

Middleton, Samuel

From: Victor D Mendez <vicdmendez@gmail.com>
Sent: Thursday, February 16, 2023 6:36 PM
To: Amezcua, Valerie; Lopez, Jessie; Phan, Thai; Hernandez, Johnathan; Bacerra, Phil; Penalzoa, David; Vazquez, Benjamin; eComment
Subject: Email from Chief Valentin
Attachments: Emails regarding Complaint re Officer Delgadillo.pdf

The Chief sent me an email in which admonishes me for communicating with the Council about my complaint.

In the same email, he copies several internal manages, yet he invokes the confidentiality of the process.

I am attaching the emails for your information and of course, this is the point of departure for us on this matter.

VICTOR D MENDEZ



Re: Internal Affairs Investigation of Officer Delgadillo

1 message

Victor D Mendez <vicdmendez@gmail.com>

Thu, Feb 16, 2023 at 4:52 PM

To: "Valentin, David" <DValentin@santa-ana.org>

Cc: "Ridge, Kristine" <kridge@santa-ana.org>, "Mendoza, Steven" <SMendoza@santa-ana.org>, "Plotnik, Elizabeth" <EPlotnik@santa-ana.org>, "Rodriguez, Robert" <RRodriguez@santa-ana.org>, "Gonzalez, Jose" <JGONZALEZ2@santa-ana.org>, "Carvalho, Sonia R." <SCarvalho@santa-ana.org>, "Bogosian, Tamara" <TBogosian@santa-ana.org>

I had asked for the process from Mr. Figueroa and only received a response that it was in the Department's hands.

I see nothing that compromises the investigation since the allegations are from posts in the public domain.

Furthermore, no protocols were presented to me.

I have only written two emails on this matter and I certainly do not see that as continuing or on going. One to request the next steps in the investigation and the other to inform the Council that you are investigating the incident, the scope of the allegations, and that you have responded in a timely manner.

The other aspects of the email are covered under my first amendment rights and cannot be abridged no matter what.

Nevertheless, the investigation is completely in your hands and I will simply have to trust your process going forward and will of course will follow your rules to ensure that you achieve the most objective of investigations and address my concerns.

You are welcome to call me at 714 478 4010 if there is anything else I should know or you wish to discuss.

VICTOR D MENDEZ

On Thu, Feb 16, 2023 at 4:37 PM Valentin, David <DValentin@santa-ana.org> wrote:

FEBRUARY 16, 2023; 4:36PM

Mr. Mendez -

We have a robust Internal Affairs process in place, in accordance to the law and Department policy. In spite of your continued communication that compromises this confidential administrative process, we will strictly comply with the law and policy. Your complaint was referred to the Internal Affairs Group for assessment and investigation.

Commander Jose Gonzalez is your direct point of contact.

Thank you in advance for your cooperation.

CC: FILE (ALL City Council NOT BCC'd)

DAVID VALENTIN
CHIEF OF POLICE
Santa Ana Police Department

*** COMMUNITY FIRST ***

On Feb 16, 2023, at 4:16 PM, Victor D Mendez <vicdmendez@gmail.com> wrote:

I filed a complaint against the subject officer and Internal Affairs has contacted me to initiate the investigation.

I thank the Department for their timely response.

The Officer posted derogatory remarks about me during a post he wrote on the Orange Juice against the Recall.

The remarks were alleged that I never held a job and I am a "failed politician". While I have acknowledged my defeat in 2020, I have moved on and engaged in other ways.

I wish others would as well.

I am now looking for more engagement with the County and becoming a substitute school teacher in SAUSD this coming fall.

I realize that the rhetoric can sometimes get heated and during this recall process there may be further instances of unthoughtful comments; however, Officer Delgadillo is a law enforcement officer and there are rightful standards of behavior that he is expected to follow.

There are also many factual problems with the Officer's post plus whether or not the post violated other standards of a Santa Ana Police Officer.

Additionally, Officer Delgadillo's apparent excessive overtime pay over the years and the allegations of sleeping on the job are well known. These concerns are not part of the investigation nor will I request that the scope be broadened to include them or anything else.

