



Superior Court, County of Ventura

Your civil case has been assigned to the Honorable Kevin DeNoce in
Courtroom 43.

Judge DeNoce's courtroom policies and procedures can be viewed at
<http://www.ventura.courts.ca.gov/Courtroom/C43>



SUPERIOR COURT OF CALIFORNIA

COUNTY OF VENTURA

Superior Court of California, County of Ventura

800 South Victoria Avenue
Ventura, CA 93009

PAYMENT RECEIPT

Receipt #: 9990732084

Clerk ID: jfoster

Transaction No: 2019544

Transaction Date: 10/26/2018

Transaction Time: 02:27:01 PM

Case Number	Fee Type	Qty	Fee Amount\$	Balance Due	Amount Paid	Remaining Balance
56-2018-00519296-CU-PO-VTA	194 - Complaint or other 1st paper	1	\$435.00	\$435.00	\$435.00	\$0.00

Sales Tax: \$0.00

Total: **\$435.00** **Total Rem. Bal:** **\$0.00**

Check Number(s): 23699

Check: \$435.00

Total Amount Tendered: \$435.00

Change Due: \$0.00

Balance: **\$0.00**

www.ventura.courts.ca.gov Our Court is here for the people we serve.

ORIGINAL

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF VENTURA**

800 South Victoria Avenue
Ventura , CA 93009
(805) 289-8525
WWW.VENTURA.COURTS.CA.GOV

NOTICE OF CASE ASSIGNMENT AND MANDATORY APPEARANCE

Case Number: 56-2018-00519296-CU-PO-VTA

Your case has been assigned for all purposes to the judicial officer indicated below.

A copy of this Notice of Case Assignment and Mandatory Appearance shall be served by the filing party on all named Defendants/Respondents with the Complaint or Petition, and with any Cross-Complaint or Complaint in Intervention that names a new party to the underlying action.

ASSIGNED JUDICIAL OFFICER	COURT LOCATION	DEPT/ROOM
Hon. Kevin DeNoce	Ventura	43
HEARING MANDATORY APPEARANCE CMC/Order to Show Cause Re Sanctions/Dismissal for Failure to File Proof of Service/Default		
EVENT DATE	EVENT TIME	EVENT DEPT/ROOM
03/22/2019	08:15 AM	22B

SCHEDULING INFORMATION

Judicial Scheduling Information AT THE ABOVE HEARING IS MANDATORY. Each party must file a Case Management Statement no later than 15 calendar days prior to the hearing and serve it on all parties. If your Case Management Statement is untimely, it may NOT be considered by the court (CRC 3.725). If proof of service and/or request for entry of default have not been filed: At the above hearing you are ordered to show cause why you should not be compelled to pay sanctions and/or why your case should not be dismissed (CCP 177.5, Local Rule 3.17).
Advance Jury Fee Requirement At least one party demanding a jury trial on each side of a civil case must pay a non-refundable jury fee of \$150. The non-refundable jury fee must be paid timely pursuant to Code of Civil Procedure section 631.
Noticed Motions/Ex Parte Matters To set an ex parte hearing, contact the judicial secretary in the assigned department. Contact the clerk's office to reserve a date for a law and motion matter.
Telephonic Appearance Telephonic appearance at the Case Management Conference is permitted pursuant to CRC 3.670. In addition, see Local Rule 7.01 regarding notice to the teleconference provider. The court, through the teleconference provider, will contact all parties and counsel prior to the hearing.

Date: 10/26/2018

Clerk of the Court,
By: Joan Foster
Joan Foster, Clerk

SUMMONS (CITACION JUDICIAL)

NOTICE TO DEFENDANT: (AVISO AL DEMANDADO):

Frank V Sapareto,
and DOES 1-100

YOU ARE BEING SUED BY PLAINTIFF: (LO ESTÁ DEMANDANDO EL DEMANDANTE):

Jonathan Carter

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

VENTURA
SUPERIOR COURT
FILED

OCT 26 2018

MICHAEL D. PLANET
Executive Officer and Clerk

BY: JOAN FOSTER Deputy

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **¡AVISO!** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es): **VENTURA SUPERIOR COURT**
800 S Victoria Ave., Ventura CA 93009

