
Narrative

TYPED BY: Yakubovsky #758

SYNOPSIS: During search warrant service, firearms, methamphetamine and marijuana was located.

NARRATIVE: On 10/26/2011 I was assigned to the Buena Park Police Department's vice and narcotics unit.

On or about 10/25/2011 I received information on the possible sales of methamphetamine occurring at 1788 N. Widdows Way in the City of Orange. Through further investigation I was able to obtain enough probable cause to author a search warrant for the residence at 1788 N. Widdows Way, a red 2004 Toyota Tacoma with a California license plate number 4134UDP, and a subject who was identified as the homeowner as John Paul Lucas. On 10/26/2011 the Honorable Judge Gaffney of the Fullerton North Justice Center signed the search warrant commanding the search of Lucas, the red Toyota Tacoma and the residence at 1788 N. Widdows Way in the City of Orange.

On 10/26/2011 at approximately 1330 hours Detective Hong, Detective Cetina, Sergeant O'Dette, Detective Davenport and I began surveillance at 1788 N. Widdows Way in the City of Orange. Shortly into the surveillance I observed the red Toyota Tacoma with the California license plate 4134UDP drive up to the residence. The truck was occupied by the sole driver identified as Lucas.

Detective Cetina, Detective Hong and I then drove up to and detained Lucas at this time. I advised Lucas that we had a lawful search warrant for his persons, vehicle and residence. I provided Lucas a copy of the warrant at this time.

Detective Hong then conducted a search of Lucas. Detective Hong located a large amount of U.S. currency in Lucas' right front pant pocket. Nothing illegal was located on Lucas.

A search of Lucas' garage was then conducted. Inside of the garage in a storage container I located 2 glass mason jars which are often used for packaging and/or storing marijuana. Inside the container I also located a .22 caliber Survival Arm Inc. (serial number A320211) rifle as well as a box of .22 caliber ammunition.

Nothing else illegal was located inside of the garage.

Detective Hong, Detective Cetina, Detective Davenport, Detective Dieringer, Sergeant O'Dette, Officer Caruso and I then went into Lucas' upstairs residence. Inside of a hallway closet Detective Hong located a Mossberg 12 gauge shotgun (serial number L65373).

I asked Lucas what bedroom was his in the residence. Lucas pointed to a bedroom which was located in the south east portion of the residence. I asked Lucas if there was anything illegal inside of his bedroom. Lucas replied with "There is just a little bit of marijuana".

Inside the bathroom I located a safe. Inside of the safe I locate a large amount of U.S. currency, miscellaneous documentation with Lucas' name on it and a plastic zip lock baggie which contained approximately 3.0 grams of suspected methamphetamine.

Detective Hong then searched the closet in the bedroom. Inside of the closet

Detective Hong located several blue with white lid medicine bottles which are often used in packaging marijuana, plastic zip lock baggies which are often used in packaging narcotics, 3 working digital scales and a box of 9mm handgun ammunition. Inside of the closet Detective Hong also located a mason jar which contained approximately 75.0 grams of marijuana and another mason jar which contained approximately 230.0 grams of marijuana. In the closet Detective Hong also located a Ruger .357 magnum (serial number 89422) revolver and a Ruger 9mm (serial number 311-16957) handgun.

I then looked in the closet and located an additional safe. I opened the safe and located a large amount of U.S. currency.

Nothing else illegal was located inside of the residence.

Lucas was arrested. Officer Caruso transported Lucas to the Buena Park Police Department for booking.

While at the Buena Park Police Department I read Lucas his rights per Miranda at which time he waived his rights and agreed to speak to me.

I asked Lucas if the methamphetamine found in his room belonged to him and he said "No". Lucas stated "Somebody gave me that in trade for some marijuana". Lucas stated that he does not and has never used methamphetamine. I asked Lucas if all of the marijuana recovered belonged to him and he told me that it did. I asked Lucas if he smokes marijuana and he said "Yes". I asked Lucas if he sold marijuana and he said "Dude, I'm on disability. I do sell some to pay the rent and keep the lights on". Lucas added that he sells the marijuana out of his house and also said that he often delivers the marijuana to "Customers". I asked Lucas about all of the money recovered. Lucas said "That money is for the Board of Equalization". Lucas said all of the money recovered was proceeds from selling marijuana for the past year.

I questioned Lucas no further at this time.

At the Buena Park Police Department Detective Hong and Detective Cetina booked all of the recovered items into Buena Park Police Department property as evidence. Prior to booking the suspected methamphetamine into property a presumptive test was completed by Detective Hong at which time the substance tested positive for methamphetamine.

An Orange County Sheriffs Department crime lab request was completed to have the substance tested and weighed.

Based on the amount of methamphetamine, amount of marijuana, the packaging material, scales, U.S. currency and Lucas' statements, I feel the methamphetamine and marijuana were both possessed for that of sales and not personal use.

Lucas is being charged with H&S 11378, possession of a controlled substance for sales, H&S 11370.1, possession of a controlled substance for sales while armed and H&S 11359, possession of marijuana for sales.

Lucas was housed at the Buena Park Police Department for a short period for violations of the above listed offenses and was later released by a Detention Release Officer on his own recognizance and given a future court date.

I request that the Deputy District Attorney file the above listed charges on Lucas.

TYPED BY: Yakubovsky #758

APPROVED BY: Sgt. J. Swisher #611 Fri Nov 04 15:20:51 PDT 2011