It does concern me that if the Officer does in fact sleep on the job, as in doing so, he poses a danger to himself and to the community that he is hired to protect.

I realize the Council cannot engage directly in this matter nor should they. I do feel you should be informed about the problems in the Department and the need for corrective leadership action at the highest level of SAPD.

VICTOR D MENDEZ



Middleton, Samuel

From: Victor D Mendez <vicdmendez@gmail.com>
Sent: Thursday, February 16, 2023 4:16 PM
To: Amezcua, Valerie
Cc: Lopez, Jessie; Phan, Thai; Bacerra, Phil; Penaloza, David; Hernandez, Johnathan; Vazquez, Benjamin; eComment; Ridge, Kristine; Valentin, David
Subject: Internal Affairs Investigation of Officer Delgadillo
Attachments: PSU2023-0017 - Receipt of Complaint Letter - Victor Mendez.pdf

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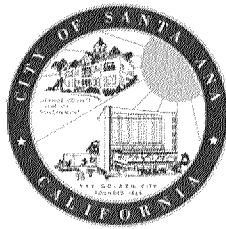
I realize the Council cannot engage directly in this matter nor should they. I do feel you should be informed about the problems in the Department and the need for corrective

leadership action at the highest level of SAPD.

VICTOR D MENDEZ



MAYOR
Valerie Amezcua
MAYOR PRO TEM
Jessie Lopez
COUNCILMEMBERS
Phil Bacerra
Johnathan Ryan Hernandez
David Penaloza
Thai Viet Phan
Benjamin Vazquez



CITY MANAGER
Kristine Ridge
CITY ATTORNEY
Sonia R. Carvalho
CLERK OF THE COUNCIL

CITY OF SANTA ANA

POLICE DEPARTMENT
60 Civic Center Plaza • P.O. Box 1981
Santa Ana, California 92702
www.santa-ana.org/pd

Police Department

February 15, 2023

Victor D. Mendez
vicdmendez@gmail.com

Subject: Citizen's Complaint – PSU2023-0017

Mr. Mendez,

We received your complaint regarding the actions of our police employee(s). Sergeant Frank Gutierrez has been assigned to investigate your complaint. Please contact him at your earliest convenience to discuss your complaint. He can be reached at (714) 245-8013. In the near future, he will attempt to contact you in order to further his investigation.

Sincerely,

David Valentin
Chief of Police

Jose Gonzalez, Commander
Internal Affairs

FG

SANTA ANA CITY COUNCIL

Valerie Amezcua
Mayor
vamezcua@santa-ana.org

Jessie Lopez
Mayor Pro Tem, Ward 3
jessielopez@santa-ana.org

Thai Viet Phan
Ward 1
tphan@santa-ana.org

Benjamin Vazquez
Ward 2
bvazquez@santa-ana.org

Phil Bacerra
Ward 4
pbacerra@santa-ana.org

Johnathan Ryan Hernandez
Ward 5
jryanhernandez@santa-ana.org

David Penaloza
Ward 6
dpenalaza@santa-ana.org

Middleton, Samuel

From: Jessica Janosz <jessicajanosz@gmail.com>
Sent: Thursday, February 16, 2023 1:12 PM
To: eComment
Cc: Jessica Janosz
Subject: 5g Towers all in the same area

I would like to address the matter of the 5 g towers being put up recently all in the same area. I don't understand why all 3 towers are so close together. Not only are these towers extremely hazardous to people and children why put three in a lower income neighborhood where people are unaware of the health risks that are associated with these unnecessary towers and are the least likely to complain and petition to take them down. Not only do I feel like time and time again the lower income are taken advantage of when it comes to health matters but I am very disappointed that the city would let three put up without taking all the families and developing children in consideration. I would like a explanation and also to remove these towers and at least put them in an area that is industrial rather than next to a neighborhood with lots of children.