CASE NUMBER:

56-2018-00519296-CU-PO-VTA

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Eric Dubin, Dubin Law Firm. 19200 Von Karman Ave, Sixth Floor, Irvine CA 92612. 949 477-8040

JOAN FOSTER

DATE:
(Fecha)

OCT 26 2018

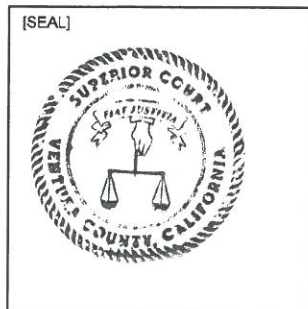
Clerk, by
(Secretario)

Michael D Planet

, Deputy
(Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)

(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).



NOTICE TO THE PERSON SERVED: You are served

1. ☐ as an individual defendant.
2. ☐ as the person sued under the fictitious name of (specify):
3. ☐ on behalf of (specify):
under: ☐ CCP 416.10 (corporation) ☐ CCP 416.60 (minor)
☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)
☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (authorized person)
☐ other (specify):
4. ☐ by personal delivery on (date):

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Eric Dubin, Dubin Law 160563 19200 Von Karman Ave, Sixth Floor Irvine, CA 92612		FOR COURT USE ONLY VENTURA SUPERIOR COURT FILED OCT 26 2018 MICHAEL D. PLANET Executive Officer and Clerk BY: _____, Deputy JOAN FOSTER	
TELEPHONE NO.: 949 477-8040 ATTORNEY FOR (Name): Jonathan Carter		FAX NO.:	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Ventura STREET ADDRESS: 800 S. Victoria Ave, MAILING ADDRESS: CITY AND ZIP CODE: Ventura, 93009 BRANCH NAME: Central		CASE NAME: Jonathan Carter v. Frank Sapareto	
CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000)		<input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)	
<input type="checkbox"/> Counter		<input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)	
CA: 56-2018-00519296-CU-PO-VTA		JUDGE: DEPT:	

Items 1–6 below must be completed (see instructions on page 2).

1. Check **one** box below for the case type that best describes this case:

Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input checked="" type="checkbox"/> Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) Real Property <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400–3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties
b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
c. <input type="checkbox"/> Substantial amount of documentary evidence | d. <input type="checkbox"/> Large number of witnesses
e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
|--|--|
3. Remedies sought (check all that apply): a. ☒ monetary b. ☐ nonmonetary; declaratory or injunctive relief c. ☒ punitive
4. Number of causes of action (specify): **Assault and Battery**
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: 10-26-18

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on **all** other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

1 ERIC J. DUBIN, ESQ., SBN 160563
2 THE DUBIN LAW FIRM
3 19200 Von Karman Avenue, Sixth Floor
4 Irvine, California 92612
5 Telephone: (949) 477-8040
6 edubin@dubinlaw.com

VENTURA
SUPERIOR COURT
FILED

OCT 26 2018

MICHAEL D. PLANET
Executive Officer and Clerk

BY: _____, Deputy

JOAN FOSTER

5 ANNEE DELLA DONNA, ESQ., SBN 138420
6 LAW OFFICES OF ANNEE DELLA DONNA
7 301 Forest Avenue
8 Laguna Beach, California 92651
9 Telephone: (949) 376-5730
10 delladonnalaw@cox.net

11 Attorneys for JONATHAN CARTER

12 SUPERIOR COURT OF CALIFORNIA

13 COUNTY OF VENTURA

14 JONATHAN CARTER,

15 Plaintiff,

16 v.

