

Prepared By: 1443
Prepared Date: 09/11/2009

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ATLANTA POLICE DEPARTMENT
Offense Report
INCIDENT NUMBER: 091420033-00

INCIDENT INFORMATION

Date Reported: 05/22/2009 Time: 0015
Report Officer: 1443 [REDACTED]
Approval Officer: 1940 [REDACTED]
Invest Officer:
Date Occurred: 05/21/2009 Time: 2000
Location: 306 PONCE DE LEON AVE NE Pref: Apt:
City: ATLANTA State: GA Zip: 30309-
Latest Poss Date: 5/22/2009 Time: 0015
Rpt District: 505 Beat: 505 Shift:
Command Area: 05
Damage Prop: \$0 Stolen Property: \$0 Stolen Vehicle: \$0
Disposition: Disposition Date:

OFFENSES

Offense: 4099 (OTHER COMMERCIAL SEX)
IBR Code: 4099 Att/Comp: C UCR: 1600 UCR Arson:

PROPERTY

Property Tag #
Rec Type: LOST
Ucr Type: CURRENCY/NOTES/ETC. Property Type: CURRENCY
Brand: Model:
Description: FIVE DOLLARS UNRECOVERED CITY FUNDS (\$5.00) Serial No:
Owner Applied No: Value Stolen: \$5 Value Recovered:
Date Reported: Time: 0014
Date Recovered: Time:

TOTAL VALUE STOLEN: \$5
TOTAL VALUE RECOVERED: \$0

CASE

Received Status: Date Assigned:
Current Status: Scheduled Review:
Investigators: [REDACTED]
Supervisor: Date Reassigned:
Police Action: Date Pol Action:
Police Reason:
Prosecutor Action: Date Pros Action:
Reason Rejected: Date Reactivated:
Final Disposition:

NARRATIVE

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On May 21, 2009 myself and other vice units went to the Atlanta Eagle at 206 Ponce de Leon Ave to investigate Illegal sexual activities. Upon entering the club I observed several men in various stages of undress. some with no shirts and others in only a G-string. As I continued to observe I saw several other males walking around the club in G-strings and Bikini Underware. Two of the males then got on the bar and began to dance with thier G-strings and men began to place money in the garter belts that they were wearing on thier legs. I then heard someone say the show is starting in the back room. I then went to the back room where I observed one male performing anal sex on another male and he was performing oral sex on a third male. While this was happening several other males stood around and watched, several of them had their penises out and were masterbating. During this investigation \$60.00 city funds was used and not recovered. This Investigation will continue. Sgt's Brock and Collier were also present and spent \$10 and \$5 City Funds, unrecoverable, respectively.

SUPPLEMENTS

Date and Time Entered: 06/11/2009 18:44 Officer: [REDACTED]

ON MAY 21ST, 2009 I WAS WORKING A UNDERCOVER VICE DETAIL AT 306 PONCE DE LEON AVE. DURING THIS INVESTIGATION I SPENT \$29.00 IN CITY FUNDS THAT WERE NOT RECOVERED. ALSO DURING THE INVESTIGATION I SAW, IN THE BACKROOM, TWO MALES ENGAGING IN ANAL SEX AND A THIRD MALE RECEIVING ORAL SEX WHILE A GROUP OF ABOUT 15 PEOPLE WATCHED. I ALSO SAW TWO MALES WEARING ONLY G-STRINGS DANCING ON TOP OF THE BAR RECEIVING TIPS. THIS INVESTIGATION IS ON GOING.

Date and Time Entered: 06/11/2009 19:08 Officer: [REDACTED]

AT THE ABOVE LOCATION LISTED FIVE DOLLARS WAS PAID FOR ADMISSION INTO THE ATLANTA EAGLE CLUB. UPON ENTERING THE ATLANTA EAGLE AND STAYING INSIDE OF THE THE CLUB FOR ABOUT AN HOUR I SPOTTED MALES INSIDE OF THE CLUB DANCING AND DRINKING. SOME OF THE MALES WERE FULLY DRESSED AND SOME WERE WEARING ONLY UNDER PANTS. THEN I WAS TOLD BY OFFICER GODWIN THAT THEY WERE HAVING SEX IN THE REAR OF THE CLUB. I THEN WALKED TO THE REAR OF THE PUBLIC CLUB AND I SAW A WHITE MALE HAVING SEX WITH TWO OTHER WHITE MALES WITH A LARGE CROWD WATCHING AND PLAYING WITH THEIR PENIS. I THEN LEFT THE AREA WITH THE OTHER OFFICERS AFTER VIEWING THE SEX ACTS.