Jessica Janosz

Middleton, Samuel

From: Victor D Mendez <vicdmendez@gmail.com>
Sent: Saturday, February 11, 2023 12:17 PM
To: eComment
Subject: Failed Leadership of Santa Ana Police Department

VICTOR D MENDEZ



----- Forwarded message -----

From: Victor D Mendez <vicdmendez@gmail.com>
Date: Thu, Feb 9, 2023 at 2:29 PM
Subject: Re: FW: OC Juice Blog - Updated Comments
To: Gerry Serrano <gerry.serrano@santaanapoa.com>
Cc: Figueroa, Ramon <rfigueroa@santa-ana.org>, Motsick, Jason <jmotsick@santa-ana.org>, cgoldwasser@goldwasser-law.com <cgoldwasser@goldwasser-law.com>, Corey Glave <poaattorney@aol.com>, Ridge, Kristine <kridge@santa-ana.org>, Mendoza, Steven <SMendoza@santa-ana.org>, Valentin, David <DValentin@santa-ana.org>, Gonzalez, Jose <JGONZALEZ2@santa-ana.org>, Gerry Serrano <gerry.serrano@santaanapoa.com>, Carvalho, Sonia R. <SCarvalho@santa-ana.org>

It is this lack of accountability that drives divisiveness in our community. I now completely understand the points Chispa and other community groups were making during the Police Oversight discussions.

They were coming from a more severe perspective than myself, but the issue is the same.

A complete lack of trust in the process. I might add my situation is a broader reflection of the failed leadership on the part of Ms Ridge and Chief Valentin in overseeing the Police Department.

VICTOR D MENDEZ



On Thu, Feb 9, 2023 at 2:11 PM Gerry Serrano <gerry.serrano@santaanapoa.com> wrote:

Mr. Figueroa –

It has been proven time and time again that the PD internal affairs is incapable of an impartial, objective and unbiased investigation. Especially, concerning Officer Delgadillo who has repeatedly violated policy and zero action has been taken by Valentin.

Additionally, I have made several request via the Public Records Act for communication pertaining to Delgadillo and Valentin. These request have been pending over one year now and the city has yet to release this records in violation of State PRA laws.

GS

Gerry Serrano | President

Santa Ana Police Officers Association

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From: Figueroa, Ramon <rfigueroa@santa-ana.org>

Sent: Thursday, February 9, 2023 1:58 PM

To: 'Victor D Mendez' <vicdmendez@gmail.com>; Gerry Serrano <gerry.serrano@santaanapoa.com>

Cc: Motsick, Jason <jmotsick@santa-ana.org>; cgoldwasser@goldwasser-law.com; Corey Glave <poaattorney@aol.com>; Ridge, Kristine <kridge@santa-ana.org>; Mendoza, Steven <SMendoza@santa-ana.org>; Valentin, David <DValentin@santa-ana.org>; Gonzalez, Jose <JGONZALEZ2@santa-ana.org>

Subject: RE: FW: OC Juice Blog - Updated Comments

Good afternoon Mr. Mendez,

I am in receipt of your email. This matter is being referred to the Police Department for determination.

Ramon Figueroa | Employee Relations Manager

City of Santa Ana | Human Resources Department

20 Civic Center Plaza | Santa Ana, CA 92701

Office: 714-647-5358

Email: rfigueroa@santa-ana.org | www.santa-ana.org



City Hall hours are 7:30 am to 5:30 pm, Monday through Thursday and 8:00 am to 5:00 pm every other Friday. [Click here](#) for a list of observed holidays and Friday closure dates.

The mySantaAna mobile app puts the power of the Santa Ana city government in the palm of your hand! The free app allows residents to quickly and easily report issues to the City, access City services, and find news and events.

Download the App:



[Click here](#) to report an issue directly from the City website.

