

**BANNING POLICE DEPARTMENT 125 E. RAMSEY ST. BANNING CA 92220**

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125 E. RAMSEY STREET BANNING, CA 92220 951 922 3170

#09-4134

FELONY REPORT

Printed by U356

Offenses 245(A)(1) PC		Description Adw Not F/Arm Or Frce:gbi		Fel/Misd	Date Occurred 12/02/2009	Time Occurred 1432	Date Printed 07/21/2011	
					Date Reported 12/02/2009	Time Reported 1410	Time Printed 13:51:53	
					Related Cases		Incident # 091202078	
Location N 1ST/W Hays, Banning, CA 92220				Beat 2	Area 39	Disposition Cred By Adult Arrest		Dispo Date 12/02/2009
Location Type Street/Highway	Location of Entry	Method of Entry	Point of Entry		Alarm System		Means of Attack (Robbery)	
Victim Name Reyes, Ignacio				Drivers License [REDACTED]	Cell Phone		Email	
Residence Address [REDACTED], Banning, CA 92220				Residence Phone [REDACTED]		DOB [REDACTED]/1959	Age 50	Sex M
Business Name and Address				Business Phone		Height 5'9"	Wt 232	Hair BLK
Assistance Rendered/Victim Disposition Taken To Hospital				Transporting Agency		Means of Attack (Assaults) Physical/Strong Arm w/GBI		
Description of Injuries Minor Injury				Other Information				
Mentioned Lyons, Angelica Marie				Drivers License [REDACTED]	Cell Phone		Email	
Residence Address [REDACTED], Banning, CA 92220				Residence Phone [REDACTED]		DOB [REDACTED]1986	Age 23	Sex F
Business Name and Address				Business Phone		Height 5'1"	Wt 120	Hair BRO
Suspect Arrested Jackson, Demario Anton				Action Taken BOOKING		Charges 245(A)(1) PC		
Residence Address [REDACTED], Banning, CA 92220				Cell Phone		DOB [REDACTED]1986	Age 23	Sex M
Business Name and Address				Business Phone		Height 5'6"	Wt 135	Hair BLK
Identifying Features				Residence Phone [REDACTED]		Drivers License [REDACTED]		Arrest Number 5634
Status		Vehicle Make and Model		License/State		Vehicle Type		
No.	Status/Disposition	Property Description				Value	Val Recovered	Val Damaged
Solvability Factors 070 Suspects Victims/Witnesses								
Prepared By U399 - Eley, Allen B		Date 12/02/2009		Assisted By		Approved By U326 - Schoen, Nicholas		Date 12/03/2009
Routed To DA		Date 12/03/2009		Routed To		Date		Notes

**Assignment:**

On Wednesday December 2, 2009 at approximately 1432 hours, I (Officer Eley) responded to the area of 1st and Hays regarding an assault in progress.

Investigation:

On scene I saw a Hispanic male adult who was lying on the ground bleeding from his mouth and holding his left knee. I contacted the male who identified himself by a California Drivers License as, Ignacio Reyes. Reyes told me Demario Jackson, whom he has a business relation with, was at the location where he confronted Jackson over a defaulted business deal. Reyes said Jackson owes him approximately \$50,000 for a piece of property that he purchased. Reyes said as the conversation continued, it got into a heated argument and when he told Jackson that he was going to take him to court, Jackson responded by punching him on the face several times causing a laceration on his lip. Reyes said he fell to the ground and Jackson began kicking his body with his legs causing pain to his left leg and abdomen..

Reyes had complaints of pain to his face, abdomen and leg. Reyes had a visible cut to his lip where he was bleeding and his clothes were dirty from the dirt on the ground. I had Cal-Fire respond to the location to treat Reyes for his injuries. Reyes was later transported by AMR to the San Gorgonio Memorial Hospital for medical evaluation.

Jackson, later arrived on scene and exited the passenger seat of a mini-van, driven by his wife, Angelica Lyons. Jackson arrived approximately 5 minutes after I was on scene. As Jackson approached me I asked if he was Demario Jackson. He replied "Yea, that's me. I came back and I didn't run away. I had kids with me and had to drop them off at a family members house." I immediately detained Jackson for further investigation and advised him of his Miranda Advisement. Prior to Reyes departure by AMR, Reyes positively identified Jackson and said he is Fearful of Jackson and is desirous of prosecution.

Upon interviewing Jackson, he said "I have a question, is he going to jail?" I replied No. Jackson then said "Why? because he rushed me and lost?" Jackson also said. "I left because I had my little girls inside the car and that's why I left, I dropped them off at my mother in laws house around the corner." "I'm not afraid and I socked him."

Jackson said he was at the location talking with a tenant and that Reyes was also at the location with some other gentlemen and that Reyes is the lender for his two buildings located on 1st Street and Ramsey St. Jackson said this was a business deal with him and Reyes and he told Reyes he needed to talk to him. Jackson said it was a basically a bad business deal from the beginning and they got into and argument. Jackson said "I gotta do whatever I gotta do for my family and when he ran up, he got socked." Jackson admitted to throwing the first punch but

Prepared By:

U399 ELEY, ALLEN B

Date:

12/03/2009

Approved By:

U326 SCHOEN, NICHOLAS

Date:

12/03/2009



denies kicking Reyes. Jackson showed no signs of injury.

I arrested Jackson based on Reyes injuries and statement. Lyons said she only witnessed approximately 2 punches that were thrown between Reyes and Jackson. Lyons said she did not see who took the first swing and did not see Jackson kick Reyes. later Jackson was later booked at the Smith Correctional Facility.

Evidence:

An Audio recording of Jackson's statement and Photographs of Reyes injuries were attached to this report and booked into evidence.

Case Status:

Closed by arrest.

Prepared By:

U399 ELEY, ALLEN B

Date:

12/03/2009

Approved By:

U326 SCHOEN, NICHOLAS

Date:

12/03/2009