Date and Time Entered: 06/11/2009 19:08 Officer: [REDACTED]

While conducting an undercover investigation at the listed location, I Officer Mague observed several unidentified males engaged in sexual activity in the rear room of said location. All participants involved were nude from the waist down. During the course of this investigation, \$5 in city funds was used.

Date and Time Entered: 06/11/2009 19:18 Officer: [REDACTED]

On May 21st, 2009 the Atlanta Police Department (Vice Unit) did conduct an undercover operation at 306 Ponce De Leon Ave NE. (The Atlanta Eagle Night Club) The purpose of this operation was in response to complaints coming from patrons that expressed concerns about being solicited by other club patrons as it pertain to illegal sex acts. On this date multiple members of the Atlanta Police Department (Vice Unit) did enter the location at approximately 2230 hours. Once inside of the location and after approximately an hour and

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a half time had past the club began to fill with patrons. I do recall seeing some patrons inside of the club walking around in only there underwear and dancing on top of the bar area. As I stood next to the dance floor I was approached by a white male approximately 30 years of age, whom stood about 6'0 feet tall with blonde sandy hair, and wearing a black t-shirt with blue jeans. The male identified himself as "Joe" and began conversation with me. The subject "Joe" advised me that on Thursday nights in the rear of the location a large group of patrons gather to participate/watch lewd sex acts between other patrons during club hours and in an area which is open to the general patron inside of the club. I then walked back to a small room located in the rear of the club where I could see a large crowd gathering. When I walked in I could see three men on top of the bar. The three men were participating in anal and oral sex out in the open so that other club patrons could watch. A large number of other patrons in the room were also conducting lewd sex acts with one another. In witnessing these acts I did walk out from the room and spoke with other members from my team that stated they to in fact witnessed the same acts as I did. On this date I did spend five-dollars (\$5.00) in city funds that was not recovered. The investigation is still open and on-going at this time.

Date and Time Entered: 06/11/2009 19:18 Officer: [REDACTED]

WHILE CONDUCTING AN UNDERCOVER INVESTIGATION AT THE ATLANTA EAGLE, I OFFICER J EDWARDS OBSERVED SEVERAL UNIDENTIFIED MALES DANCING ON THE TOP OF A BAR ONLY WEARING THEIR UNDERWEAR. DURING THE COURSE OF THIS INVESTIGATION I SPENT 5 DOLLARS OF CITY FUNDS.

Date and Time Entered: 06/19/2009 00:06 Officer: [REDACTED]

On June 11, 2009, at around 9 pm, I entered the Atlanta Eagle club located at 306 Ponce de Leon to investigate sexual activities. Once in the club I observed a white male, about 5'06" to 5'07" in height and about 180 pounds, bald head, clean shaving, wearing a very short pair of dark color shorts, jumped on top of the bar and began to dance in front of a male couple that was sitting at the bar. The white male began to place his hands inside of his shorts, touching himself while he was dancing in front of this couple. Then he would turn around, while still on the bar, start to pull down his short showing a little of his rear end. The male will then work his way down the bar to another couple that was sitting at the bar and he began to repeat the dancing again. During this investigation I used \$10.00 of city issued currency. Nothing further at the time of this report.

Date and Time Entered: 07/17/2009 23:38 Officer: [REDACTED]

While assisting in an undercover operation at 306 Ponce De Leon Ave I spent \$60.00 in city funds that was not recovered. The investigation is still ongoing.

Date and Time Entered: 09/11/2009 18:19 Officer: [REDACTED]

ON 09/10/2009 I PARTICIPATED IN AN UNDERCOVER OPERATION WITH THE VICE UNIT AT 306 PONCE DE LEON AVE NE AT THE ATLANTA EAGLE. THIS WAS THE CONCLUSION OF A SEVERAL WEEK INVESTIGATION INVOLVING INDECENCY AND THE CLUB, AND PROVIDING ADULT ENTERTAINMENT WITHOUT THE PROPER PERMITS TO DO SO. THERE WERE SEVERAL DANCERS ON THE BAR AND IN VARIOUS CAGES SET UP INSIDE THE LOCATION. THESE INDIVIDUALS WERE WEARING UNDERWEAR AND WERE DANCING FOR PATRONS INSIDE THE BAR. I WITNESSED ONE DANCER RUBBING HIS GENITALS ON THE TOP OF A PATRONS HEAD AS HE SAT AT THE BAR.

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OFFICER GODWIN AND I WERE ASSIGNED TO WATCH ONE OF THE BACK ROOMS WHERE FROM PREVIOUS OCCASIONS SEX WAS TAKING PLACE IN VIEW TO ANYONE WALKING INSIDE THE ROOM. DUE TO THE LIGHTING OF THE ROOM I WAS UNABLE TO SEE ANY SEX ACTS HAPPENING. WHILE STANDING IN THE BACK ROOM A PATRON FROM THE BAR BEGAN TO ENGAGE ME IN CONVERSATION. WHEN HE WALKED AWAY HE GRABBED ME ON THE GROIN AND SAID HE WOULD SEE ME LATER. THAT SAME SUBJECT WAS NOT SEEN LATER IN THE NIGHT.

