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11 Attorneys for Petitioner
12 CITY OF PALM DESERT

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

OCT 06 2016

K. Boldis

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA
14 COUNTY OF RIVERSIDE

15 CITY OF PALM DESERT,

16 Petitioner,

17 v.

18 KENNETH DORAN ,

19 Respondent.

Case No.
Judge:

PSC 1605075

DECLARATION OF AMBER MOLINA IN
SUPPORT OF PETITION FOR
WORKPLACE VIOLENCE
RESTRAINING ORDERS

[CODE CIV. PROC. § 527.8]

1 I, Amber Molina, declare as follows:

2 1. I am the Human Resource Assistant for the City of Palm Desert and have been so
3 employed at all relevant times since.

4 2. On September 22, 2016 at 4:37 p.m., I answered the City's phone from the number
5 (760) 408-2241. The man on the phone asked me to repeat my name and immediately began
6 raising his voice. I gave him my name and he said "Del [Walker] had just hung up on him and he
7 wants to speak to her manager immediately". I told him that the HR Director [Lori Carney] was
8 not available and he interrupted me saying that "no one is going to f**king hang up on him and
9 he was not going to be treated that way". I continued to tell him that the HR Director was
10 currently at a City Council Meeting and that I could take his name and number, so that she may
11 call him back. He then asked if "I knew who he was and said he was going to head over and
12 f**king take care of this". I told him I was not going to tolerate being spoken to this way and that
13 I was going to hang up. He did not respond after a couple of seconds and I hung up.

14 3. I understand that Mr. Doran followed up on his threat to "head over and take care
15 of this": he came to City Hall that afternoon, and had a prolonged and angry confrontation with a
16 sheriff's deputy.

17 4. Based on Mr. Doran's statements and actions, I am afraid of what he might do to
18 me and to other City employees he confronts when he returns to City Hall. I ask that the Court
19 issue appropriate restraining orders to protect us.

20 I declare under penalty and perjury that the foregoing is true and correct and if called upon
21 as a witness could testify competently thereto.

22 Executed this ____ day of September 2016 at Palm Desert, CA.

23 
24 AMBER MOLINA 10/03/16

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12 CITY OF PALM DESERT

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

OCT 06 2016

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13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF RIVERSIDE

15 CITY OF PALM DESERT,

16 Petitioner,

17 v.

18 KENNETH DORAN ,

19 Respondent.

Case No.
Judge:

PSC 1605075

DECLARATION OF DEL WALKER IN
SUPPORT OF PETITION FOR
WORKPLACE VIOLENCE
RESTRAINING ORDERS

[CODE CIV. PROC. § 527.8]

1 I, Del Walker, declare as follows:

2 1. I am now, and at all relevant times have been, the Human Resources Technician
3 for the City of Palm Desert.

4 2. On Thursday, September 22, 2016 at approximately 4:30 p.m., I answered the
5 phone, and the caller identified himself as Ken Doran. He stated that he received an e-mail from
6 me at 2:49 p.m. informing him that he would not get an interview for Sr. Management Analyst.
7 He said he wanted to know why he wasn't going be interviewed because he knew he was the best
8 qualified person for that position. I explained that although a candidate may have the
9 qualifications listed on the flyer we often get a pool of candidates with stronger qualifications. He
10 reiterated, getting louder and speaking faster, that he did not believe there was anyone better
11 qualified. He said he wanted to see the applications of the candidates that were getting
12 interviewed. I responded that the applications are confidential and I could not give him access to
13 applications. He said he wanted to know their qualifications.

14 3. I said that I would ask the Human Resources Director to contact him and talk with
15 about the recruitment. He said 'you don't have a Human Resources Director'. I said 'yes, we do'.
16 He said 'who is it?'. I replied 'Lori Carney is our Human Resources Director'. He said 'No, she is
17 the Human Resources Manager'. I said 'I'm not going to argue with you, I will ask Lori Carney
18 to contact you'.

19 4. At this point, Mr. Doran started ranting, and swearing, saying things like 'you've
20 gotten rid of John but there are other people that need to go. You need to f*&*ing clean house
21 there.' I interjected that I wasn't going to listen to that language and was going to hang up. He
22 said 'you can't hang up on me, damn it, you work for me, I'm a citizen....' he was speaking
23 quicker and more garbled by this point and I hung up.

24 4. A few minutes after I hung up my phone rang again. Amber [Molina] offered to
25 pick up. She did and terminated the phone call quite quickly, after warning him that she would
26 not listen to that language.

27 5. I had started writing Human Resources Director Lori Carney an e-mail that Mr.
28 Doran had phoned and was agitated. When Amber Molina told me that Mr. Doran was coming to

1 the City, I decided I should alert Ms. Carney immediately and jotted a note to hand to Ms. Carney
2 in the City Council Meeting. As I walked through the lobby to the Council Chamber, I alerted a
3 sheriff's deputy that Mr. Doran said he was on his way. I handed Ms. Carney the note and then
4 returned to my work.

5 I declare under penalty and perjury that the foregoing is true and correct and if called upon
6 as a witness could testify competently thereto.

7 Executed this 3rd day of ~~September~~^{October}, 2016 at Palm Desert, CA.

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9 _____
10 DEL WALKER

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11 Attorneys for Petitioner
12 CITY OF PALM DESERT

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

12 CITY OF PALM DESERT,
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14 Petitioner,
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16 v.
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18 KENNETH DORAN,
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Respondent.

Case No.
Judge:

PSC 1605075

DECLARATION OF LORI CARNEY IN
SUPPORT OF PETITION FOR
WORKPLACE VIOLENCE
RESTRAINING ORDERS

[CODE CIV. PROC. § 527.8]

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

OCT 06 2016

K. Boldis

1 I, Lori Carney, declare as follows:

2 1. I am the Human Resource Director for the City of Palm Desert and have been so
3 employed at all relevant times.