17 FRANK V SAPARETO,

18 AND DOES 1-100,

19 Defendant.

CASE NO: 56-2018-00519296-CU-PO-VTA

COMPLAINT FOR:

1. Assault
2. Battery

DEMAND FOR JURY TRIAL

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NATURE OF ACTION

1. This lawsuit challenges the violent, intentional, and tortious conduct of FRANK V SAPARETO.
2. The actions of Defendant FRANK V SAPARETO are despicable and have caused severe compensatory damages to Plaintiff.
3. At all relevant times, Plaintiff, Johnathan Carter was and is an individual residing in California is in the City of Simi Valley, County of Ventura.
4. At all relevant times, Defendant, FRANK V SAPARETO was and is an individual residing in New Hampshire in the City of Derry.
5. The true names and capacities of Defendants’ DOES 1 through 100, inclusive, whether individual, plural, corporate, partnership, associate or otherwise, are not known to Plaintiff, who therefore sues said Defendants’ by such fictitious names. Plaintiff is informed and believes and thereon alleges that each of the Defendants’ designated herein as DOE are in some manner responsible for the acts and occurrences set forth herein. Plaintiff will ask leave of court to amend this Complaint to show the true names and capacities of Defendants’ DOES 10 through 100, inclusive, as well as the manner in which each DOE defendant is responsible, when the same have been ascertained.
6. Plaintiff is informed and believes, and upon such basis alleges, that at all times herein mentioned, each of the Defendants’ herein was an agent, servant, employee, co-conspirator, partner, joint venturer, wholly owned and controlled subsidiary and/or alter ego of each of the remaining Defendants’, and was at all times acting within the course and scope of said agency, service, employment, conspiracy, partnership and/or joint venture.
7. Defendants’, and each of them, aided and abetted, encouraged and rendered substantial assistance accomplishing the wrongful conduct and their wrongful goals and other wrongdoing complained of herein. In taking action, as particularized herein, to aid and abet and substantially assist the commission of their wrongful acts and other wrongdoings complained of, each of the Defendants’ acted with an awareness of its primary wrongdoing and realized that its conduct would substantially assist the accomplishment of the wrongful conduct, wrongful goals, and wrongdoing.

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JURISDICTION AND VENUE

8. Venue is appropriate in the County of Ventura, and this Court has personal jurisdiction over the Defendants' and each of them by reason of the facts that: (a) Plaintiff's injury occurred in the State of California and the County of Ventura in Simi Valley; and (b) the events giving rise to the claims at issue in this lawsuit arose in California, including within the County of Ventura in Simi Valley.

FIRST CAUSE OF ACTION FOR
ASSAULT

(AGAINST ALL FRANK V SAPARETO AND DOES 1-100)

9. On or about June 6, 2018, Plaintiff and Defendant FRANK V SAPARETO formed a partnership and created STANDARD VIDEO LLC, with the intent to produce and sell adult movies. (Ex. "A") Defendant FRANK V SAPARETO wanted to star in the first adult film they produced, a movie called "Creampie Apocalypse".

10. During the filming of Defendant FRANK V SAPARETO'S sex scenes for the movie on June 29, 2018, Defendant became upset over the way things went. The next day on June 30, 2018, Plaintiff was physically attacked by Defendant FRANK V SAPARETO at his home. Defendant arrived at Mr. Carter's house on the subject day and began banging on the door. Once Plaintiff opened the door, Defendant violently pushed the door into Plaintiff and began beating him to the head, face, and body. Defendant then fled the scene in a red 2018 Ford Fusion. (Attached as Ex. "B").

11. Plaintiff went to the hospital, and was treated for an **"Assault; closed head injury with loss of consciousness"**, suffering both a concussion and bodily injuries. According to the Simi Valley Police Report, Defendant accepted a 242 PC-Battery Citation, and voluntarily signed the citation SV 239467 for the subject attack. (Attached as Ex. "B").

12. Defendant intended to cause, and did cause numerous harmful contacts with Plaintiff's person, and at no time did Plaintiff consent to any such contact. Defendant acted with intent to cause harmful or offensive contact, and threatened to touch plaintiff in a harmful manner. Plaintiff reasonably believed he was about to be touched in a harmful manner and Defendant was a substantial factor in causing Plaintiff's harm." As a direct and proximate

1 result of Defendant's conduct Plaintiff suffered severe injuries to the face and body.
2 Plaintiff has also suffered extreme mental anguish and physical pain. These injuries have
3 caused Plaintiff to suffer general damages in an amount to be determined by proof at trial.

4 13. As a direct and proximate result of Defendant's conduct, Plaintiff was required to
5 obtain medical services and treatment in an amount to be determined by proof at trial.
6 Plaintiff will, in the future, be compelled to incur additional obligations for medical
7 treatment in an amount to be determined by proof at trial.

