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9 Attorneys for Plaintiff, The People of the
10 State of California, et al.

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **COUNTY OF ALAMEDA**
13 **(UNLIMITED JURISDICTION)**

14
15 THE PEOPLE OF THE STATE OF
16 CALIFORNIA ex rel John A. Russo, City
Attorney for the City of Oakland,

17 Plaintiff,

18 v.

19 NORTH SIDE OAKLAND, a criminal street
20 gang sued as an unincorporated
association, and DOE ONE through DOE
21 SEVENTY, inclusive,

22 Defendants.

Case No. RG10498901

**ASSIGNED FOR ALL PURPOSES
TO JUDGE ROBERT B. FREEDMAN -
DEPARTMENT 20**

**SECOND SUPPLEMENTAL EXPERT
DECLARATION OF OPD OFFICER
JOHN CUNNIE IN SUPPORT OF
PEOPLE'S CONSOLIDATED REPLY
BRIEF**

Date: May 27, 2010

Time: 2:00 p.m.

Department: one

Action Filed: February 18, 2010

Trial Date: not assigned

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I, Officer John Cunnie declare as follows:

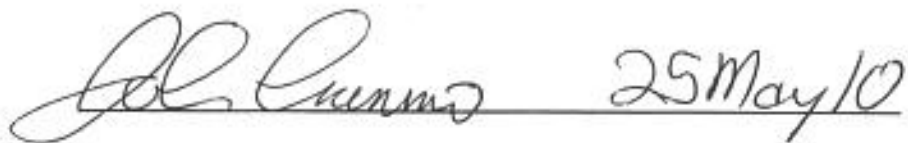
I make this supplemental declaration in support of the People's motion for injunctive relief against the North Side Oakland (NSO) criminal street gang, which conducts criminal and other nuisance activities in north Oakland, Alameda County, California.

1. Regarding the inmate tapes, I am informed and believe that every telephone call any inmate makes from jail is recorded. The inmates are made aware of this in the "Inmate Rules and Regulations" handbook, which they are provided and have to sign for. It is also painted on the walls next to the inmate phones and it is disclosed at the beginning of every call and every eight minutes during the call.

2. To obtain recordings of telephone calls that inmates make from jail OPD officers request them from the Gang Classification Unit.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and as to those matters alleged on information and belief, I am informed and believe them to be true.

Executed in Oakland, California this 25th day of May, 2010.



Officer John Cunnie

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PROOF OF SERVICE

The People of the State of California, et al. v. North Side Oakland, et al.
Alameda County Superior Court No. RG10498901

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is City Hall, One Frank H. Ogawa Plaza, 6th Floor, Oakland, California 94612. On the date set forth below, I served the within document:

SECOND SUPPLEMENTAL EXPERT DECLARATION OF OPD OFFICER JOHN CUNNIE IN SUPPORT OF PEOPLE'S CONSOLIDATED REPLY BRIEF

by e-mailing the document(s) listed above to the person(s) set forth below:

Michael Haddad, Esq. Julia Sherwin, Esq. Haddad & Sherwin 505 Seventeenth Street Oakland, CA 94612 Attorneys for Defendant Yancie Young Haddad.sherwin@sbcglobal.net	Jory Steele, Esq. 39 Drumm Street San Francisco, CA 94111 Attorneys for amicus curiae, ACLU Jsteele@aclunc.org
Kendra Fox-Davis, Esq. 131 Steuart Street, Suite 400 San Francisco, CA 94105 Attorneys for amicus curiae, LCCR kfoxdavis@lccr.com	Andrea Auer, Esq. 1611 Telegraph Avenue Suite 1100 Oakland, CA 94612 Attorneys for amicus curiae aaauer@averlaw.com
Andrew Steckler Alameda County Public Defender's Office 1401 Lakeside Drive, Suite 400 Oakland, CA 94612 Attorneys for amicus curiae Andrew.steckler@acgov.org	

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- by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below, or as stated on the attached service list, on this date before 5:00 p.m.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Oakland, California addressed as set forth.
- by causing personal delivery by Federal Express of the document(s) listed above to the person(s) at the address(es) set forth below.
- by personally delivering the document(s) listed above to the person(s) set forth below.

Roy Johnson, Jr. In Propria Persona 886 52 nd Street Oakland, CA 94608	Bao Viet Ngo In Propria Persona 2140 Highland Road Pinole, CA 94806
Anthony Smith In Propria Persona 2717 Fruitvale Avenue, Apt. A Oakland, CA 94601	Anthony Price PFN BDE054 Santa Rita Jail 5325 Broder Boulevard Dublin, CA 94568
Brian Downing In Propria Persona 5206 Anapolis Avenue San Pablo, CA 94806	Derris Dillard In Propria Persona 5428 Market Street Oakland, CA 94608
Stephon Anthony PFN BGF001 Santa Rita Jail 5325 Broder Boulevard Dublin, CA 94568	Marcelus Collins CDCR #AC8843 San Quentin Reception Center 1 Main Street San Quentin, CA 94964
Darrel Easley Register #12506-111 Federal Correctional Institution Herlong P.O. Box 800 Herlong, CA 96113	Tyrone Elebeck In Propria Persona 843 44 th Street Oakland, CA 94608

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Donta Easley c/o Andrew A. Steckler Assistant Public Defender Alameda County Public Defender's Office 1401 Lakeside Drive, Suite 400 Oakland, CA 94612	Samuel Flowers PFN BFF551 Santa Rita Jail 5325 Broder Boulevard Dublin, CA 94568
Tyrone Jackson In Propria Persona 2341 Valley Street, #10 Oakland, CA 94612	Chanzae Johnson In Propria Persona 6620 Helen Court Oakland, CA 94608
Christopher Patrick PFN BCN624 Santa Rita Jail 5325 Broder Boulevard Dublin, CA 94568	Lucious Taylor PFN BDX204 Santa Rita Jail 5325 Broder Boulevard Dublin, CA 94568
Eric Tullis In Propria Persona 405 Sycamore, #10 Hayward, CA 94544	Rafael Campbell PFN BDE069 Santa Rita Jail 5325 Broder Boulevard Dublin, CA 94568

I am readily familiar with the City of Oakland's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business.

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

Executed on May 25 2010, at Oakland, California.


BARBARA J. WOODS