4 2. My own recent experience with Mr. Doran is limited, in large part because I
5 actively avoid in person interactions with him. I have observed him for many years, as he has
6 attended Council Meetings, come into City Hall, and interacted with him on the telephone
7 wherein he was lodging complaints about the City's selection process and individual employees
8 qualifications. During these incidents I have observed him to be unpredictable, highly agitated,
9 aggressive, vulgar and displaying a level of anger and hostility completely out of proportion to
10 the matter at hand. He's accused the City, and by extension myself, of illegal hiring practices,
11 based on the fact that he was not interviewed for a position with the City over 20 years ago. As
12 part of this over the years he has been very hostile and focused his anger on John Wohlmuth and
13 Donna Gomez, due to his perception of their role in the Business Support Position Technician
14 position selection in 1996. He's demanded to see qualifications and questioned their integrity.
15 Because neither works for the City any longer, both of them having retired, we expected that his
16 interactions with us would cease. This was not the case and recently attempted a run for City
17 Council and applied for a position as Sr. Management Analyst in our Public Works Department.

18 2. Rachelle Klassen has described her interaction with him with regard to his recent
19 bid for Council. With regard to the application for Sr. Management Analyst we received and
20 reviewed the application in the same manner and with the same scrutiny that we apply to all
21 applicants. Mr. Doran last held an analyst position with a public agency in 2001, and since that
22 time her reports that he worked as a real estate agent and has been unemployed for the past few
23 years. As you know the work environment, tools, information, methods, laws and procedures
24 have changed dramatically in the last 15 years. I would not consider any applicant for this role
25 who's work experience was so out of date. In addition, Mr. Doran, through his own actions, has
26 demonstrated numerous times his very poor interpersonal skills. The ability to work
27 cooperatively with internal and external customers is a minimum qualification for the position.
28 Based on this careful review he was not selected to go forward in the selection process for this

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1 position. He received an e-mail notification of his application status, as all applicants do, on
2 September 22, 2016.

3 3. I attended the September 22, 2016 Palm Desert City Council Meeting as I usually
4 do. While in the meeting Del Walker approached me at about 4:30 p.m. and handed me a note
5 which said that Ken Doran had received a letter declining his employment application, that he
6 was very upset, and said he was on his way here (City Hall.) Her note said that both she and
7 Amber had had to end their calls due to his foul language. Knowing how disruptive he can be I
8 asked Sgt. Adams to come outside with me so I could discuss this with him. I informed Sgt.
9 Adams that Mr. Doran had just been irate and hostile with my staff and said that he was coming
10 to City Hall.

11 4. While I was talking to Sgt. Adams, Donna Evans, Secretary for the City Manager,
12 approached us and asked Sgt. Adams if a deputy could go to the lobby. She and Ann Avery, the
13 Receptionist, were aware that Mr. Doran was on his way and were fearful of what he may do
14 when he arrived. I explained that I'd just been speaking to Sgt. Adams about Mr. Doran.

15 5. At about that time I observed Mr. Doran coming from the parking lot, walking in
16 an agitated, tense and erratic way (zig zagging back and forth – as though he couldn't decide
17 whether to go in the main lobby or the Council Chambers.) His manner was tense, he appeared
18 agitated and fidgety. I did NOT want to have a face to face interaction with him so I returned to
19 the Council Chambers and informed the City Attorney that Mr. Doran was here and upset. He
20 passed this information along to the City Manager and the City Council, who all have experience
21 with Mr. Doran's aggressive behavior.

22 6. I had no further contact with Mr. Doran that day, nor do I wish to. While he can
23 sometimes have calm and appropriate communication with staff he is just as likely, when the
24 news isn't what he wants to hear, to burst into an angry tirade. His body language (fidgeting,
25 clenching fists, grimacing) and raised voice, along with the use of curse words and threatening
26 language make me and staff that comes in contact with him, very nervous. It seems like he may
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1 at any time escalate from angry words to physical contact and because he is often unpredictable
2 there's no way to know when that might be.

3 Executed this 30 day of September 2016 at Palm Desert, CA.

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6 LORI CARNEY
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11 Attorneys for Petitioner
12 CITY OF PALM DESERT

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

OCT 06 2016

K. Boldis

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF RIVERSIDE

15 CITY OF PALM DESERT,

16 Petitioner,

17 v.

18 KENNETH DORAN ,

19 Respondent.

Case No.
Judge:

PSC 1605075

DECLARATION OF RACHELLE
KLASSEN IN SUPPORT OF PETITION
FOR WORKPLACE VIOLENCE ORDERS

[CODE CIV. PROC. § 527.8]

1 I, Rachelle Klassen, declare as follows:

2 1. I am a City Clerk for the City of Palm Desert and have been so at all times since
3 before September 2005.

4 2. I make this declaration in support of the City of Palm Desert's petition for a
5 workplace violence restraining order.

6 3. In early July 2016, Mr. Doran telephoned me to ask when the Candidate
7 Nomination Period opened. I told Mr. Doran it ran from July 18 – August 12, Monday-Friday,
8 8:00 a.m. – 5:00 p.m.

9 4. On or about July 21, 2016 at approximately 1:30 p.m. the issued City Council
10 Candidate Nomination Papers to Kenneth Doran. I spent approximately one (1) hour going
11 through the Nomination Paperwork and Candidate Manual. Deputy City Clerk Grace Mendoza
12 sat in with me for this appointment, given previous experience with Mr. Doran saying he
13 was/wasn't told something about the process. He was particularly animated, almost giddy during
14 the appointment.

