

ORIGINAL OFFENSE / INCIDENT REPORT

Complaint Number Reference CN

Date and Time of Report

19134455

06/22/2019 04:06:00

Primary offense:

ADMIN-ADMINISTRATIVE CALLS

Primary Reporting Officer: Aguirre, Rigoberto B

Name of location/business:

Primary squad: 100

Location of incident: 1347 UNIVERSITY AV W

Secondary reporting officer:

ST PAUL, MN 55104

Approver: Koch, Chad Ric

District: Western

Date & time of occurrence: 06/22/2019 02:14:00 to

Site:

06/22/2019 05:07:00

Arrest made:

Secondary offense:

Police Officer Assaulted or Injured:

Police Officer Assisted Suicide:

Crime Scene Processed:

OFFENSE DETAILS

ADMIN-ADMINISTRATIVE CALLS

Attempt Only:

Appears to be Gang Related:

NAMES

Suspect

UNKNOWN

Nicknames or Aliases

Nick Name:

Alias:

AKA First Name:

AKA Last Name:

Details

Sex:

Race:

DOB:

Resident Status:

Hispanic:

Age:

from

to

Phones

Home:

Cell:

Contact:

Work:

Fax:

Pager:

Employment

Occupation:

Employer:



ORIGINAL OFFENSE / INCIDENT REPORT

Complaint Number Reference CN

Date and Time of Report

19134455

06/22/2019 04:06:00

Primary offense:

ADMIN-ADMINISTRATIVE CALLS

Identification

SSN:

License or ID#: \_\_\_\_\_

License State: \_\_\_\_\_

Physical Description

US: \_\_\_\_\_

Metric: \_\_\_\_\_

Height: to \_\_\_\_\_

Build: \_\_\_\_\_

Hair Length: \_\_\_\_\_

Hair Color: \_\_\_\_\_

Weight: to \_\_\_\_\_

Skin: \_\_\_\_\_

Facial Hair: \_\_\_\_\_

Hair Type: \_\_\_\_\_

Teeth: \_\_\_\_\_

Eye Color: \_\_\_\_\_

Blood Type: \_\_\_\_\_

Offender Information

Arrested: \_\_\_\_\_

Pursuit engaged: \_\_\_\_\_

Violated Restraining Order: \_\_\_\_\_

DUI: \_\_\_\_\_

Resistance encountered: \_\_\_\_\_

Condition: \_\_\_\_\_

Taken to health care facility: \_\_\_\_\_

Medical release obtained: \_\_\_\_\_

SOLVABILITY FACTORS

Suspect can be Identified: \_\_\_\_\_

By: \_\_\_\_\_

Photos Taken: \_\_\_\_\_

Stolen Property Traceable: \_\_\_\_\_

Evidence Turned In: \_\_\_\_\_

Property Turned In: \_\_\_\_\_

Related Incident: \_\_\_\_\_

Lab

Biological Analysis: \_\_\_\_\_

Fingerprints Taken: \_\_\_\_\_

Narcotic Analysis: \_\_\_\_\_

Items Fingerprinted: \_\_\_\_\_

Lab Comments: \_\_\_\_\_

Participants:

Person Type:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Suspect

NARRATIVE

NO ICC

BWC available and was reviewed.

On June 22, 2019 at approximately 0215 hours, I (Sergeant Rigo Aguirre, SQD #100) was on routine patrol near The BP Gas Station (1347 University Ave W, St. Paul, MN). I observed a large amount of cars and people in the parking lot. Some vehicles were parked at the gas pumps, some in parking spaces on the north end of the lot, and some vehicles were parked randomly in the lot. People were yelling, talking, dancing, and loitering. I could tell based on the noise level and people's demeanor that many of them had been drinking and/or using recreational drugs. I parked my squad near the Hamline entrance, so I could minimize my exposure to the



SP9FD6C5C25FCCF

**ORIGINAL OFFENSE / INCIDENT REPORT**

Complaint Number      Reference CN

19134455

Date and Time of Report

06/22/2019 04:06:00

Primary offense:

ADMIN-ADMINISTRATIVE CALLS

crowd. I kept my head on a swivel because so many people were walking around. There was a call for a fight in the parking lot prior to my arrival. As evidence of this possible fight I could see at least two pairs of shoes and a wig laying in the parking lot.