A SHORT TIME LATER RED DOG CAME INTO THE LOCATION TO ASSIST IN THE ARREST OF PEOPLE THAT HAD CHARGES PENDING. THEY CAME INTO THE LOCATION AND REQUESTED THAT THE PATRONS SIT ON THE FLOOR UNTIL THE SUBJECTS THAT WERE TO BE ARRESTED WERE SECURED. ONCE THE LOCATION WAS SECURE THEY LEFT THE LOCATION WITHOUT ANY INCIDENTS.

WHILE INSIDE THE LOCATION I SPENT \$60.00 IN CITY FUNDS THAT WAS NOT RECOVERED.

Date and Time Entered: 09/11/2009 18:17 Officer: [REDACTED]

ON 09/10/2009 I PARTICIPATED IN AN UNDERCOVER OPERATION WITH THE VICE UNIT AT 306 PONCE DE LEON AVE NE AT THE ATLANTA EAGLE. THIS WAS THE CONCLUSION OF A SEVERAL WEEK INVESTIGATION INVOLVING INDECENCY AND THE CLUB PROVIDING ADULT ENTERTAINMENT WITHOUT THE PROPER PERMITS TO DO SO. THERE WERE SEVERAL DANCERS ON THE BAR AND IN VARIOUS CAGES SET UP INSIDE THE LOCATION. THESE INDIVIDUALS WERE WEARING UNDERWEAR AND WERE DANCING FOR PATRONS INSIDE THE BAR. WHILE INSIDE THE LOCATION I SPENT \$10.00 IN CITY FUNDS THAT WAS NOT RECOVERED.

Date and Time Entered: 09/11/2009 18:39 Officer: [REDACTED]

On 9/10/2009, the following subjects were taken into custody from 306 Ponce De Leon, which is the Atlanta Eagle.

Benitez, Anitonio
DOB: [REDACTED]/1983
Providing Adult Entertainment without Permit (10-206d)

Johnson, Thdareius
DOB: [REDACTED]1985
Adult Entertainment without Permit (10-206a)

Buehl, Ernest
DOB: [REDACTED]/1962
Operating a Business without a License (30-55)

Shephard, David
DOB: [REDACTED]1975
Employer to Maintain Current Permit (10-206c)
Operating a Business without a License (30-55)

Kline, Robert
DOB: [REDACTED]1980
Providing Adult Entertainment without Permit (10-206a)

Lopez, Chris

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DOB: ██████████1966
Operating a Business without a Permit (30-55)

Apud, Leandro
DOB: ██████████1962
Providing Adult Entertainment without a Permit (10-206a)

Kelley, Robert
DOB: ██████████1964
Operating a Business without a License (30-55)
Management to Keep Permit (10-206d)

Date and Time Entered: 09/11/2009 18:38 Officer: ██████████

WHILE CONTINUING AN INVESTIGATION OF A LEAD SHEET THAT WAS TURNED OVER TO THE VICE UNIT I ENTERED THE AMERICAN EAGLE NIGHT CLUB LOCATED AT 306 PONCE DE LEON ON 09-10-2009. WHILE INSIDE THE ESTABLISHMENT I OBSERVED TWO MEN IN WHAT APPEARED TO BE A SEXUAL ACT. BOTH OF THE MALES HAD THEIR PANTS LOWERED AND ONE GENTLEMAN WAS MOVING HIS BODY BACK AND FORTH TOWARD THE OTHER GENTLEMAN. I COULD NOT GET A GOOD VISUAL DUE TO THE EXTREME LOW LIGHT IN THE ROOM. I ALSO OBSERVED A BLACK MALE IN HIS UNDERWEAR DANCING ON THE MAIN BAR OF THE ESTABLISHMENT. RED DOG ENTERED THE ESTABLISHMENT AND ASSISTED THE UNDERCOVER VICE UNITS IN SECURING AND SEPARATING THE SUSPECTS AND THE PATRONS. ALL PARTYS WERE CHECKED FOR WARRANTS ON A MDT AND THE PATRONS WERE PROMPTLY RELEASED.