15 5. On the afternoon of August 15, 2016, Mr. Doran showed up to file his Nomination
16 papers, saying, "I'm here, on the last day!" (There was an extension of the City Council
17 Candidate Nomination Period given that one incumbent [Spiegel] was not seeking re-election in
18 2016.) I responded that actually, the last day was Wednesday, August 17, at 5:00 p.m. He came
19 in to my office, and I began reviewing his paperwork. I could tell that he was thinking about the
20 fact that today wasn't the last day of the Nomination Period. After I performed a cursory review
21 of his paperwork, including his affixing of his Candidate Statement to the proper form, he
22 reflected that since he only had 27 signatures of the 30 allowed for on the Nomination Petition,
23 and since he had a couple more days, he wanted to go back out and see if he could get the
24 additional three (3) signatures to make the form complete. I said more than once that it was
25 totally up to him as to what he wanted to do – file today, or go back out and file before the
26 deadline of August 17 at 5:00 p.m. He said he wanted to go back out. I asked him what time he
27 wanted to come back on Wednesday, and he said 2:30 p.m.

28 ///

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6 On August 17, 2016 at approximately 2:30 p.m., Mr. Doran made his appointment with me and turned in all of his Nomination paperwork for City Council Candidacy. I observed that he still had the same 27 signatures on the Nomination Petition form. All of the required paperwork was submitted, and he left my office at approximately 2:55 p.m. At 3:02 p.m., I submitted the scanned documents to the Registrar of Voters Office for verification of the required 20 valid Nomination signatures and of the balance of the official paperwork.

7. At approximately 4:26 p.m. on August 17, 2016, Larry Smith of the Registrar's Office called to alert me that Mr. Doran was five (5) signatures short on his Nomination Petition. I hung up and immediately called Mr. Doran to offer providing him with a Supplemental Nomination Petition so that he could obtain the five (5) additional signatures.

8. Mr. Doran was angry, hostile, in fact, saying it was "bullshit," "who determined that," and why didn't my office have a list of Registered Voters that he could have checked against, as he'd asked for that. I said the records were maintained solely by the Registrar of Voters, and it is their office who performs the check to ensure that only currently registered Palm Desert voters are the ones to nominate a Council Candidate. He said it wasn't right and was something he was going to change "if he got in here."

9. I again offered to provide him a supplemental form, and he replied that there wasn't time (it was true – it was the last 30 minutes of the last day of the extended nomination period) for him to go back out at this point. (The letter I provide all candidates says to file as early as possible in the filing period in order to have time to cure any possible deficiencies that may occur.) He was incredulous that he didn't have sufficient valid signatures, as he stated that he'd gone door-to-door at his apartment complex, and people said they were registered! I said people may think they're registered but have forgotten that they're not or may not have re-registered as they should have in order to be valid to sign his petition. The call was ended by Mr. Doran.

8. On August 31, 2016, after receiving the hard-copy Ken Doran Nomination Petition with non-qualifying verification, I prepared a letter to him, including a copy of said Nomination Petition.

///

1 I declare under penalty and perjury that the foregoing is true and correct and if called upon
2 as a witness could testify competently thereto.

3 Executed this 3rd day of October
~~September~~, 2016 at Palm Desert, CA.

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5 RACHELLE KLASSEN
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12 CITY OF PALM DESERT

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

CITY OF PALM DESERT,

Petitioner,

v.

KENNETH DORAN,

Respondent.

Case No.
Judge:

PSC1605075

**DECLARATION OF RIVERSIDE
COUNTY SHERIFF DEPUTY EMIL STAN
IN SUPPORT OF PETITION FOR
WORKPLACE VIOLENCE
RESTRAINING ORDERS**

[CODE CIV. PROC. § 527.8]

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

JST 03 2016

K. Boidis

LAW OFFICES OF
BEST BEST & MUEGER LLP
POST OFFICE BOX 13650
PALM DESERT, CA 92255-3650
74-788 HIGHWAY 111, SUITE 200
INDIAN WELLS, CALIFORNIA 92210

1 I, Emil Stan, declare as follows:

2 1. I am now and at all relevant times have been employed by Riverside County as a
3 deputy sheriff. My badge number is 5047.

4 2. I make this declaration in support of the City of Palm Desert's petition for
5 restraining orders pursuant to Code of Civil Procedure § 527.8.

6 3. On Thursday, September 22, 2016, I was assigned to attend the Palm Desert City
7 Council meeting. While the meeting was ongoing, at 4:45 pm, I was in the City Council
8 Chambers, near the north entrance glass doors when I observed Sergeant Adams just outside the
9 building. Sgt. Adams was speaking with a white male later identified as Kenneth Doran. I could
10 clearly see both Sergeant Adams and Mr. Doran, and I could hear their conversations. I
11 accurately documented what I saw and heard on page 3, lines 9-34 of my Initial Incident Report
12 that I prepared on September 23, 2016. A true and correct copy of the Stan Report is attached to
13 this declaration as Exhibit "1".

14 4. My later conversation with Sergeant Adams concerning Mr. Doran is accurately
15 reported on page 3, lines 36-41 of my Initial Incident Report.

16 5. On September 23, 2016, accompanied by Sergeant Adams, I interviewed the
17 following City employees: Human Resources Director Lori Carney, Human Resources
18 Technician Del Walker, Human Resources Assistant Amber Molina, Code Enforcement
19 Supervisor Pedro Rodriguez, and Ryan Gayler, which interviews are accurately reported at page
20 4, line 4 through page 6, line 18 of my Initial Incident Report.

21 I declare under penalty and perjury that the foregoing is true and correct and if called upon
22 as a witness could testify competently thereto.