To try to move the people and vehicles along, I activated my lights to give a bigger command presence. I later announced several times that those not buying gas or buying from the store needed to get moving. I used my siren multiple times to get peoples attention. After a few minutes the store clerk locked the store's front door. This helped discourage many cars and people from hanging around.

About 30 minutes after leaving the BP Gas station, I returned to speak to the clerk and request video. He was still inside the locked store. He let me in and I requested the video for June 22, 2019 between 0200 to 0330. We talked for a while and the clerk agreed that locking the door/ closing the store clears out the parking lot. He recommended that closing the store between 1 am and 4 am would be helpful.

I asked the clerk if I could look behind the counter to see his area. It should be noted that I could see a box of Black and Mild cigars and Swisher Sweets cigars was open so that the individual cigars could be sold. He told me he sells each cigar for \$2.80 each with no tax.

Behind the counter the clerk showed me a box of glass vials next to pieces of metal scrubbing sponges (Brillo pads) and containers of glass pipes that are often called bubbles. Here is the deal, the glass vials are open at both ends. People who smoke crack buy these vials/pipes and push the metal Brillo into the end as a filter to keep the crack from being inhaled. Stores, such as the BP gas station are selling these vials with a cheap flower (rose) in it and claiming it is simply a vase/ vial with a rose in it. They claim they have no idea that it is used for crack. This is a lame excuse. When I talked to the clerk he told me he sells each glass vial/rose with a piece of Brillo as a "kit." A kit for what I asked him. Two other things I noted about the glass vials/ crack pipes. 1) The box of pipes was next to a box of Brillo pieces that had been shaped by the clerk to perfectly fit into the pipes. He also told me that each whole Brillo sponge will make 5 pieces of the Brillo for the kit. 2) There was no rose in the vial. It was such a cheap attempt to conceal the real use of the glass pipe. In the vials were small pieces of red fabric. He told me he kits are being sold for \$5 each.

The clerk showed me the glass bubble/pipes. He told me he buys them for \$0.35 each and sells them for \$6. He said it is good money. These pipes are used to smoke methamphetamine.

The clerk had two open packs of cigarettes on the counter, Newports and Marlboro menthol. He told me each pack sells for \$10 but he sells the individual cigarettes for \$1. He doubles his money.

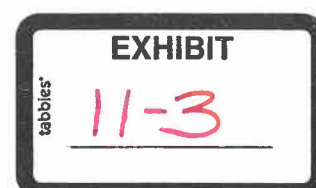
The clerk stated he employees one female outside to pick up trash. He pays her \$10-\$15 a night. He also employees another male to wash windshields. He is also paid \$10-\$15 an hour.

Above I have shared my observations and my knowledge of the items being sold. They are based in part on my experience of being previously assigned to work with the Department of Safety and Inspections (DSI) who licenses and regulates this business, and also my experience as an officer and a former member of the Saint Paul Police Narcotics Unit.

Please see my Body Worn Camera (BWC) (June 22, 2019 3:34 hrs)

**PUBLIC NARRATIVE**

On June 22, 2019, officers responded to the BP Gas Station (1347 University Ave W, St. Paul, MN) for people fighting and numerous vehicles in he parking lot. The BP Gas Station is a source of ongoing problems for the area. This gas station is frequently in violation of their licenses which is enforced by the Department of Safety



SP9FD6C5C25FCCF

# ORIGINAL OFFENSE / INCIDENT REPORT

Complaint Number      Reference CN

19134455

Date and Time of Report

06/22/2019 04:06:00

Primary offense:

ADMIN-ADMINISTRATIVE CALLS

---

and Inspections (DSI). Officers spoke to the clerk at the gas station who recommended they close between 1 am and 4 am to cut down on the number of people hanging out in the lot. The clerk also showed officers how they are selling individual cigarettes and cigars to people. They also showed officers how they are selling items used to smoke narcotics under the auspice that they are devices to hold mini fake flowers. The clerk sells the glass pipe with a piece of metal sponge (Brillo) which he has shaped to fit inside the glass pipe. Information will be shared with DSI.