Date and Time Entered: 09/11/2009 19:20 Officer: ██████████

On Thursday, September 10, 2009, while working an undercover operation with the Atlanta Vice Unit, we entered a night club by the name of Atlanta Eagle located at 306 Ponce de Leon, investigating a lead sheet that was given to ██████████ of males having sex inside the club. I was posted in a room where a pool table was in and about 5-6 males were in the room, 2 were playing pool and the rest were looking at a football game that was playing on the flat screen TV. While walking in the club, there were several males in the club watching the game, play video machines and listen to music that I saw. At one time I saw 2 males wearing very short shorts (and nothing else on) dancing on the bar and the bartender was not wearing a shirt while serving drinks. Our lead investigator ██████████ advised me that several cases were made by other officer in the club and that he gave the word for Atlanta REDDOG Unit to enter the club to help us make the arrests. Everyone in the club was checked through ACIC for warrants and then let go, in total 8 males were arrested and taken to Atlanta Pre-Trail Jail. I helped out in checking the males on ACIC. The males that the other officers had cases on were arrested and we left the club. Nothing further at the time of this report.

Date and Time Entered: 09/11/2009 18:47 Officer: BRIDGES, B E

On September 10, 2009 my self and other Vice units went in to the Atlanta Eagle Club to continue the investigation into illegal sexual activities and license violations. Upon entering the location at 2245 hours I observed two males walking around in bikini under ware. After several minutes the males got up on the bar and began to dance and as they danced men started tipping them and they both started pulling their underware down and exposing their penis and Mr. Johnson was on the left side of the bar dancing and exposing

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himself while Mr Kline was on the right side of the bar doing the same. Mr Johnson got down and went to the bird cage and entered it and Mr. Apud then got on the bar and took his place. I then observed Mr Benitez standing in the corner dancing in front of a male, who was rubbing Benitez's crotch area and Mr Benitez was pulling the front of his panties down and exposing himself to the patron as he danced while the bartender and owner stood there and watched these acts take place. This location is not licensed as an adult entertainment club but is acting in the capacity of Strip club. I then spoke with other investigators and learned that there were males in the back room which appeared to have their clothes off and performing sex acts. I then called in the take down teams into the location who detained all subjects until we could isolate the ones with charges and released the other patrons. All subjects were charged and taken to city jail. During this investigation \$50.00s City funds were used and not recovered.

Date and Time Entered: 09/11/2009 18:34 Officer: [REDACTED]

On September 3, 2009 at approximately 2230 hrs I went into the Atlanta Eagle located at 306 Ponce De Leon ave. I and several members of the Vice unit went in the location in an undercover capacity due to a complaint from the location. I observed a over weight white male and a slender short Black male on the bar dancing in their under wear. I walked to the rear room in the club and witnessed several me receiving and giving oral sex. I spent \$40.00 in city funds.

Date and Time Entered: 09/11/2009 18:46 Officer: [REDACTED]

On 09/10/2009 I participated in an undercover operation with the Vice Unit at 306 Ponce de Leon ave. NE at the Atlanta Eagle. While in this capacity and inside the establishment I observed a couple of male dancers (shirtless) and in their underwear dancing on the bar. Occasionally some of the male patrons would tip them by placing money in their underwear. In the room on the right in the rear of the club about 4 or 5 male patrons were gathered around another patron who was on his knees. This room was poorly lit, making it difficult to make out details. Another room had patrons shooting pool. At the appropriate time the Red Dog Unit entered the club to assist the Vice Unit with the arrests.

Date and Time Entered: 09/11/2009 22:30 Officer: [REDACTED]

On September 10th, 2009 I was working a undercover vice detail at 306 Ponce de Leon Ave., The Atlanta Eagle Night Club. When walking up to the patio I was greeted by a man taking money to get into the club. After paying the \$5.00 fee I entered the club and saw a few people walking around the bar wearing only underwear. After a few minutes myself and [REDACTED] walked towards the back of the club. At the back of the club was a doorway with a curtain over it blocking the view inside. A few people walked in and out of the room so we walked in. Inside the room I saw a man wearing a red shirt with his pants around his knees exposing his buttocks. In front of the male in the red was another man kissing and caressing all over his body. There were several people in the room watching this go on while grabbing and rubbing their penis's through their pants. While watching this go on a male approached me and started to caress my chest and stomach. The male was telling me that I was sexy and then suddenly grabbed my penis through my jeans. The male stated "thats nice hopefully we will come back here later." I left the room and went back out into the bar area and saw the males wearing underwear dancing on the bar. After several more minutes I walked back into the back room where we first were and a different male grabbed my buttocks. In the back room there were different males this time but no one was

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doing anything but standing around. Uniformed units eventually came in to the bar and everyone was told to lie on the ground. The bartenders, dancers, doorman, and the owner were the only ones placed in handcuffs. After patting the customers for weapons we ran their names on ACIC and were released. The owner was allowed to lock up his money from the cash registers in his safe and to lock up the club. The subjects that were placed in handcuffs were charged and transported to city jail.

REVIEWED by BRIDGES, B E

APPROVED by BROCK, J H