23 Executed this 29th day of September 2016 at Palm Desert, CA.

24 
25 _____
26 EMIL STAN (Via Electronic Signature)
27
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EXHIBIT “1”

INCIDENT REPORT

PREPARED: 09/23/2016

RIVERSIDE COUNTY SHERIFF CA0330000

☒ INITIAL

☐ SUPPLEMENTAL

1. FILE NUMBER T16 266 0160	2. DATE/TIME REPORTED 09/22/16 1645	3. DATE/TIME ASSIGNED 09/22/16 1645	4. DATE/TIME START 09/22/16 1645	5. DATE/TIME TERM 09/22/16 1730	6. AGENT 0	7. JUV. AGENT 0
8. OFFENSES - CODE SECTION 653m (a) P.C..		CRIME Annoying/Harrasing Phone Calls		COUNTS 01	9. EDP CODE 24A1-M	
10. OFFENSES - CODE SECTION (Add or Change to)		CRIME		COUNTS	11. EDP CODE	
12. OFFENSES - CODE SECTION (Add or Change to)		CRIME		COUNTS	13. EDP CODE	
14. LOCATION OF OCCURRENCE 73510 Fred Waring Dr, Palm Desert		15. REP. DIST. 36P-3	16. OCCURRED ON - DATE / TIME 09/22/16 1620		17. OR BETWEEN - DATE / TIME 09/22/16 1645	
18. BUSINESS NAME City Hall		19. BUSINESS PHONE 760-346-0611		20. CASE STATUS / CLEARANCE UNF		

VICTIM - REPORTING PARTY - WITNESS - OTHER:

21. RPT. REP	22. NAME (Last, First, Middle) Camey, Lori	23. SEX F	24. RACE W	25. DOB 07/11/69	26. AGE	27. HT	28. WT	29. HAIR	30. EYES	31. SKIN
32. RESIDENCE ADDRESS Confidential		CITY		ZIP		33. RES. PHONE				
34. BUSINESS ADDRESS 73510 Fred Waring Dr		CITY Palm Desert, CA		ZIP 92260		35. BUS. PHONE 760-776-6322				

☒ See Additional Persons Report

36. RPT. OTH	37. NAME (Last, First, Middle) Walker, Del	38. SEX F	39. RACE W	40. DOB 11/15/56	41. AGE	42. HT	43. WT	44. HAIR	45. EYES	46. SKIN
47. RESIDENCE ADDRESS Confidential		CITY		ZIP		48. RES. PHONE				
49. BUSINESS ADDRESS 73510 Fred Waring Dr		CITY Palm Desert, CA		ZIP 92260		50. BUS. PHONE 760-346-0611				

SUSPECT: ☐ Adult ☐ Juvenile ☐ Parole ☐ Probation ☐ See Additional Names Report ☐ Arrested

51. SUBJ. 1	52. NAME (Last, First, Middle)	53. SEX	54. RACE	55. DOB	56. AGE	57. HT	58. WT	59. HAIR	60. EYES	61. SKIN
62. DRIVER'S LICENSE NUMBER / ID NUMBER		63. STATE	64. SOCIAL SECURITY NUMBER		65. IIN NUMBER		66. CH NUMBER			
67. RESIDENCE ADDRESS		CITY		ZIP		68. RES. PHONE				
69. BUSINESS ADDRESS		CITY		ZIP		70. BUS. PHONE				

71. JUVENILE DISPOSITION: ☐ Other Juns. ☐ Juv. Ctl. Prob. ☐ Waive Dept. ☐ Detained ☐ Not Detained

72. GANG DATA Gang Name(s): <input type="checkbox"/> Member <input type="checkbox"/> Associate <input type="checkbox"/> Self Admit <input type="checkbox"/> Prior Knowledge <input type="checkbox"/> Face <input type="checkbox"/> Neck <input type="checkbox"/> R.Arm <input type="checkbox"/> L.Arm <input type="checkbox"/> Hands <input type="checkbox"/> Torso <input type="checkbox"/> Back <input type="checkbox"/> Legs	73. TATTOOS / SCARS / MARKS / CLOTHING DESCRIPTION
--	--

VEHICLE:

☐ REFER TO CHP 180 FORM FOR STOLEN, RECOVERED, TOWED OR IMPOUNDED

74. VIN	75. LICENSE	76. STATE	77. YEAR	78. MAKE	79. MODEL	80. BODY STYLE	81. STN/RCV AUTO VALUE A2: \$
82. COLOR/COLOR	83. VIN #	84. OTHER IDENTIFIERS		85. DISPOSITION OF VEHICLE			
86. REGISTERED OWNER	87. ADDRESS		CITY	STATE	ZIP	88. PHONE	

☐ PROPERTY REPORT ATTACHED FOR STOLEN, RECOVERED, OR DAMAGED PROPERTY

89. DAMAGED PROPERTY VALUE
\$

REPORTING OFFICER Stan	OFF. ID 5047	REVIEWED BY / DATE J. J. 9/28/16	ENTERED BY / DATE	APR SENT DOJ - NON ENT	APR CANCELLED DOJ - NON CANCE
PBX					

ADDITIONAL PERSONS REPORT

FILE NUMBER
T16 266 0160

RIVERSIDE COUNTY SHERIFF CA0330000

☒ INITIAL

☐ SUPPLEMENTAL

VICTIM - REPORTING PARTY - WITNESS - OTHER:

☐ See Additional Persons Report

02 of 06

INVL OTH	NAME (Last, First, Middle) Molina, Amber	SEX F	RACE H	DOB 010989	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS Confidential		CITY		ZIP		RES PHONE				
BUSINESS ADDRESS 73510 Fred Waring Dr		CITY Palm Desert, CA		ZIP 92260		BUS. PHONE 760-346-0611				