8 14. Defendant's acts of unprovoked violence was done knowingly, willfully, and with
9 malicious intent, and Plaintiff is entitled to punitive damages in an amount to be
10 determined by proof at trial.

11 **SECOND CAUSE OF ACTION FOR**

12 **BATTERY**

13 **(AGAINST ALL FRANK V SAPARETO AND DOES 1-100)**

14
15 15. Plaintiff re-alleges paragraphs 1-14. On June 30, 2018, Plaintiff was physically
16 attacked by Defendant at his home. Defendant arrived at Mr. Carter's house on the subject
17 day and began banging on the door. Once Plaintiff opened the door, Defendant violently
18 pushed the door into Plaintiff and began beating him to the head, face, and body.
19 Defendant then fled the scene in a red 2018 Ford Fusion. (Attached as Ex. "B").

20 16. Plaintiff went to the hospital, and was treated for an **"Assault; closed head injury**
21 **with loss of consciousness"**, suffering both a concussion and bodily injuries. According to
22 the Simi Valley Police Report, Defendant accepted a 242 PC-Battery Citation, and
23 voluntarily signed the citation SV 239467 for the subject attack. (Attached as Ex. "B").

24 17. Defendant intended to cause, and did cause numerous harmful contacts with Plaintiff's
25 person, and at no time did Plaintiff consent to any such contact. Defendant acted with
26 intent to cause harmful or offensive contact. As a direct and proximate result of
27 Defendant's conduct Plaintiff suffered severe injuries to the face and body. Plaintiff has
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1 also suffered extreme mental anguish and physical pain. These injuries have caused
2 Plaintiff to suffer general damages in an amount to be determined by proof at trial.

3 18. As a direct and proximate result of defendant's conduct, plaintiff was required to obtain
4 medical services and treatment in an amount to be determined by proof at trial. Plaintiff
5 will, in the future, be compelled to incur additional obligations for medical
6 treatment in an amount to be determined by proof at trial.

7 19. Defendant's acts of unprovoked violence was done knowingly, willfully, and with
8 malicious intent, and plaintiff is entitled to punitive damages in an amount to be
9 determined by proof at trial.

10 WHEREFORE, Plaintiff prays for judgment against Defendant, and each of them, as
11 follows:

- 12 a. For general and special damages with the exact amount to be proven at trial;
13 b. For punitive damages in an amount sufficient to punish the Defendants' and to deter
14 him from engaging in wrongful conduct in the future;
15 c. For interest and costs of suit incurred herein;
16 d. For such other and further relief as the Court may deem just and proper.

17 Dated: 10-26-18

18 DUBIN LAW FIRM

19
20 By


21 
Eric J. Dubin, Esq., Attorney for Plaintiff Jonathan
22 Carter
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Exhibit A

**STATEMENT OF ORGANIZER
IN LIEU OF ORGANIZATION MEETING
OF
STANDARD VIDEO LLC**

THE UNDERSIGNED, being the Authorized Person ("Organizer") of STANDARD VIDEO LLC, a limited liability company of the State of New Hampshire does hereby adopt the following resolutions and takes the following action by written consent in lieu of a meeting.

RESOLVED, that a copy of the Certificate of Formation of STANDARD VIDEO LLC, as filed in the Office of the Secretary of State of New Hampshire on 6th June 2018 be, and the same hereby is, ordered filed in the minute book of the limited liability company; and

RESOLVED that the number of initial Members forming this limited liability company shall be at least one (1); and

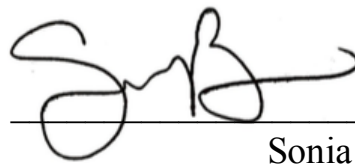
RESOLVED, that from June 6, 2018 hence, the undersigned has fulfilled the duties of Organizer and relinquishes all further duties to the Members/Managers of STANDARD VIDEO LLC, and

RESOLVED, that simultaneous with the Organizer's transfer of all further duties to the Members/Managers, the said Organizer resigns such office effective June 6, 2018; and

RESOLVED, that the following named persons shall constitute the initial Members (owner) of STANDARD VIDEO LLC:

Jim Jeremy, Roy Star, Frank Sapareto, J. Carter

Signed and executed by the Organizer on June 6, 2018.

