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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

CESAR OCTAVIO OTERO, DIANA
RAYOS, FERNANDO QUINTANA,
FERNANDO QUINTANA, JR. and
JUDY QUINTANA,

Plaintiffs,

vs.

CITY OF LOS ANGELES, OFFICER
YOUNG, #34444, OFFICER BRIGHT,
#34313, OFFICER LEVANT, #35007,
OFFICER YAMZON, #35670, OFFICER
TARJAMO, #33948, OFFICER
WILLIAMS, #25458, individually and as
peace officers,

Defendants.

Case No. CV05-4248 CW

**DEFENDANTS' JUDGMENT ON
SPECIAL VERDICT**

Trial Judge:
Carla Woehrle
Courtroom: 640 - Roybal

This action came on regularly for trial by jury on September 8, 2010, with attorney Thomas E. Beck appearing for Plaintiffs CESAR OCTAVIO OTERO, DIANA RAYOS, and FERNANDO QUINTANA, JR. And FERNANDO QUINTANA and JUDY QUINTANA, appearing in person. Defendants, JEFFREY BRIGHT, ERIC YOUNG, HANNU TARJAMO, MICHAEL LEVANT, DAVID STAMBAUGH, JOSEPH YAMZON and EARL WILLIAMS appearing in person and by and through RICHARD M. ARIAS, Deputy City Attorney; a jury of eight persons

1 duly impaneled and sworn; witnesses testified; evidence was received; and after being
2 duly instructed by the court, the jury deliberated and thereon returned the following
3 special verdict:

4
5 **JUDGMENT ON SPECIAL VERDICT**

6
7 “TITLE OF COURT AND CAUSE”

8 “WE, THE JURY in the above-entitled action, find the following Special
9 Verdict on the questions submitted to us:

10
11 Question No. 1

12 Did Defendant Officers unreasonably search Plaintiff’s residence?

13
14 Answer “yes” or “no” after the name of the Defendant.

- 15
- | | | | |
|----|--------------------|----------|-----------|
| 16 | 1. Jeffrey Bright | _____Yes | ___X___No |
| 17 | 2. Eric Young | _____Yes | ___X___No |
| 18 | 3. Hannu Tarjamo | _____Yes | ___X___No |
| 19 | 4. Michael Levant | _____Yes | ___X___No |
| 20 | 5. David Stambaugh | _____Yes | ___X___No |
| 21 | 6. Joseph Yamzon | _____Yes | ___X___No |
| 22 | 7. Earl Williams | _____Yes | ___X___No |

23
24 Now proceed to answer question No. 2.

25
26 Question No. 2

27 Did Defendant Officers use unreasonable force in detaining and/or arresting the
28 Plaintiff, Fernando Quintana, Sr.?

1 Question No. 5

2 Did Defendant Officers use unreasonable force in detaining and/or arresting the
3 Plaintiff, Cesar Octavio Otero?

4

5 Answer “yes” or “no” after the name of the Defendant.

6

- | | | | | | | | |
|----|----|-----------------|-------|-----|-------|----------|----|
| 7 | 1. | Jeffrey Bright | _____ | Yes | _____ | <u>X</u> | No |
| 8 | 2. | Eric Young | _____ | Yes | _____ | <u>X</u> | No |
| 9 | 3. | Hannu Tarjamo | _____ | Yes | _____ | <u>X</u> | No |
| 10 | 4. | Michael Levant | _____ | Yes | _____ | <u>X</u> | No |
| 11 | 5. | David Stambaugh | _____ | Yes | _____ | <u>X</u> | No |
| 12 | 6. | Joseph Yamzon | _____ | Yes | _____ | <u>X</u> | No |
| 13 | 7. | Earl Williams | _____ | Yes | _____ | <u>X</u> | No |

14

15 Now proceed to answer question No. 6.

16

17 Question No. 6

18 Did Defendant Officers use unreasonable force in detaining and/or arresting the
19 Plaintiff, Fernando Quintana, Jr.?

20

21 Answer “yes” or “no” after the name of the Defendant.

22

- | | | | | | | | |
|----|----|----------------|-------|-----|-------|----------|----|
| 23 | 1. | Michael Levant | _____ | Yes | _____ | <u>X</u> | No |
|----|----|----------------|-------|-----|-------|----------|----|

24

25 Now proceed to answer question No. 7.

26

27

28

1 Question No. 7

2 Did Defendant Officers have reasonable suspicion to detain and/or probable
3 cause to arrest the Plaintiff, Fernando Quintana, Sr.?

