

NAME OF COURT: SOUTH BAY  
 STREET ADDRESS: 825 MAPLE AVENUE  
 MAILING ADDRESS: TORRANCE CA 90503  
 CITY AND ZIP CODE: TORRANCE  
 BRANCH NAME: TORRANCE  
 TELEPHONE: (213) 712-8860

PEOPLE OF THE STATE OF CALIFORNIA  
 vs.

DEFENDANT: DAVID THOMAS LOWE

**NOTICE OF CORRECTION AND PROOF OF SERVICE**  
 (Vehicle Code, § 40505)

AMENDING OFFICER NAME/ID NO.: AVERILL 162	DEPARTMENT/AGENCY: HERMOSA BEACH PD
CITATION NUMBER: H 368165	CASE NUMBER: 05-4734

A Notice to Appear/Notice to Correct Violation was issued to you by an officer of this department on (date): 04 DEC 2005

The citation issued to you contained an error as indicated by the items checked below. This notice of correction does not affect the validity of the citation or the required court appearance.

- Date/time of violation should be \_\_\_\_\_
- Date/time of court appearance should be changed from \_\_\_\_\_ to \_\_\_\_\_
- Violation section(s) should be changed from \_\_\_\_\_ to \_\_\_\_\_
- Location of violation should be changed from \_\_\_\_\_ to \_\_\_\_\_

Other (specify): CASE NUMBER SHOULD READ 05-4734

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 04 DEC 2005

*[Signature]*  
 (Signature of officer)

1 Adopted for Mandatory Use  
 Judicial Council of California  
 100 (New January 1, 2000)

(Proof of service on reverse)

City of Hermosa Beach NOTICE TO APPEAR  
 Traffic  Nontraffic  Misdemeanor **H 368165**

DATE OF VIOLATION: 12-04-05 TIME: 00:03  
 A.M.  P.M. DAY OF WEEK: SAT NATIONAL CLASS CODE

NAME (First, Middle, Last): DAVID THOMAS LOWE

CITY: HERMOSA BEACH STATE: CA ZIP CODE: 90254

DRIVER'S LICENSE NO. STATE: CA CLASS: C JUV. TEL.#

SEX: M HAIR: BRN EYES: BLU HEIGHT: 6-4 WEIGHT: 215 RACE: W BIRTHDATE: MO DAY YEAR

VEHICLE LICENSE NO. STATE: H.M. (V.C. 363) MO DAY YEAR: 171

VEHICLE YEAR MAKE MODEL BODY STYLE COLOR

REGISTERED OWNER OR LESSEE/ADDRESS  SAME AS ABOVE

FINANCIAL RESPONSIBILITY POLICY NO. DR-4743

BOOKING REQUIRED CASE NO. PD 1935

Violation(s) Code Sections and Descriptions  
 103.4.4 UFL/15-20.010 HBMC  
 MAINTAINING HAZAR DOUS CONDITION

2501.16.3 UFL - OVERCROWDING  
 1332 HERMOSA AVE.

LOCATION OF VIOLATION(S) CITY

SPEED Approx. PF/MAX VEH LMT SAFE Traffic/Lane INVOLVED IN ACCIDENT

WEATHER:  Dry  Wet  Fog Road Cond. TRAFFIC:  Heavy  Medium  Light

VIOLATIONS NOT COMMITTED IN MY PRESENCE, DECLARED ON INFORMATION AND BELIEF. I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

DATE: 12-04-05 ISSUING OFFICER: M. GAROFANO

NAME OF ARRESTING OFFICER - IF DIFFERENT FROM ABOVE SERIAL NO.

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE CHECKED BELOW.

SIGNATURE APPEAR BEFORE JUDGE OF THE SUPERIOR COURT, TRAFFIC DIVISION AT:  
 825 Maple Ave., Torrance 90503 (213) 742-8860  
 County Seat, 500 S. Centre, San Pedro 90731 (310) 519-8016  
 Appear between  8:30 and 11:30 A.M. or  1:30 to 3:30 P.M. at Juvenile Traffic Court, 3221 Torrance Blvd., Torrance 90503 (310) 222-8878  
 Other

WHEN: Date: 01-04-06 at 08:30 A.M.

WHAT TO DO: FOLLOW THE INSTRUCTIONS ON THE REVERSE.  
 www.lasuperiorcourt.org



H 368165

**HERMOSA BEACH FIRE DEPARTMENT**  
**REPORT OF OVERCROWDING**

**DATE:** 12/04/05  
**TO:** Watch Commander  
**FROM:** Capt. Garofano  
**RE:** Occupancy violation, Blue 32  
**CC:** Chief Tingley, Asst. Chief Gomez

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DR # 4734

On 12-04-2005 at approx. 12:03am personnel from E11 arrived at Blue 32, 1332 Hermosa Ave., Hermosa Beach CA and performed an occupancy check.

Summary

On arrival I observed the interior of the establishment appeared to be over occupancy load limits. I instructed fire department personnel to enter the business and give me three (3) separate head counts on the interior using mechanical counters. Resulting in an average count of 227. The current occupant load is 126. The establishment did have a posted occupancy load certification of 126 that was hanging in a visible location.

I found them in violation of Section 2501.16.3 of the uniform fire code and 103.4.4 UFC / 15-20.010 HBMC. Overcrowding and admittance of people beyond the approved capacity of an assembly and maintaining a hazardous condition.

Interior Inspection

Upon inspection the establishment had a high concentration of people throughout the business. Free movement was impeded, with aisles and means of egress obstructed.

Issuance of the Citation

Dave Lowe who identified himself as an owner was notified that the establishment was being cited. Mr. Lowe accepted the citation and apologized for the inconvenience. Mr. Lowe also reduced the occupancy numbers within the posted occupancy load during the time it took to complete the citation. He closed the business for the night.

isa

Violations Observed

Maintaining a hazardous condition  
103.4.4 UFC  
15-20.010 HBMC

Permitting Overcrowding  
Uniform Fire Code  
Section 2501.16.3

Attachments

Fire Department Incident Report  
Photo Copy of Occupant load Sign on File

Michael Garofano  
Captain  
Hermosa Beach Fire Department

CC:  
Fire Chief Tingley  
Asst. Fire Chief Gomez

*1/28/12*