A handwritten signature in black ink, appearing to read 'SB', is written over a horizontal line.

Sonia Becerra, Organizer

Exhibit B



SIMI VALLEY POLICE DEPT
GENERAL OFFENSE HARDCOPY
INVOLVED PARTY

GO# 2018-32045 CLEARED ADULT ARREST

1313-0 SIMPLE ASSAULT-BATTERY

INVOLVED PARTY

Purpose: INVOLVED PARTY
Date released: Oct-17-2018 (Wed.) 1626
Released by: 1881-KEITH SHELLY

RELEASED TO

Business name: JONATHAN CARTER
Address: 975 VENTURA AVE UNIT 3
City: SIMI VALLEY
State: CA
Zip code: 93065



SIMI VALLEY POLICE DEPT
GENERAL OFFENSE HARDCOPY
INVOLVED PARTY

GO# 2018-32045 CLEARED ADULT ARREST

1313-0 SIMPLE ASSAULT-BATTERY

The documents accompanying this release or electronic transmission may contain confidential or privileged information that is intended only for use by the individual or entity to which the release/transmission is addressed. If you are not the intended recipient, you are hereby notified that any disclosure, dissemination, copying or distribution of this release or transmission is strictly prohibited. If you have received this release or transmission in error, please notify us immediately.



SIMI VALLEY POLICE DEPT
GENERAL OFFENSE HARDCOPY
INVOLVED PARTY

GO# 2018-32045 CLEARED ADULT ARREST

1313-0 SIMPLE ASSAULT-BATTERY

General Offense Information

Operational status: **CLEARED ADULT ARREST**
Reported on: **Jun-30-2018 (Sat.) 1016**
Occurred on: **Jun-30-2018 (Sat.) 1016**
Approved on: **Jun-30-2018 (Sat.) by: 375 - ZAYICEK PATRICK**
Report submitted by: **442 - SCHER DAVID**
Org unit: **OPERATIONS/PATROL**
Address: **975 VENTURA AV Apartment: 3**
Municipality: **SIMI VALLEY** County: **Ventura**
District: **Beat: 2 Grid: 204**
Felony/Misdemeanor: **MISDEMEANOR**
Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1 1313-0 SIMPLE ASSAULT-BATTERY - COMPLETED**
Location: **Residence/Home**
Offender suspected of using: **Not Applicable**
Weapon type: **Personal Weapons (Hands, Feet, etc)**
Bias: **Unknown**



SIMI VALLEY POLICE DEPT
GENERAL OFFENSE HARDCOPY
INVOLVED PARTY

GO# 2018-32045 CLEARED ADULT ARREST

1313-0 SIMPLE ASSAULT-BATTERY

Related Event(s)

CP	2018-32045
AB	2018-1634



SIMI VALLEY POLICE DEPT
GENERAL OFFENSE HARDCOPY
INVOLVED PARTY

GO# 2018-32045 CLEARED ADULT ARREST

1313-0 SIMPLE ASSAULT-BATTERY

Related Text Page(s)

Document: CASE SUMMARY

Author: 442 - SCHER DAVID

Subject: ARREST NARRATIVE - SAPARETO

Related date/time: Jun-30-2018 (Sat.) 1213

SIMI VALLEY POLICE DEPARTMENT STANDARDIZED ARREST NARRATIVE

Video: [] Audio: [Yes] Photographs: [Yes]

Name of Arrested Person: [FRANK VINCENT SAPARETO (DOB 1/12/60)]

Arrest Charges 1..... [242 PC
2..... []

]

3..... []

]

4..... []

]

If Applicable Booking Approved By: []

Date of Arrest: [06-30-2018] Time of Arrest: [1118]

If DUI arrest, indicate location of alcohol/drugs consumption:
Bar name or location or address: []

MIRANDA ADMONISHMENT

Admonished: Yes/No [Y]]

Admonished by: [OFFICER SCHER #442

Interview Recorded: Yes/No/Other [Y] Other: []

Waived: Yes/No [Y]]