4

5 Answer “yes” or “no” after the name of the Defendant.

6

7 1. Jeffrey Bright Yes No

8 2. Eric Young Yes No

9

10 Now proceed to answer question No. 8.

11

12 Question No. 8

13 Did Defendant Officers have reasonable suspicion to detain and/or probable
14 cause to arrest the Plaintiff, Judy Quintana?

15

16 Answer “yes” or “no” after the name of the Defendant.

17

18 1. Jeffrey Bright Yes No

19 2. Eric Young Yes No

20

21 Now proceed to answer question No. 9.

22

23 Question No. 9

24 Did Defendant Officers have reasonable suspicion to detain and/or probable
25 cause to arrest the Plaintiff, Diana Rayos?

26

27 Answer “yes” or “no” after the name of the Defendant.

28

- 1 1. Jeffrey Bright X Yes _____No
2 2. Eric Young X Yes _____No
3 3. Michael Levant X Yes _____No

4

5 Now proceed to answer question No. 10.

6

7 Question No. 10

8 Did Defendant Officers have reasonable suspicion to detain and/or probable
9 cause to arrest the Plaintiff, Cesar Octavio Otero?

10

11 Answer “yes” or “no” after the name of the Defendant.

12

- 13 1. Jeffrey Bright X Yes _____No
14 2. Eric Young X Yes _____No
15 3. Hannu Tarjamo X Yes _____No
16 4. Michael Levant X Yes _____No
17 5. Joseph Yamzon X Yes _____No
18 6. Earl Williams X Yes _____No

19

20 Now proceed to answer question No. 11.

21

22 Question No. 11

23 Did Defendant Officers have reasonable suspicion to detain and/or probable
24 cause to arrest the Plaintiff, Fernando Quintana, Jr.?

25

26 Answer “yes” or “no” after the name of the Defendant.

27

- 28 1. Jeffrey Bright X Yes _____No

1 2. Eric Young Yes No

2 3. Michael Levant Yes No

3

4 Now proceed to answer question No. 12.

5

6 Question No. 12

7 Did any Officer falsely arrest and/or imprison Plaintiff, Fernando Quintana, Sr.?

8

9 Answer "yes" or "no" after the name of the Defendant.

10

11 1. Jeffrey Bright Yes No

12 2. Eric Young Yes No

13 3. Any other LAPD officer Yes No

14

15 Now proceed to answer question No. 13.

16

17 Question No. 13

18 Did any Officer falsely arrest and/or imprison Plaintiff, Judy Quintana?

19 Answer "yes" or "no" after the name of the Defendant.

20

21 1. Jeffrey Bright Yes No

22 2. Eric Young Yes No

23 3. Any other LAPD officer Yes No

24

25 Now proceed to answer question No. 14.

26

27 Question No. 14

28 Did any Officer falsely arrest and/or imprison Plaintiff, Diana Rayos?

1 Answer "yes" or "no" after the name of the Defendant.

2

3 1. Michael Levant _____ Yes _____ X No

4 2. Any other LAPD officer _____ Yes _____ X No

5

6 Now proceed to answer question No. 15.

7

8 Question No. 15

9 Did any Officer falsely arrest and/or imprison Plaintiff, Cesar Octavio Otero?

10

11 Answer "yes" or "no" after the name of the Defendant.

12

13 1. Jeffrey Bright _____ Yes _____ X No

14 2. Eric Young _____ Yes _____ X No

15 3. Hannu Tarjamo _____ Yes _____ X No

16 4. Michael Levant _____ Yes _____ X No

17 5. Any other LAPD officer _____ Yes _____ X No

18

19 Now proceed to answer question No. 16.

20

21 Question No. 16

22 Did any Officer falsely arrest and/or imprison Plaintiff, Fernando Quintana, Jr.?

23

24 Answer "yes" or "no" after the name of the Defendant.

25

26 1. Jeffrey Bright _____ Yes _____ X No

27 2. Eric Young _____ Yes _____ X No

28 3. Michael Levant _____ Yes _____ X No

1 4. Any other LAPD officer _____ Yes _____ X No

2

3 Now proceed to answer question No. 17.

4

5 Question No. 17

6 Did any Officer assault and/or batter Plaintiff, Fernando Quintana, Sr.?

7

8 Answer “yes” or “no” after the name of the Defendant.

9

10 1. Jeffrey Bright _____ Yes _____ X No

11 2. Eric Young _____ Yes _____ X No

12 3. David Stambaugh _____ Yes _____ X No

13 4. Any other LAPD officer _____ Yes _____ X No

14

15 Now proceed to answer question No. 18.

16

17 Question No. 18

18 Did any Officer assault and/or batter Plaintiff, Judy Quintana?

19

20 Answer “yes” or “no” after the name of the Defendant.

21

22 1. David Stambaugh _____ Yes _____ X No

23 2. Any other LAPD officer _____ Yes _____ X No

24

25 Now proceed to answer question No. 19.

26

27 Question No. 19

28 Did any Officer assault and/or batter Plaintiff, Diana Rayos?

1 Answer "yes" or "no" after the name of the Defendant.

2

- 3 1. Michael Levant _____ Yes X No
- 4 2. Joseph Yamzon _____ Yes X No
- 5 3. Any other LAPD officer _____ Yes X No