INVL OTH	NAME (Last, First, Middle) Rodriguez, Pedro	SEX M	RACE H	DOB 062867	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS Confidential		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS 73510 Fred Waring Dr		CITY Palm Desert, CA		ZIP 92260		BUS. PHONE 760-776-6442				

INVL OTH	NAME (Last, First, Middle) Gayler, Ryan	SEX M	RACE W	DOB 011576	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS Confidential		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS 73510 Fred Waring Dr		CITY Palm Desert, CA		ZIP 92260		BUS. PHONE 760-776-6393				

INVL OTH	NAME (Last, First, Middle) Sergeant Adams #2089	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS Confidential		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS 73705 Gerald Ford Drive		CITY Palm Desert, CA		ZIP 92211		BUS. PHONE 760-836-1600				

INVL OTH	NAME (Last, First, Middle) Lieutenant Baur #2091	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS Confidential		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS 73705 Gerald Ford Drive		CITY Palm Desert, CA		ZIP 92211		BUS. PHONE 760-836-1600				

INVL OTH	NAME (Last, First, Middle) Doran, Kenneth Wayne	SEX M	RACE W	DOB 071860	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS 43300 Elkhorn Trl		CITY Palm Desert, CA		ZIP 92211		RES. PHONE 760-408-2241				
BUSINESS ADDRESS Unk		CITY		ZIP		BUS. PHONE				

INVL	NAME (Last, First, Middle)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS		CITY		ZIP		BUS. PHONE				

INVL	NAME (Last, First, Middle)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS		CITY		ZIP		BUS. PHONE				

INVL	NAME (Last, First, Middle)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS		CITY		ZIP		BUS. PHONE				

INVL	NAME (Last, First, Middle)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES	SKIN
RESIDENCE ADDRESS		CITY		ZIP		RES. PHONE				
BUSINESS ADDRESS		CITY		ZIP		BUS. PHONE				

RIVERSIDE COUNTY SHERIFF'S DEPARTMENT
PALM DESERT STATION
NARRATIVE OF INITIAL REPORT

Subject: 653m(a) PC
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Deputy Stan #5047
Case T16 266 0160

Evidence:

01: one CD containing interviews. I logged item 01 into ELEETS and booked it into evidence at the Palm Desert Station on September 23, 2016 under barcode #1907191.

Details:

On Thursday, September 22, 2016 I was assigned to the Palm Desert Business District Team. Around 1645 hours, I was at the Palm Desert City Council meeting located at 73510 Fred Waring Dr., in the City of Palm Desert, County of Riverside, California. I observed Sergeant Adams speaking with a White male later identified as Kenneth Doran outside of the building by the north entrance door. I could see the male through the glass windows and he appeared agitated, was pacing and yelling at Sergeant Adams. I approached Sergeant Adams and Doran's location and heard Sergeant Adams calmly tell Doran not to disturb the City Council Meeting, because it is against the law. Doran was insisting that Sergeant Adams shows him the law that said he could not disturb the city council meeting.

Doran was pacing back and forth and walked about a foot in front of Sergeant Adams and told him he was rude and wanted to speak to his supervisor and said, "I don't pay you son of a bitches to be rude to me." Doran also told Sergeant Adams, "You are coming close to me, get the fuck away from me," even though Sergeant Adams had not moved from his initial position. Doran insisted again to be shown the law that said he could not disturb the city council meeting and requested to speak to Sergeant Adams' supervisor. I went inside the building where the Palm Desert City Council Meeting was taking place and asked Lieutenant Baur to step outside from the meeting to speak to Doran. Lieutenant Baur exited the building and walked towards the parking lot with Doran where they spoke for approximately 30-40 minutes. After their conversation, Doran walked inside the building where the City Council Meeting was taking place. He stayed there for approximately 5-10 minutes and then left the location without speaking to anyone.

Sergeant Adams later told me that he was notified by the Human Resources Director Lori Carney that one of her employees received a call from Doran and advised her that Doran was agitated, swore at the employee over the phone and told her that he was coming to talk to Carney at the City Council Meeting. Carney told Sergeant Adams that she was afraid Doran was going to cause a disturbance at the City Council Meeting.

**RIVERSIDE COUNTY SHERIFF'S DEPARTMENT
PALM DESERT STATION**

NARRATIVE OF INITIAL REPORT

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Deputy Stan #5047
Case T16 266 0160

1 was verbally abusive, angry and was coming to see her at the city council
2 meeting. Walker gave Carney the note in the middle of the city council meeting.
3

4 Doran had applied for other job openings in the past with the city of Palm Desert
5 for which he was not qualified. Doran has a history of being verbally abusive with
6 city employees in the past. The city attorney had sent Doran cease and desist
7 letter about two years ago. Walker believes Doran will continue to be verbally
8 abusive toward city staff. Walker described Doran as verbally abusive, irrational,
9 and possibly mentally ill. Walker believes Doran is causing a hostile work
10 environment for herself and her co-workers.
11

12 The following is a summary of my interview with Amber Molina:
13

14 Molina is a Human Resources Assistant, employed by the city of Palm Desert.
15 On Thursday, 04/22/16, around 1627 hours, Molina received a call from Doran
16 asking to speak to Walker's manager. Molina advised Doran the manager was
17 not available and he said, "I am goanna head over there and fucking take care of
18 this right now." Molina told Doran, she was not going to tolerate his abusive
19 language and terminated the call. The conversation lasted about 30 seconds.
20 Molina told Walker to notify Carney that Doran was coming to talk to her. Molina
21 did not feel personally threatened by Doran's comments, but she believes Doran
22 will continue to be verbally abusive to city staff. Molina did not understand why
23 Doran was so angry and is concerned that he will return to City Hall and cause
24 problems.
25