Words used to waive: [YES

Date: [06-30-2018] Time: [1104]

IF THE ARRESTEE IS A JUVENILE PROVIDE FOLLOWING INFORMATION:



SIMI VALLEY POLICE DEPT
GENERAL OFFENSE HARDCOPY
INVOLVED PARTY

GO# 2018-32045 CLEARED ADULT ARREST

1313-0 SIMPLE ASSAULT-BATTERY

Parent/Guardian Name: [
]

Parent/Guardian Address: [
]

Parent/Guardian Phone Num: [
]

Notified By: [
]

Date Of Notification: [] Time: []

Narrative:

[On 6/30/18 at approximately 1016 hours, I (Officer Scher #442) was working full uniformed patrol in a marked black and white patrol vehicle in the City of Simi Valley.

Senior Officer Wismar #326 and I responded to 975 Ventura Ave., Apartment 3, regarding a battery that had just occurred.

Upon my arrival, I contacted Jonathan Carter (DOB 1/4/80). The following is a synopsis of what he told me: Carter is self employed in the video creating industry and developed a business relationship with Frank Sapareto (DOB 1/12/60). Sapareto is from New Hampshire and they met online to create a video this week. Carter declined to describe any of the details of the video. They have spent the past week filming in Frasier Park. Sapareto was due to fly back to New Hampshire today, however, yesterday, Sapareto requested Carter take him to a Marijuana dispensary to purchase Marijuana. Sapareto told Carter he would be at his residence at 1000 hours on 6/30/18, however, Carter advised me that he did not agree to this. At approximately 1000 hours, Sapareto arrived at Carter's residence and started banging on his door. Carter stated that Sapareto kept pounding on the door for approximately 10 minutes and yelling to Carter to open the door. When Carter opened the door, Sapareto pushed the door into Carter. Sapareto then proceeded to punch Carter several times in the head. Sapareto kept on yelling to Carter stating "Are you trying to screw me." Sapareto then walked out to his red 2018 Ford Fusion (8CXZ644 / CA) and left the location. Carter called SVPD. He stated that he was injured along his jaw and back of the head, however, he did not need medical attention. Carter stated that he did not know why Sapareto was so agitated, however, he believed



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Sapareto was under the influence of Methamphetamine due to his erratic behavior. Carter stated that he was desirous of prosecution of Sapareto for battery.

While speaking with Carter, I could see a slight raised bump that was red on the right side of his chin. I could also see that the left portion of his shirt was scuffed and dirty. I took pictures of Carter and later booked the pictures into evidence. I also examined Carter's door and did not see any evidence of damage or "forced" entry. I took pictures of the door.

I did not locate any surveillance cameras in the complex that would have captured the incident. I was also unable to locate any neighbors that would have witnessed the incident.

While speaking with Carter, I was advised by Officer Pierson #473 that he had located the Ford driving eastbound on the SR 118. He conducted a traffic enforcement stop on the vehicle and it pulled over on the offramp at Rocky Peak Rd. The driver identified himself as Frank Sapareto (DOB 1/12/60) by his New Hampshire Driver's License (#01SOF60121). He detained Sapareto until I arrived at his location.

I transported Carter to the location where Sapareto was pulled over. I advised Carter with a field show-up admonishment. While Sapareto was standing to the rear of a patrol vehicle, not handcuffed, Carter stated that this was the suspect who had struck him in the face. He further advised that he remembered him wearing the grey t-shirt and blue jeans that Sapareto was wearing at that time. Senior Officer Wismar then transported Carter back to his residence.

I then spoke with Sapareto. due to the fact that he had been detained by Officer Pierson, I read him his Miranda Rights, to which he advised he would speak with me. The following is a synopsis of my interview with Sapareto: Sapareto advised that he had met Carter, who also goes by the name "Roy Randall", online while finding a partner to make an adult film with. On this trip to Southern California, they spent the last week filming in Frasier Park. There was no issues during this time. When he went to Carter's residence to return the camera equipment this morning, he provided Carter with the equipment and then left the location. There was no verbal or physical altercation at that time. He also stated that there was never any request for anything drug related (Marijuana). He does not know why Carter made these allegations or where Carter's injuries came from.