6

7 Now proceed to answer question No. 20.

8

9 Question No. 20

10 Did any Officer assault and/or batter Plaintiff, Cesar Octavio Otero?

11

12 Answer "yes" or "no" after the name of the Defendant.

- 13 1. Jeffrey Bright _____ Yes X No
- 14 2. Eric Young _____ Yes X No
- 15 3. Hannu Tarjamo _____ Yes X No
- 16 4. Michael Levant _____ Yes X No
- 17 5. David Stambaugh _____ Yes X No
- 18 6. Joseph Yamzon _____ Yes X No
- 19 7. Earl Williams _____ Yes X No
- 20 8. Any other LAPD officer _____ Yes X No

21

22 Now proceed to answer question No. 21.

23

24 Question No. 21

25 Did any Officer assault and/or batter Plaintiff, Fernando Quintana, Jr.?

26

27 Answer "yes" or "no" after the name of the Defendant.

28

- 1 1. Michael Levant _____ Yes _____ X No
 2 2. Any other LAPD officer _____ Yes _____ X No

3

4 If you answered “No” to Questions 1 - 6 and 12 - 21 as to all named defendant
 5 officers and “any other LAPD officer,” and answered “Yes” to Questions 7 - 11 as to
 6 all named defendant officers, then have your foreperson date, sign and turn in this
 7 special verdict form.

8

9 If you answered “Yes” to any of Questions 1 - 6 and 12 - 21, or answered “No”
 10 to any of Questions 7 - 11, as to any officer, then go to Question 22,

11

12 Question No. 22

13 What do you find to be the total amount of damages, if any, suffered by any
 14 Plaintiff caused by either the unreasonable search, detention and/or arrest, the use of
 15 excessive and/or unreasonable force, the false arrest and/or imprisonment and/or the
 16 assault and battery of any Plaintiff?

17

- 18 1. Fernando Quintana, Sr. Total: \$ _____
 19 2. Judy Quintana Total: \$ _____
 20 3. Diana Rayos Total: \$ _____
 21 4. Cesar Octavio Otero Total: \$ _____
 22 5. Fernando Quintana, Jr. Total: \$ _____

23

24 If you answered “Yes” to Questions 1 - 6 and 12 - 21, or answered “No” to
 25 Questions 7 - 11, as to any named defendant officers, then proceed to answer Questions
 26 23 through 37 as to that officer or officers only.

27

28

1 Question No. 23

2 Do you find that any Defendant Officer's conduct was malicious as to Plaintiff
3 Fernando Quintana, Sr.'s rights?

4
5 Answer "yes" or "no" after the name of the Defendant.

- 6
- | | | | |
|----|--------------------|----------|---------|
| 7 | 1. Jeffrey Bright | _____Yes | _____No |
| 8 | 2. Eric Young | _____Yes | _____No |
| 9 | 3. Hannu Tarjamo | _____Yes | _____No |
| 10 | 4. Michael Levant | _____Yes | _____No |
| 11 | 5. David Stambaugh | _____Yes | _____No |
| 12 | 6. Joseph Yamzon | _____Yes | _____No |
| 13 | 7. Earl Williams | _____Yes | _____No |

14
15 Now proceed to answer question No. 24.

16
17 Question No. 24

18 Do you find that any Defendant Officer's conduct was malicious as to Plaintiff Judy
19 Quintana's rights?

20 Answer "yes" or "no" after the name of the Defendant.

- 21
- | | | | |
|----|--------------------|----------|---------|
| 22 | 1. Jeffrey Bright | _____Yes | _____No |
| 23 | 2. Eric Young | _____Yes | _____No |
| 24 | 3. Hannu Tarjamo | _____Yes | _____No |
| 25 | 4. Michael Levant | _____Yes | _____No |
| 26 | 5. David Stambaugh | _____Yes | _____No |
| 27 | 6. Joseph Yamzon | _____Yes | _____No |
| 28 | 7. Earl Williams | _____Yes | _____No |