26 The following is a summary of my interview with Pedro Rodriguez:
27

28 Rodriguez was attending the Palm Desert City Council Meeting on 09/22/16. He
29 was standing a few feet away from the front doors with a clear view of the front
30 entrance to the building. Around 1645 hours Rodriguez observed Doran
31 approaching Sergeant Adams who was standing a few feet away from the front
32 door in the exterior of the building. Doran appeared agitated and aggressive, but
33 he could not hear what Doran was saying because he was inside the building
34 and the doors were closed.
35

36 Rodriguez walked outside and stood behind a pillar about 30 feet away and
37 watched the interaction between Sergeant Adams and Doran. Rodriguez heard
38 Doran telling Sergeant Adams to get out of his face as he was getting in
39 Sergeant Adams face. Rodriguez said Doran stepped into what he described as
40 Sergeant Adams personal space and told Sergeant Adams, "Get out of my
41 fucking face." Rodriguez could not hear what Sergeant Adams said as his voice
42 was low and appeared to be trying to defuse the situation. Doran asked to speak
43 to Sergeant Adams' supervisor. Rodriguez saw me entering the building and

**RIVERSIDE COUNTY SHERIFF'S DEPARTMENT
PALM DESERT STATION**

NARRATIVE OF INITIAL REPORT

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**Deputy Stan #5047
Case T16 286 0180**

1 returning with Lieutenant Baur a few moments later. Lieutenant Baur walked with
2 Doran towards the parking lot where they talked for about 40 minutes. After the
3 conversation Doran saw Rodriguez enter the building and stand just south of the
4 entrance and observe the City Council Meeting. Doran stood there for about ten
5 minutes without talking to anyone. Doran exited the building alone and walked
6 towards the parking lot and out of sight.
7

8 The following is a summary of my interview with Ryan Gayler:
9

10 Gayler was attending the City Council Meeting on 09/22/16. Gayler was inside
11 the building a few feet south of the front door which was closed at the time.
12 Gayler saw Doran talking with Sergeant Adams outside of the door, but could not
13 hear what was being said because the doors were closed. According to Gayler,
14 Doran appeared agitated and was, "inching over" towards Sergeant Adams. A
15 few moments later he saw Lieutenant Baur walking with Doran towards the
16 parking lot. Several minutes later he saw Doran enter the building and listen to
17 the City Council Meeting for a few minutes. Doran left the location a few minutes
18 later without incident.
19

20 Based on my interview with Carney, Walker and Molina, I don't believe the crime
21 elements of 653m(a) of the California Penal Code have been met. There were
22 two phone calls made by Doran, which he spoke to two different employees.
23 Neither one of the employees felt personally threatened by Doran. They all
24 believe he is very aggressive, easily agitated and could potentially become
25 violent.
26

27 Due to lack of evidence and further investigative leads this case will be closed
28 unfounded.
29

30 **Status:**

31
32 UNF.
33
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41
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43
44

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10 Facsimile: (760) 340-6698

11 Attorneys for Petitioner
12 CITY OF PALM DESERT

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

OCT 06 2016

K. Boldis

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA
14 COUNTY OF RIVERSIDE

15 CITY OF PALM DESERT,

16 Petitioner,

17 v.

18 KENNETH DORAN ,

19 Respondent.

Case No.
Judge:

PSC 1605075

DECLARATION OF RIVERSIDE
COUNTY SHERIFF SERGEANT DAVID
ADAMS IN SUPPORT OF PETITION FOR
WORKPLACE VIOLENCE
RESTRAINING ORDERS

[CODE CIV. PROC. § 527.8]

LAW OFFICES OF
BEST BEST & KNIEGER LLP
POST OFFICE BOX 13850
PALM DESERT, CA 92255-3850
74-780 HIGHWAY 111, SUITE 200
INDIAN WELLS, CALIFORNIA 92210

1 I, David Adams, declare as follows:

2 1. I am now and at all relevant times have been employed as a Sergeant with the
3 Riverside County Sheriff's Department. My badge number is 2089.

4 2. I make this declaration in support of the City of Palm Desert's petition for
5 restraining orders pursuant to Code of Civil Procedure § 527.8.

6 3. On Thursday, September 22, 2016, I was assigned to attend the Palm Desert City
7 Council meeting. While I was monitoring that meeting, I had conversations with City employees
8 Lori Carney and Donna Evans, and I had a confrontation with Kenneth Doran. I have accurately
9 reported the conversations and the confrontation on page 3, lines 3-38 of my Supplemental
10 Incident Report (Adams Report) that I prepared on September 23, 2016. A true and correct copy
11 of the Adams Report is attached to this declaration as Exhibit "1".

12 4. My later conversations with Deputy Stan and Sheriff's Lieutenant Bauer
13 concerning Mr. Doran are accurately reported on page 3, lines 36-41 of the Adams Report.

14 5. On September 23, 2016, I accompanied Deputy Stan while he interviewed the
15 following City employees: Human Resources Director Lori Carney, Human Resources
16 Technician Del Walker, Human Resources Assistant Amber Molina. Those interviews are
17 accurately reported at page 4, line 4 through page 5, line 24 of Deputy Stan's Initial Incident
18 Report.

19 I declare under penalty and perjury that the foregoing is true and correct and if called upon
20 as a witness could testify competently thereto.