I did not see any injuries on Sapareto and I did not see any evidence of a physical altercation on Sapareto. I took pictures of him and booked the pictures into evidence.



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Based on Carter's allegation and desire for prosecution, I asked Sapareto if he was willing to accept a misdemeanor citation for 242 PC - Battery. Sapareto advised he would accept the citation and then voluntarily provided his signature on his citation (SV 239467). Sapareto was then released from the scene.

Case Status: Closed by Arrest]



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Follow Up Report # 2

Follow Up Report # 2

Assignment Information

Assigned to: 442 - SCHER DAVID Rank:
Capacity: 12-Self Initiated Follow Up Org unit: OPERATIONS/PATROL
Assigned on: Jul-03-2018 (Tue.) 1043 by: 442 - SCHER DAVID
Report due on: Jul-04-2018 (Wed.)

Submission Information

Submitted on: Jul-03-2018 (Tue.) 1702
Approved on: Jul-03-2018 (Tue.) by: 400 - PURCELL LINCOLN
Follow Up Conclusion
Follow Up concluded: Yes

Narrative Text Report # 1

Document: ADDITIONAL INFORMATION
Author: 442 - SCHER DAVID
Subject: SUPPLEMENTAL REPORT
Related date/time: Jul-03-2018 (Tue.) 1522

On 7/3/18 at approximately 1018 hours, I (Officer Scher #442) was working full uniformed patrol in a marked black and white patrol vehicle in the City of Simi Valley.

I responded to 945 Ventura Ave., Apartment 3, to re-contact Carter.

Upon arrival, I contacted Carter. When he came to the door, I advised him that I was requesting him to sign a SVPD Medical Record Release Authorization form, as well as clarify the events that happened on 6/30/18. He advised me that he wanted to call his Lawyer to ask if that was okay, to which I encouraged him to do so. He returned a short time later and stated that his Lawyer stated it was okay.

Carter signed the SVPD Medical Record Release Authorization form, which I later submitted to SVPD Records.

The following is a synopsis of what Carter explained about the incident on 6/30/18: Carter stated that Sapareto came to his apartment and was "banging" on the door. When Carter opened it, Sapareto attempted to push the door open past Carter. Carter used his body weight, braced by a knee, to attempt to keep the door shut. Sapareto pushed the door, and Carter



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back, and then started punching Carter several times all over his head, chest, and arms. He advised that he was on the ground and Sapareto was standing over him, still striking him. Sapareto stated several times "I should kill you" and started looking around the apartment. Carter believed Sapareto was looking for something to strike him with, specifically a knife, because Sapareto then went to the kitchen drawers and started looking through them. During this time, Carter was able to obtain his phone and called 911. Sapareto then ran out of the apartment and fled the scene in his vehicle. Carter stated that he sought legal counsel following the incident and then went to the Simi Valley Hospital to get treated for his injuries. He stated that he did not have any broken bones or sutures, however, he believed he may have received a concussion because he was "knocked out".

Carter allowed me to take pictures of his injuries. Carter pointed to his left jaw line and stated that he was punched there and directly behind his left ear. Today, he was clean-shaven. I was unable to see any evidence of any injuries along his jaw line or to the back of his head. He also showed me his left knee, which he did not mention this on 6/30/18. I could see scab abrasion on his left knee. He showed me several green and yellow bruises on his right arm and chest area, along with a several scratches. I took pictures of these injuries and later booked them into evidence.

While speaking with Carter, he clarified that the business venture he was in with Sapareto was to film an adult film that Sapareto was to "star in". Carter stated that he believed Sapareto was upset because Sapareto had "performance issues" several times. Carter also clarified that this was strictly a business relationship and that there was no intimate relationship.

It should be noted that during our conversation, Carter had been standing there without the support of any device. At one point in our conversation, I asked if Carter would come out to my patrol vehicle in the parking lot. He agreed to and acquired a cane. He stated that this cane was needed due to a traffic collision he had been in a few months prior and that this was not a result of the incident on 6/30/18.

I then responded to Simi Valley Hospital, where I obtained Carter's medical records from 6/30/18. I submitted this record to evidence.

Case Status: Supplemental Report



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***** END OF HARDCOPY *****