1 Now proceed to answer question No. 25.

2

3 Question No. 25

4 Do you find that any Defendant Officer’s conduct was malicious as to Plaintiff Diana
5 Rayos’s rights?

6

7 Answer “yes” or “no” after the name of the Defendant.

8

- 9 1. Jeffrey Bright Yes No
- 10 2. Eric Young Yes No
- 11 3. Hannu Tarjamo Yes No
- 12 4. Michael Levant Yes No
- 13 5. David Stambaugh Yes No
- 14 6. Joseph Yamzon Yes No
- 15 7. Earl Williams Yes No

16

17 Now proceed to answer question No. 26.

18

19 Question No. 26

20 Do you find that any Defendant Officer’s conduct was malicious as to Plaintiff Cesar
21 Otero’s rights?

22

23 Answer “yes” or “no” after the name of the Defendant.

24

- 25 1. Jeffrey Bright Yes No
- 26 2. Eric Young Yes No
- 27 3. Hannu Tarjamo Yes No
- 28 4. Michael Levant Yes No

- 1 5. David Stambaugh _____ Yes _____ No
2 6. Joseph Yamzon _____ Yes _____ No
3 7. Earl Williams _____ Yes _____ No

4

5 Now proceed to answer question No. 27.

6

7 Question No. 27

8 Do you find that any Defendant Officer's conduct was malicious as to Plaintiff
9 Fernando Quintana, Jr.'s rights?

10

11 Answer "yes" or "no" after the name of the Defendant.

12

- 13 1. Jeffrey Bright _____ Yes _____ No
14 2. Eric Young _____ Yes _____ No
15 3. Hannu Tarjamo _____ Yes _____ No
16 4. Michael Levant _____ Yes _____ No
17 5. David Stambaugh _____ Yes _____ No
18 6. Joseph Yamzon _____ Yes _____ No
19 7. Earl Williams _____ Yes _____ No

20

21 Now proceed to answer question No. 28.

22

23 Question No. 28

24 Do you find that any Defendant Officer's conduct was oppressive of the
25 Plaintiff, Fernando Quintana, Sr.'s rights?

26 Answer "yes" or "no" after the name of the Defendant.

27

- 28 1. Jeffrey Bright _____ Yes _____ No

- | | | | | |
|---|----|-----------------|------------------------------|-----------------------------|
| 1 | 2. | Eric Young | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 2 | 3. | Hannu Tarjamo | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 3 | 4. | Michael Levant | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 4 | 5. | David Stambaugh | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 5 | 6. | Joseph Yamzon | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 6 | 7. | Earl Williams | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

7

8 Now proceed to answer question No. 29

9

10 Question No. 29

11 Do you find that any Defendant Officer's conduct was oppressive of the
12 Plaintiff, Judy Quintana's rights?

13

14 Answer "yes" or "no" after the name of the Defendant.

15

- | | | | | |
|----|----|-----------------|------------------------------|-----------------------------|
| 16 | 1. | Jeffrey Bright | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 17 | 2. | Eric Young | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 18 | 3. | Hannu Tarjamo | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 19 | 4. | Michael Levant | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 20 | 5. | David Stambaugh | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 21 | 6. | Joseph Yamzon | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| 22 | 7. | Earl Williams | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

23

24 Now proceed to answer question No. 30.

25

26 Question No. 30

27 Do you find that any Defendant Officer's conduct was oppressive of the
28 Plaintiff, Diana Rayos's rights?

1 Answer "yes" or "no" after the name of the Defendant.

2

- 3 1. Jeffrey Bright _____ Yes _____ No
- 4 2. Eric Young _____ Yes _____ No
- 5 3. Hannu Tarjamo _____ Yes _____ No
- 6 4. Michael Levant _____ Yes _____ No
- 7 5. David Stambaugh _____ Yes _____ No
- 8 6. Joseph Yamzon _____ Yes _____ No
- 9 7. Earl Williams _____ Yes _____ No

10

11 Now proceed to answer question No. 31.

12

13 Question No. 31

14 Do you find that any Defendant Officer's conduct was oppressive of the
15 Plaintiff, Cesar Otero's rights?

16 Answer "yes" or "no" after the name of the Defendant.

17

- 18 1. Jeffrey Bright _____ Yes _____ No
- 19 2. Eric Young _____ Yes _____ No
- 20 3. Hannu Tarjamo _____ Yes _____ No
- 21 4. Michael Levant _____ Yes _____ No
- 22 5. David Stambaugh _____ Yes _____ No
- 23 6. Joseph Yamzon _____ Yes _____ No
- 24 7. Earl Williams _____ Yes _____ No