From: Victor D Mendez <vicdmendez@gmail.com>

Sent: Thursday, February 9, 2023 1:42 PM

To: Gerry Serrano (POA) <gerry.serrano@santaanapoa.com>

Cc: Figueroa, Ramon <rfigueroa@santa-ana.org>; Motsick, Jason <jmotsick@santa-ana.org>; Amezcua, Valerie <VAmezcua@santa-ana.org>; Phan, Thai <TPhan@santa-ana.org>; Lopez, Jessie <JessieLopez@santa-ana.org>; Hernandez, Johnathan <JRyanHernandez@santa-ana.org>; philbacerra@gmail.com; Penaloza, David <DPenaloza@santa-ana.org>; Vazquez, Benjamin <bvazquez@santa-ana.org>; cgoldwasser@goldwasser-law.com; Corey Glave <poaattorney@aol.com>

Subject: Re: FW: OC Juice Blog - Updated Comments

Mr Figueroa"

I wish to file a complaint against Officer Delgadillo for his inflammatory remarks he posted in the subject blog toward my work history, which is extensive, and my civic engagement over the years, which is admired by many in Santa Ana.

I am a disabled citizen, age 64, living on social security and pensions which I rightfully earned over working for 38 years.

I find it appalling that there is zero respect from a Santa Ana Police Officer toward the disabled and senior citizen community and I question the culture where such intolerance can be manifested.

Please advise as to the process for completing my complaint and having it independently investigated by the proper individuals within the City.

VICTOR D MENDEZ



On Wed, Feb 8, 2023 at 8:02 PM Gerry Serrano <gerry.serrano@santaanapoa.com> wrote:

Mr. Figueroa,

On February 6, 2023, Santa Ana Police Officer Manuel Delgadillo contacted a local anti-police blog identifying himself as a Santa Ana Police Officer. Although I understand he has a first amendment right, he is still bound by the policy and procedures of the Santa Ana Police Department and city of Santa Ana as to his conduct off-duty. Officer Delgadillo not only provides misinformation but he intentionally LIES in his comments to this blog and public via this on-line communication. Officer Delgadillo says the POA has filed "*numerous frivolous lawsuits against the City of Santa Ana have*

all been dismissed.“ That is a lie. None of the POA lawsuits have been dismissed and in fact, they have all been accepted, deemed valid by the court.

Other comments that are lies:

- *“One, the earlier lawsuits failed and Serrano thought he would be able to use those as negotiation chips.”* None of the POA lawsuits have failed.
- *“Three, the SAPOA used regressive and dilatory bargaining tactics. (Bargaining in Bad Faith)”* There is no bargaining in bad faith charge against the POA. In fact, the city has the only complaint for bad faith bargaining against them.

But it gets worse, when Officer Delgadillo gets into a very unprofessional dialogue with a Santa Ana resident, Mr. Victor Mendez. Please read the blog by clicking below:

- [Santa Ana '23 Recall: Officer Manny Delgadillo weighs in against Serrano! | Orange Juice Blog](#)

Officer Delgadillo’s comments violate SAPD Standards of Conduct Policy 320, specifically:

Standards of Conduct Policy 320

CONDUCT 320.5.9

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this department or the City.

(h) Criminal, dishonest, or disgraceful conduct, whether on or off duty, that adversely affects the member’s relationship with the department.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this department, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this department or its members.

His conduct is disrespectful, discourteous and many believe is unbecoming. In the comments there is also conversation of Officer Delgadillo sleeping on duty, which he never comments on. Attached are some photographs of Officer Delgadillo sleeping on duty.

These are serious allegations and must be investigated. I request this be investigated by the DA’s office and not the SAPD at the direction of chief Valentin. As you know, I filed a complaint requesting an investigation against Officer Delgadillo for assaulting another officer and me at the

POA office. There were witnesses and video evidence. Chief Valentin refused to have the DA's office investigate it. His Internal Affairs Unit subsequently unfounded the incident.

It is evident that Valentin will cover up any criminal behavior or misconduct as is evident by past reported crimes and misconduct that was unfounded by his internal affairs section.

This is a formal complaint and request for investigation against Officer Delgadillo for his violations of standards of conduct against citizen Victor Mendez and me. This is also a request for investigation and dereliction of duty of Officer Delgadillo sleeping on duty.

Respectfully,

GS

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