21 Executed this 30th day of September 2016 at Palm Desert, CA.


22 
23 DAVID ADAMS

EXHIBIT "1"

DATE PREPARED: 09/23/16

INCIDENT REPORT

RIVERSIDE COUNTY SHERIFF CA0330000

☐ INITIAL ☒ SUPPLEMENTAL

1. FILE NUMBER T16 266 0160	2. DATE / TIME REPORTED	3. DATE / TIME ASSIGNED	4. DATE / TIME INV. START	5. DATE / TIME INV. TERM	6. Adult ARR	7. Juv ARR
8. OFFENSES - CODE SECTION 3m PC		CRIME		COUNTS		9. EDP CODE
10. OFFENSES - CODE SECTION (Add or Change to)		CRIME		COUNTS		11. EDP CODE
12. OFFENSES - CODE SECTION (Add or Change to)		CRIME		COUNTS		13. EDP CODE
14. LOCATION OF OCCURRENCE		15. REP. DISTRICT	16. OCCURRED ON- DATE / TIME		17. OR BETWEEN DATE / TIME	
18. BUSINESS NAME			19. BUSINESS PHONE		20. CASE STATUS / CLEARANCE UNF	

VICTIM - REPORTING PARTY - WITNESS - OTHER: ☒ See Additional Persons Report

21. INVL OTH	22. NAME (Last, First, Middle) Deputy Stan #5047	23. SEX	24. RACE	25. DOB	26. AGE	27. HT	28. WT	29. HAIR	30. EYES	31. SKIN
32. RESIDENCE ADDRESS		CITY				ZIP		33. RES. PHONE		
34. BUSINESS ADDRESS Palm Desert Station		CITY Palm Desert				ZIP 92211		35. BUS. PHONE 760-836-1600		
36. INVL OTH	37. NAME (Last, First, Middle) Lieutenant Baur #2091	38. SEX	39. RACE	40. DOB	41. AGE	42. HT	43. WT	44. HAIR	45. EYES	46. SKIN
47. RESIDENCE ADDRESS		CITY				ZIP		48. RES. PHONE		
49. BUSINESS ADDRESS Palm Desert Station		CITY Palm Desert				ZIP 92211		50. BUS. PHONE 760-836-1600		

SUSPECT: ☐ Adult ☐ Juvenile ☐ Parole ☐ Probation ☐ See Additional Persons Report ☐ ARRESTED

51. SUS	52. NAME (Last, First, Middle)	53. SEX	54. RACE	55. DOB	56. AGE	57. HT	58. WT	59. HAIR	60. EYES	61. SKIN
62. DRIVER'S LICENSE NUMBER / ID		63. STATE	64. SOCIAL SECURITY NUMBER		65. MNI NUMBER		66. CII NUMBER			
67. RESIDENCE ADDRESS		CITY				ZIP		68. RES. PHONE		
69. BUSINESS ADDRESS		CITY				ZIP		70. BUS. PHONE		
71. JUVENILE DISPOSITION Other Jurisdiction Juvenile Court Probation Within Department. Detained Not Detained										
72. GANG DATA					73. TATTOOS / SCARS / MARKS / CLOTHING DESCRIPTION					
Gang Name(s):										
<input type="checkbox"/> Member <input type="checkbox"/> Associate <input type="checkbox"/> Self Admit <input type="checkbox"/> Prior Knowledge										
TATTOOS / SCAR										
<input type="checkbox"/> Face <input type="checkbox"/> Neck <input type="checkbox"/> R. Arm <input type="checkbox"/> L. Arm <input type="checkbox"/> Hands <input type="checkbox"/> Torso <input type="checkbox"/> Back <input type="checkbox"/> Legs					**Add info into each MNI or consolidate them into one number.					

VEHICLE: ☐ REFER TO CIIIP 180 FORM FOR STOLEN, RECOVERED, TOWED OR IMPOUNDED

74. INVL	75. LICENSE	76. STATE	77. YEAR	78. MAKE	79. MODEL	80. BODY	81. STN / REC. AUTO VALUE A2: S	
82. COLOR / COLOR		83. VIN#		84. OTHER IDENTIFIERS		85. DISPOSITION OF VEHICLE		
86. R.O.		87. ADDRESS		CITY		STATE		88. PHONE
<input type="checkbox"/> PROPERTY REPORT ATTACHED FOR STOLEN, RECOVERED, OR DAMAGED PROPERTY								89. DAMAGED PROPERTY VALUE S
REPORTING OFFICER D. Adams		OFF ID 2089		REVIEWED BY / DATE AB2091 09/28/11		ENTERED BY / DATE		APR SENT.
COPIES TO:						DOI-NCIC ENT.		DOI-NCIC CENC.

ADDITIONAL PERSONS REPORT

FILE NUMBER
T16 266 0160

RIVERSIDE COUNTY SHERIFF CA0330000

☐ INITIAL ☒ SUPPLEMENTAL

VICTIM - REPORTING PARTY - WITNESS - OTHER:

1. INVL OTH	2. NAME (Last, First Middle) Carney, Lori	3. SEX	4. RACE	5. DOB	6. AGE	7. HT	8. WT	9. HAIR	10. EYES	11. SKIN
12. RESIDENCE ADDRESS *Previously Listed*				CITY		ZIP		13. RES. PHONE		
14. BUSINESS ADDRESS				CITY		ZIP		15. BUS. PHONE		
16. INVL OTH	17. NAME (Last, First Middle) Evans, Donna	18. SEX	19. RACE	20. DOB	21. AGE	22. HT	23. WT	24. HAIR	25. EYES	26. SKIN
27. RESIDENCE ADDRESS *Previously Listed*				CITY		ZIP		28. RES. PHONE		
29. BUSINESS ADDRESS				CITY		ZIP		30. BUS. PHONE		
31. INVL OTH	32. NAME (Last, First Middle) Molina, Amber	33. SEX	34. RACE	35. DOB	36. AGE	37. HT	38. WT	39. HAIR	40. EYES	41. SKIN
42. RESIDENCE ADDRESS *Previously Listed*				CITY		ZIP		43. RES. PHONE		
44. BUSINESS ADDRESS				CITY		ZIP		45. BUS. PHONE		
46. INVL OTH	47. NAME (Last, First Middle) Walker, Del	48. SEX	49. RACE	50. DOB	51. AGE	52. HT	53. WT	54. HAIR	55. EYES	56. SKIN
57. RESIDENCE ADDRESS *Previously Listed*				CITY		ZIP		58. RES. PHONE		
59. BUSINESS ADDRESS				CITY		ZIP		60. BUS. PHONE		
61. INVL OTH	62. NAME (Last, First Middle) Doran, Kenneth Wayne	63. SEX	64. RACE	65. DOB	66. AGE	67. HT	68. WT	69. HAIR	70. EYES	71. SKIN
72. RESIDENCE ADDRESS *Previously Listed*				CITY		ZIP		73. RES. PHONE		
74. BUSINESS ADDRESS				CITY		ZIP		75. BUS. PHONE		
76. INVL OTH	77. NAME (Last, First Middle)	78. SEX	79. RACE	80. DOB	81. AGE	82. HT	83. WT	84. HAIR	85. EYES	86. SKIN
87. RESIDENCE ADDRESS				CITY		ZIP		88. RES. PHONE		
89. BUSINESS ADDRESS				CITY		ZIP		90. BUS. PHONE		
91. INVL OTH	92. NAME (Last, First Middle)	93. SEX	94. RACE	95. DOB	96. AGE	97. HT	98. WT	99. HAIR	100. EYES	101. SKIN
102. RESIDENCE ADDRESS				CITY		ZIP		103. RES. PHONE		
104. BUSINESS ADDRESS				CITY		ZIP		105. BUS. PHONE		
106. INVL OTH	107. NAME (Last, First Middle)	108. SEX	109. RACE	110. DOB	111. AGE	112. HT	113. WT	114. HAIR	115. EYES	116. SKIN
117. RESIDENCE ADDRESS				CITY		ZIP		118. RES. PHONE		
119. BUSINESS ADDRESS				CITY		ZIP		120. BUS. PHONE		

ADPERS

Details:

On Thursday, September 22, 2016, I was assigned to work as the Administrative Sergeant for the city of Palm Desert. At about 4:30 p.m. I was at monitoring the city council meeting, when I was contacted by Lori Carney. Mrs. Carney told me a staff member received a harassing phone call from Kenneth Wayne Doran. According to Mrs. Carney, Mr. Doran was upset and on his way to the city council meeting. She was unaware of any threats made by Mr. Doran.

As we spoke outside, another city employee, Donna Evans walked over to me and asked if I can have an officer wait near the front counter with the receptionist. Mrs. Evans said the receptionist and other city employees have had previous contact with Mr. Doran and are afraid of him. She was afraid "he might do something" if he showed up today. While talking to her, she saw Mr. Doran walking from the parking lot toward the council meeting. She pointed at him, stating "That's him."

I saw Mr. Doran walking toward us. As he approached, I saw he was tensing up and his facial expressions reflected anger. As he got closer, I could see he was clenching his fist, his muscles (facial and upper body) were tense, he walked in a jerking motion, and appeared to be talking under his breath. Based on the statements made by Mrs. Carney and Mrs. Evans regarding his behavior on the phone, I contacted Mr. Doran as he approached. He responded by saying, "What the fuck do you want." I told him me concerns with his inappropriate behavior while speaking to the city employees on the phone. He responded, "Stay the fuck away me." As we continued to walk toward the council meeting, I warned him about inappropriate and disruptive behavior within a public hearing. He stopped and said that I was not allowed to tell him what to do. I told him my intention was not to tell him what to do. I told him that any disruptive behavior in a public hearing was not going to be tolerated. I wanted to make sure he understood the consequences if he disrupted the council meeting. He then walked closer toward me and said, "Get the fuck away from me. You can't stop me." I told him I was not trying to stop him from entering the meeting. I told him I wanted to make sure he understood me when I told him that disruptive behavior in a public hearing was against the law.

At this point in our conversation, I called for a patrol unit to respond and assist. He then wanted to argue with me about the law pertaining to public hearing and asked why I called for a patrol unit. I told him I was not denying him access into the public hearing. I told him I wanted to make sure he understood that if he continued with his disruptive behavior and caused a disturbance in this hearing, I was going to have the patrol unit transport him to jail. He accused me of threatening him and asked to see my supervisor. During my contact with Mr. Doran, I did not restrain him or block his access into the council meeting. Mr. Doran was hostile, agitated, continuously clenching his fist, grinding his teeth (bruxism), irrational, and verbally abusive by calling me a "Motherfucker" and "Asshole."

Deputy Stan was also assigned to the council meeting. He had to leave the meeting and stood near me during a portion of my contact with Mr. Doran. I asked Deputy Stan to get Lieutenant Baur who was attending the meeting. A few minutes later, Lieutenant Baur walked out. He and Mr. Doran spoke outside of the meeting, while I returned to the meeting. Deputy Stan remained outside to monitor the safety of Lt. Baur, while keeping a distance so they could speak privately. I had no further contact with Mr. Doran.

On Friday, September 23, 2016, I accompanied Deputy Stan as he interviewed the city employees regarding the initial report of the annoying or harassing phone call made by Mr. Doran. Deputy Stan spoke with Del Walker, Amber Molina and Lori Carney. Refer to his report regarding the statements made by each employee.

Status: Unfounded