25

26 Now proceed to answer question No. 32.

27

28

1 Question No. 32

2 Do you find that any Defendant Officer's conduct was oppressive of the
3 Plaintiff, Fernando Quintana, Jr.'s rights?

4 Answer "yes" or "no" after the name of the Defendant.

- 5
- | | | | | |
|----|----|-----------------|----------|---------|
| 6 | 1. | Jeffrey Bright | _____Yes | _____No |
| 7 | 2. | Eric Young | _____Yes | _____No |
| 8 | 3. | Hannu Tarjamo | _____Yes | _____No |
| 9 | 4. | Michael Levant | _____Yes | _____No |
| 10 | 5. | David Stambaugh | _____Yes | _____No |
| 11 | 6. | Joseph Yamzon | _____Yes | _____No |
| 12 | 7. | Earl Williams | _____Yes | _____No |

13

14 Now proceed to answer question No. 33.

15

16 Question No. 33

17 Do you find that any Defendant Officer's conduct was in reckless
18 disregard of the Plaintiff, Fernando Quintana, Sr.'s rights?

19

20 Answer "yes" or "no" after the name of the Defendant.

- 21
- | | | | | |
|----|----|-----------------|----------|---------|
| 22 | 1. | Jeffrey Bright | _____Yes | _____No |
| 23 | 2. | Eric Young | _____Yes | _____No |
| 24 | 3. | Hannu Tarjamo | _____Yes | _____No |
| 25 | 4. | Michael Levant | _____Yes | _____No |
| 26 | 5. | David Stambaugh | _____Yes | _____No |
| 27 | 6. | Joseph Yamzon | _____Yes | _____No |
| 28 | 7. | Earl Williams | _____Yes | _____No |

1 Now proceed to answer question No. 34.

2

3 Question No. 34

4 Do you find that any Defendant Officer's conduct was in reckless disregard of
5 the Plaintiff, Judy Quintana's rights?

6

7 Answer "yes" or "no" after the name of the Defendant.

8

- | | | | | | | |
|----|----|-----------------|-------|-----|-------|----|
| 9 | 1. | Jeffrey Bright | _____ | Yes | _____ | No |
| 10 | 2. | Eric Young | _____ | Yes | _____ | No |
| 11 | 3. | Hannu Tarjamo | _____ | Yes | _____ | No |
| 12 | 4. | Michael Levant | _____ | Yes | _____ | No |
| 13 | 5. | David Stambaugh | _____ | Yes | _____ | No |
| 14 | 6. | Joseph Yamzon | _____ | Yes | _____ | No |
| 15 | 7. | Earl Williams | _____ | Yes | _____ | No |

16

17 Now proceed to answer question No. 35.

18

19 Question No. 35

20 Do you find that any Defendant Officer's conduct was in reckless disregard of
21 the Plaintiff, Diana Rayos' rights?

22

23 Answer "yes" or "no" after the name of the Defendant.

24

- | | | | | | | |
|----|----|----------------|-------|-----|-------|----|
| 25 | 1. | Jeffrey Bright | _____ | Yes | _____ | No |
| 26 | 2. | Eric Young | _____ | Yes | _____ | No |
| 27 | 3. | Hannu Tarjamo | _____ | Yes | _____ | No |
| 28 | 4. | Michael Levant | _____ | Yes | _____ | No |

- 1 5. David Stambaugh _____ Yes _____ No
2 6. Joseph Yamzon _____ Yes _____ No
3 7. Earl Williams _____ Yes _____ No

4

5 Now proceed to answer question No. 36.

6

7 Question No. 36

8 Do you find that any Defendant Officer's conduct was in reckless disregard of
9 the Plaintiff, Cesar Otero's rights?

10

11 Answer "yes" or "no" after the name of the Defendant.

12

- 13 1. Jeffrey Bright _____ Yes _____ No
14 2. Eric Young _____ Yes _____ No
15 3. Hannu Tarjamo _____ Yes _____ No
16 4. Michael Levant _____ Yes _____ No
17 5. David Stambaugh _____ Yes _____ No
18 6. Joseph Yamzon _____ Yes _____ No
19 7. Earl Williams _____ Yes _____ No

20

21 Now proceed to answer question No. 37.

22

23 Question No. 37

24 Do you find that any Defendant Officer's conduct was in reckless disregard of
25 the Plaintiff, Fernando Quintana, Jr.'s rights?

26

27 Answer "yes" or "no" after the name of the Defendant.

28

