4 LAN									
DESCENT H.	HAIR BLK	EYES BRN	HEIGHT 600	WEIGHT 160	BIRTHDATE 09-25-77	AGE 29			
VEH. LIC. NO. 3Y97577	STATE CA	RPT. DIST. 1183	ALIAS/CHARGE						
BIRTHPLACE CA	FILE NO. 407-08078-1183	333	AD. CHG. Y						
AGT. OR DETAIL ARRESTING 1101	DATE & TIME ARRESTED 03-31-07/1813	TIME SIG. 1810							
LOCATION OF ARREST 4555 W. AVE G, LANCASTER	TOTAL BAIL 20,000								
CHARGE DROVE VEHICLE WITHOUT LICENSE	WARRANT NO.								
JAIL LOC. LAN	ARRAIGN. DATE 04-03-07	COURT ATP	PRISONER'S SIGNATURE WHEN BOOKED [Signature]						
SOC. SEC. NO. UNKNOWN	OBSERVABLE PHYSICAL CONDITIONS TY "XS" ON INNER LEFT MIDDLE FINGER		OCCUPATION CONSTRUCTION						
EMPLOYER (FIRM OR PERSON'S NAME, CITY, & PHONE NO.) UNEMPLOYED		SPECIAL MEDICAL PROBLEM NONE							
CLOTHING WORN BLUE SHIRT, BLACK JEANS	LOCATION OR DISPOSITION OF VEHICLE CLARK & HOWARD								
IN CASE OF EMERGENCY NOTIFY (NAME, RELATIONSHIP, ADDRESS, CITY & PHONE NO.) MARIA CALBAJAL, (MOTHER) 25545 EAST AVE J-4, LANCASTER 661-878-6100									
ARRESTING OFFICER HORNING 296955	BOOKING EMPLOYEE GARCIA 489660	SEARCHING OFFICER	TRANSPORTING OFFICER						
CASH RETAINED 0	PROPERTY CLOTHING WORN	PRISONER'S SIG. FOR RECT. OF REMAINING CASH & PROPERTY [Signature]							
CASH DEPOSITED 0	PROPERTY BLACK BELT	PRISONER'S SIG. FOR RECT. OF REMAINING CASH & PROPERTY X							

QAR 4-1-07
CI # A11798272
FBI # 8LA202EB5

TELEPHONE CALLS INTERVIEWS					OFFICER HANDLING	PRISONER'S INITIALS
NAME	CODE	PHONE # OR INTERVIEW #	DATE & TIME MADE	SERIAL #		
/	V	/	/	2	PG	
/	W	/	/	4	PG	
/	V	/	/	5	PG	
/	V	/	/	6	PG	

REMARKS: _____

X COMPLETED CALL

RIGHT FINGERPRINTS		WHEN BOOKED	WHEN RELEASED
		WHEN BOOKED	WHEN RELEASED
			

WHEN BOOKED	RIGHT THUMB	WHEN RELEASED	REASON FOR RELEASE: <input type="checkbox"/> EXPIRATION <input type="checkbox"/> FINE <input type="checkbox"/> CITATION <input type="checkbox"/> BAR <input type="checkbox"/> OTHER RECEIPT # _____
			DATE AND TIME _____ RELEASED BY: _____ DOCUMENT ANALYST: _____ RELEASED TO: (NAME, AGENCY, & DETAIL) _____

EXHIBIT D

JUN-11-2007 13:44 SECTION CHIEF LOS/DRO 213 830 7973 P.15

LOS ANGELES COUNTY
CONSOLIDATED CRIMINAL HISTORY SYSTEM Date: 04/26/2007 Page 2
Time: 10:02

CRIMINAL HISTORY TRANSCRIPT FOR OFFICE USE ONLY - UNAUTHORIZED USE IS A CRIMINAL OFFENSE
INFORMATION FINGERPRINT VERIFIED UNLESS OTHERWISE NOTED BY AN ASTERISK(*)

[REDACTED]

DESCRIPTORS

#/Names/AKAs/Count

(1) GUZMAN, PEDRO PETER 8 (2) GUZMAN, PEDRO 7

Dates of Birth/Count

09/25/1977 4

Scars/Marks/Tattoos

Other Identifiers

DL B7301562 CA FBI 869202EB5

Address/Count

25545 E AVENUE J4 LANCASTER CA 93535 2 25545 E AVE J4 LANCASTER CA 93535 1
25545 EAST AVENUE J4 LANCASTER CA 93535 1 25545 EAST AVENUE J4 LANCASTER CA 93534 1

Birth Place/Count

CA 3

Moniker/Count

Gang Membership/Count

MISC LATINS - LASD 1

[REDACTED]

No Juvenile Information

Exhibit D
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JUN-11-2007 14:10

99%

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