

**IN THE CRIMINAL COURT OF HAMILTON COUNTY, TENNESSEE
ELEVENTHTH JUDICIAL DISTRICT IN CHATTANOOGA
DIVISION I**

**STATE OF TENNESSEE, ex rel,
NEAL PINKSTON
DISTRICT ATTORNEY GENERAL**

vs.

NO:299828, 299829

**GANGSTER DISCIPLES,
And
GRAPE STREET CRIPS**

Criminal Court Division I

ORDER FOR TEMPORARY INJUNCTIVE RELIEF

Petitioners, the State of Tennessee ex. rel. Neal Pinkston, District Attorney General for the Eleventh Judicial District of Tennessee at Chattanooga, brought this action against the Gangster Disciples and the Grape Street Crips, hereinafter referred to as "Gangster Disciples" and "Grape Street Crips" to declare the Gangster Disciples and the Grape Street Crips a public nuisance and enjoin from a list of activities in any of the areas described in the Petition as "Safety Zones." The injunction intends to protect the safety of the general community by bringing to an end the violent behavior of the Gangster Disciples and the Grape Street Crips.

This Court finds as follows:

1. That the following members of the Gangster Disciples and the Grape Street Crips were served with a copy of the verified petition for abatement of a nuisance and

request for injunctive relief to include: Ronnie Dobbins, Jr., Commenkial Williams, Oshae Kadaris Smith, Guy Wilkerson, Demetrius Buchanan, Sean Rhodes, Thaddeus Montgomery, Jacorey Owens, Perry Thomas, Gregory Gillespie, Antonio Watkins, Lee Antonio Clements, Alston Toran, Jonathan Horton, Ommercial Dewayne Woods, Norman Williams, Monte Brewer, Jeremie Hawthorne, and Keyon Hinton.

2. That upon presentation of the Verified Petition for Abatement of a Nuisance and Request for Injunctive Relief and further testimony on October 3, 2016, the Court finds the Gangster Disciples and Grape Street Crips and its members who were served with the petition to be a public nuisance .

3. That pursuant to Tennessee Code Annotated § 29-3-105 this Court awards a temporary injunction.

IT IS HEREBY ORDERED:

1. This Court establishes focused on the East Lake area and certain surrounding areas.

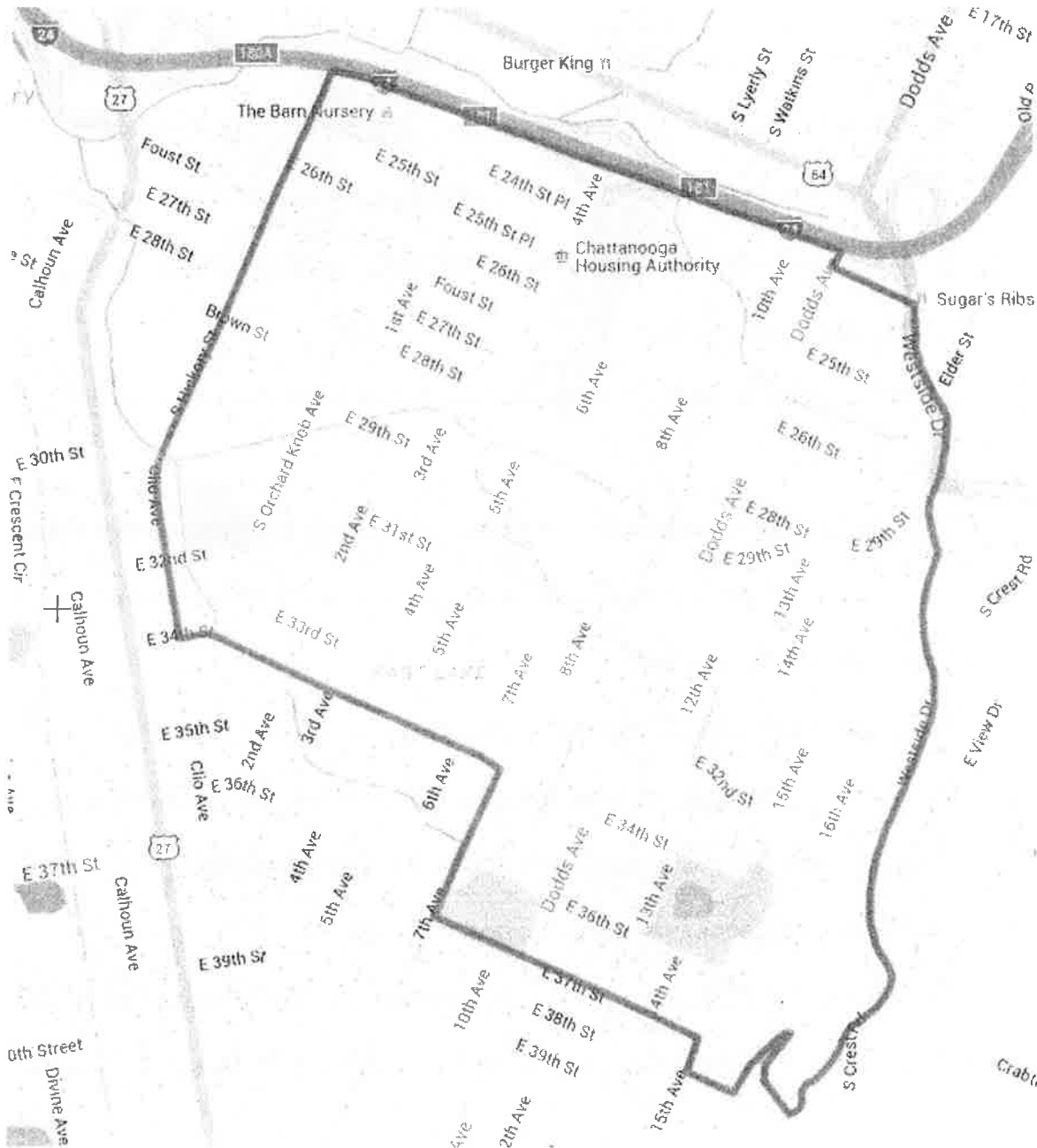
2. The Safety Zone includes:

(a) The East Lake Courts which is a public housing complex which is owned by the Chattanooga Housing Authority with its physical address as 2600 4th Avenue Chattanooga, Tennessee but that the East Lake Courts extends from the 2400 block of 4th Avenue to the 2200 block of E. 28th Street east to 2800 block of 6th Avenue north to the 2400 block of 5th Avenue;

(b) From Interstate 24 south on Hickory Street to Clio Avenue south to E. 34th Street and then from E. 34th Street to south 7th Avenue then on 7th Avenue to E. 37th Street over to 15th Avenue to E. 38th Street over to S Crest Road

and Westside Drive and follow Westside Drive all way to Interstate 24. See Attached Map.

3. This area is outlined in red in the map below:



4. All members of the Gangster Disciples and the Grape Street Crips who

act in furtherance of the gang are hereby enjoined and restrained from engaging in or performing, directly or indirectly, individually or collectively, any of the following activities in the Safety Zone. Pursuant to this Order, this injunction is only enforceable after personal service of this Order.

A. Activities enjoined in Safety Zone

1. Do not Associate: Standing, sitting, walking, driving, gathering or appearing anywhere in public view or any place accessible to the public, with any known member of the Gangster Disciples and the Grape Street Crips, but not including:

(a) when all individuals are inside a school attending class or on school business, and

(b) when all individuals are inside a place of worship; provided however that this prohibition against associating shall apply to all claims of travel to or from any of those locations;

2. No Intimidation: Confronting, intimidating, annoying, harassing, threatening, challenging, provoking, assaulting or battering any person known to be a witness to any activity of the Gangster Disciples or the Grape Street Crips, known to be a victim of any activity of the Gangster Disciples or the Grape Street Crips, or known to be a person who has complained about any activity of the Gangster Disciples, or Grape Street Crips;

3. No Guns or Dangerous Weapons: Anywhere in public view or any place accessible to the public, (1) possessing any gun, ammunition, or

otherwise prohibited weapon as defined in Tennessee Code Annotated § 39-17-1302, (2) knowingly remaining in the presence of anyone who is in possession of such gun, ammunition, or otherwise prohibited weapon, or (3) knowingly remaining in the presence of such gun, ammunition, or otherwise prohibited weapon;

4. No Graffiti or Graffiti Tools: Damaging, defacing, or making a public property or private property of another, or possessing any spray can, felt tip marker, or other graffiti tool;

5. Stay Away from Drugs: Without a prescription, (1) selling, possessing, or using any controlled substance or related paraphernalia, including, but not limited to, rolling papers, pipes, syringes and hypodermic needles using for illegal drug use, (2) knowingly remaining in the presence of anyone selling, possessing or using any controlled substance or related paraphernalia, or (3) knowingly remaining in the presence of any controlled substance or such related paraphernalia;

6. Do Not Act as a Lookout: Acting as a lookout, whistling, yelling, making hand signals, using cell phones, or otherwise signaling another person to warn of the approach or presence of a law enforcement officer;

7. Stay Away from Alcohol: Anywhere in public view or any place accessible to the public, (1) possessing an open container of an alcoholic beverage, (2) knowingly remaining in the presence of anyone possessing an open container of an alcoholic beverage, or (3) knowingly remaining in the presence of an open container of an alcoholic beverage:

8. No Trespassing: Being present on or in any property not open to the general public, except (1) with the prior written consent of the owner, owner's agent, or the person in lawful possession of the property, or (2) in the presence of and with the voluntary consent of the owner, owner's agent, or the person in lawful possession of the property;

9. No Forcible Recruiting: Making any threats, or doing anything threatening, including striking or battering a person, destroying or damaging personal property, or disturbing the peace, to cause or encourage a person to join the Gangster Disciples or the Grape Street Crips;

10. No Preventing a Member from Leaving the Gang: Making any threats, or doing anything threatening, including striking or battering a person, destroying or damaging personal property, or disturbing the peace, (1) to prevent a person from leaving the Gangster Disciples or the Grape Street Crips, or (2) because a person is known to have left the Gangster Disciples or the Grape Street Crips;

11. Obey All Laws: Failing to obey all laws that prohibit (1) violence and threatened violence, including murder, rape, robbery by force or fear, and assault and battery, (2) interference with the property rights of others, including trespass, theft, driving or taking a vehicle without the owner's consent and vandalism, or (3) the commission of acts that create a nuisance, including the illegal sale of controlled substances and blocking the sidewalk.

Opt Out Provision

Any person served an Order of this Court as a Gangster Disciple or Grape

Street Crip member may move to be dismissed from this action. In the event that a person is dismissed pursuant to this Opt Out provision, any injunction shall not be enforceable against him or her. The terms of Petitioners' proposed opt-out provision are as follows:

a. Requirements: Petitioners agree not to object to an individual's motion to be dismissed from this action, so long as the dismissal is to be without prejudice and with each side to bear its own costs and fees, and so long as the motions satisfies the following requirements:

- 1) Proper Notice: A motion under this provision shall be made on 30 days' notice, properly served upon the District Attorney General of Hamilton County, Tennessee;
- 2) Not (or No Longer) a Gangster Disciple or Grape Street Crip: An individual seeking to opt-out of the Court's injunction must declare in writing that he or she is either a reformed or former Gangster Disciples or Grape Street Crip member, he or she is not active with the Gangster Disciples, or Grape Street Crips and has renounced the Gangster Disciples or Grape Street Crips and gang life. This declaration regarding the Gangster Disciples and Grape Street Crips and gang life is an essential part of this provision; and
- 3) Proof Required: An individual included in the injunction by the Court as a Gangster Disciple or Grape Street Crip who is seeking to be dismissed from the this action must truthfully declare that he or she (1) has not been arrested for the past two years, not including any time spent incarcerated; (2) has not been in the company or association of any person known as a

Gangster Disciple or Grape Street Crip, other than an immediate family member for the last two years; and (3) has not obtained any new gang related tattoos for the last two years.

b. No Third-Party Beneficiaries: It shall not be a defense to any civil or criminal charge of any nature whatsoever that any person involved in the facts underlying that charge, including the person to be charged, was eligible to apply for a dismissal under this opt-out provision.

c. Effect in Other Proceedings: Petitioners shall not be bound by the criteria of this opt-out provision in any action, civil or criminal, other than a motion to opt-out brought in this action.

d. Judgment not Admissible: This gang injunction shall not be admissible in any criminal or other civil action related a successfully “opted-out” individual, and cannot be used against any such individual, except in a proceeding brought for the violation of this injunction.

e. Dismissed Individual Committing New Violation: Successfully obtaining a dismissal under this provision (an “opt-out”) will not permit any individual to rejoin the Gangster Disciples or the Grape Street Crips.

If a dismissed individual re-associates with the Gangster Disciples or the Grape Street Crips, who is the named Respondent, is arrested for any crime that is a gang-related crime, obtains new gang tattoos, or otherwise conducts himself as a member of the Gangster Disciples or the Grape Street Crips, such person may be added as an active gang member; subject again to the the gang injunction.

5. This Order shall go into effect immediately.

6. That the following Gangster Disciples and Grape Street Crips are enjoined from the above prohibited activities in the Safety Zone to include the following individuals: Ronnie Dobbins, Jr., Commenkial Williams, Oshae Kadaris Smith, Guy Wilkerson, Demetrius Buchanan, Sean Rhodes, Thaddeus Montgomery, Jacorey Owens, Perry Thomas, Gregory Gillespie, Antonio Watkins, Lee Antonio Clements, Alston Toran, Jonathan Horton, Ommercial Dewayne Woods, Norman Williams, Monte Brewer, Jeremie Hawthorne, and Keyon Hinton.

WHEREFORE, PREMISES CONSIDERED, IT IS THEREFORE SO ORDERED, ADJUDGED AND DECREED.

Entered this the 20 day of December, 2016.



Judge Barry Steelman
Hamilton County Criminal Court
Division One