

Dear Members of the Broadway Community Benefit District:

I would like to take a moment to acknowledge the great work and our partnership with the Broadway CBD to make our district safe. Without your support, it would be challenging to maintain safety. As we all know, Club Atmosphere located at 447 Broadway has been the site of night club violence. This club and its owner have been operating with limited regard to public safety. Central Station Officers have had to handle numerous calls for service and on view complaints related to shootings, aggravated assaults, riots involving 100 people, and numerous arrests related to public intoxication and other crimes.

This activity pre dated my arrival to Central Station in May. Our station's position has been to work with the owner to address these issues and to provide for a safe environment. Officer Steve Matthias has been on top of this and a week prior to my arrival at Central Station in May of this year, went to an Entertainment Commission meeting where the owner turned his problems on us and nothing positive was accomplished.

Since May, I have made several attempts to work with the owner to improve the way he conducts his business, including encouraging him to not sell to intoxicated individuals, organize his security and place them in uniform, require that his security address problems outside related to his club, make sure he had sufficient staffing to address the various types of planned parties, and to properly search males and females prior to entering. The owner was receptive to me in person but did not completely act on these requests.

On Halloween evening, as we are all aware, Club Atmosphere continued to operate inappropriately when they lacked adequate staffing and security and the club erupted in fights and then the shooting (related to participants from the club) when one person shot another across the street from about 10 Officers including myself. In addition, One Officer was injured and has been on disability since then recovering from surgery to his hand.

Within 48 hours, Officer Steve Matthias and I met with Lieutenant Dave Falzon from the Alcohol Liaison Unit. We presented our case to Lt. Falzon and he moved on it quickly and professionally. Officer Matthias did all of the research, providing Lt. Falzon with volumes of material. Lt. Falzon, for the benefit of all of us and the community, began his investigation and quickly determined that for the sake of Officer and public safety, all of these issues had to be addressed. We also received support from Commander Redmond who Lt. Falzon reports to and receives approval.

Lt. Falzon worked with all of his partner agencies including the Fire Department, the Employment Development Department and the State's Alcohol Beverage Control. We arranged for an inspection over a month ago planned for Saturday, December 13, 2014 at 2200 hours. Representatives from these State agencies traveled from Sacramento and the inspection took place with Lt. Falzon, Officer Matthias and other agency representatives.

Having the fight the night before the inspection involving suspects with guns in the club, shots fired outside of the club and a second Officer injured and placed on disability was additional not needed proof that this club's activity and mismanagement needed to be addressed. This was the same day as the planned operation.

The result was as follows:

1. At 10:05 p.m., the club was opened and the owner claimed it was closed however he was having an event.
2. The SFFD Cited the owner for having exits blocked, wiring exposed and possessing sparklers which were seized.

3. Two Security Guards were cited for not having their guard cards.
4. The owner was cited for not having the proper permit related to security.
5. The owner claimed he had 21 employees when he actually had 14 employees. He had no proof of payroll, no itemized statements needed and the employees said they were all paid in cash. The owner was fined for this.
6. The owner has no workers compensation insurance for his employees. He was fined for this. As a result of these violations, the owner was fined for over \$100,000 in fines and at 12:40 a., he was issued a work stoppage order. Only he and his wife are allowed to work there.
7. The ABC cited the owner for having his security out of uniform, garbage cans in the alleys and for having bugs in his alcoholic beverage bottles.

As a result of this inspection, the club is closed. It should be noted that the owner may open the club only if he obtains workers compensation insurance for his employees. He is also facing this large \$100,000 fine and his payroll and how he is handling his business is in not in compliance. He may have tax problems and the ABC has launched a Disorderly House investigation which may lead to problems with his ABC license.

In conclusion, I again want to you for the work of the Broadway CBD and our continued partnership.

Moving forward, we will keep an eye on Club Atmosphere and document any additional violations. If the owner opens without handling the violations or is out of compliance with the work stoppage order from the State, we will make the appropriate notifications and move forward on additional violations.

Sincerely,

Captain David Lazar
Central Station
San Francisco Police Department
766 Vallejo Street
San Francisco, Ca 94133
(415) 315-2480