Last page of the report



SP9FD6C5C25FCCF

1347 University DBA: Midway BP Date:6/22/20109



- 1) Backwoods Berry Flavor Cigars – Backwoods Russian Cream Flavor Cigars – Dutch Master Rum Fusion Flavor Cigars – Dutch Master berry Fusion Flavor cigars

tabbies®

115

EXHIBIT





EXHIBIT

11-6

tabbies

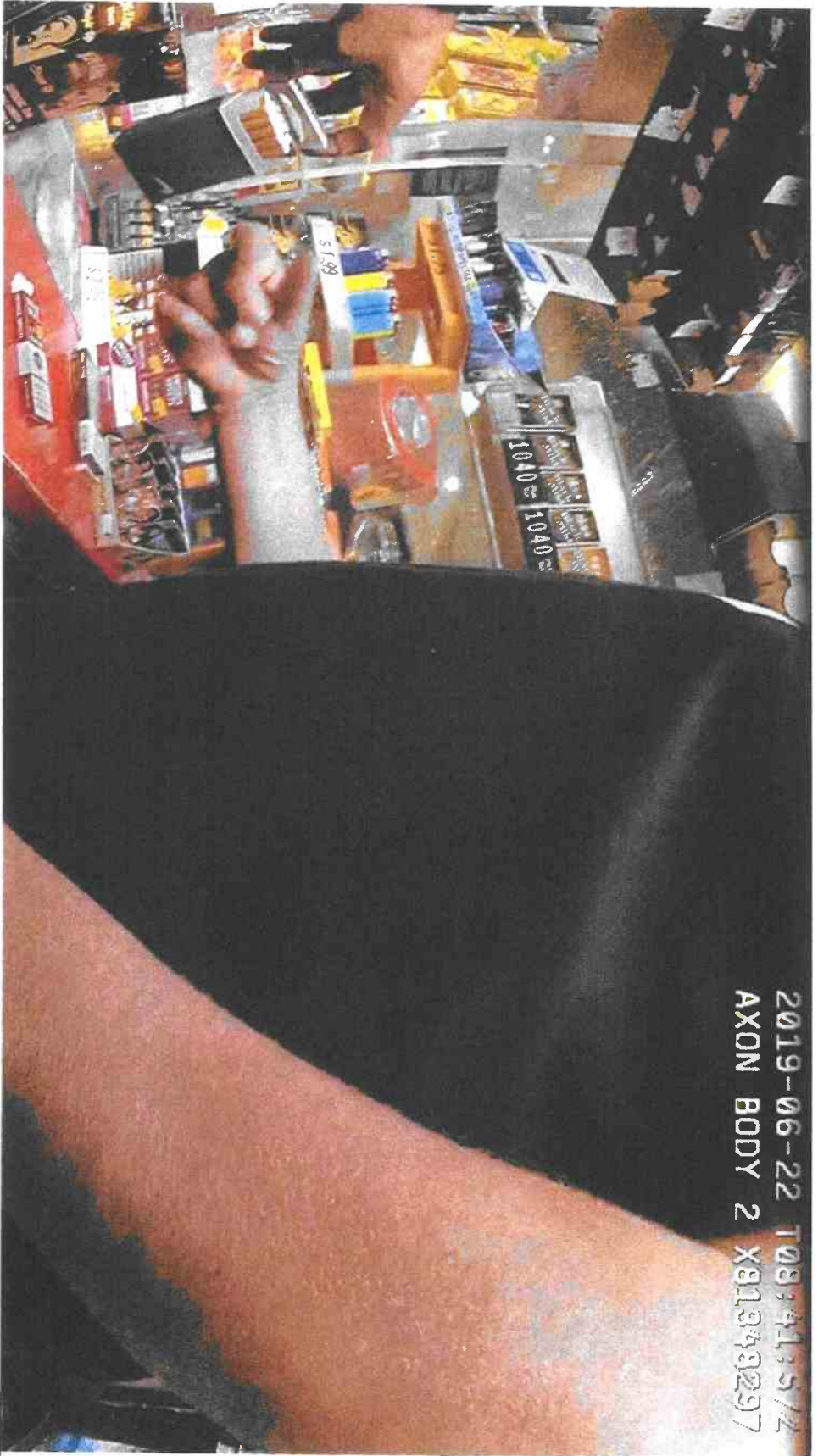
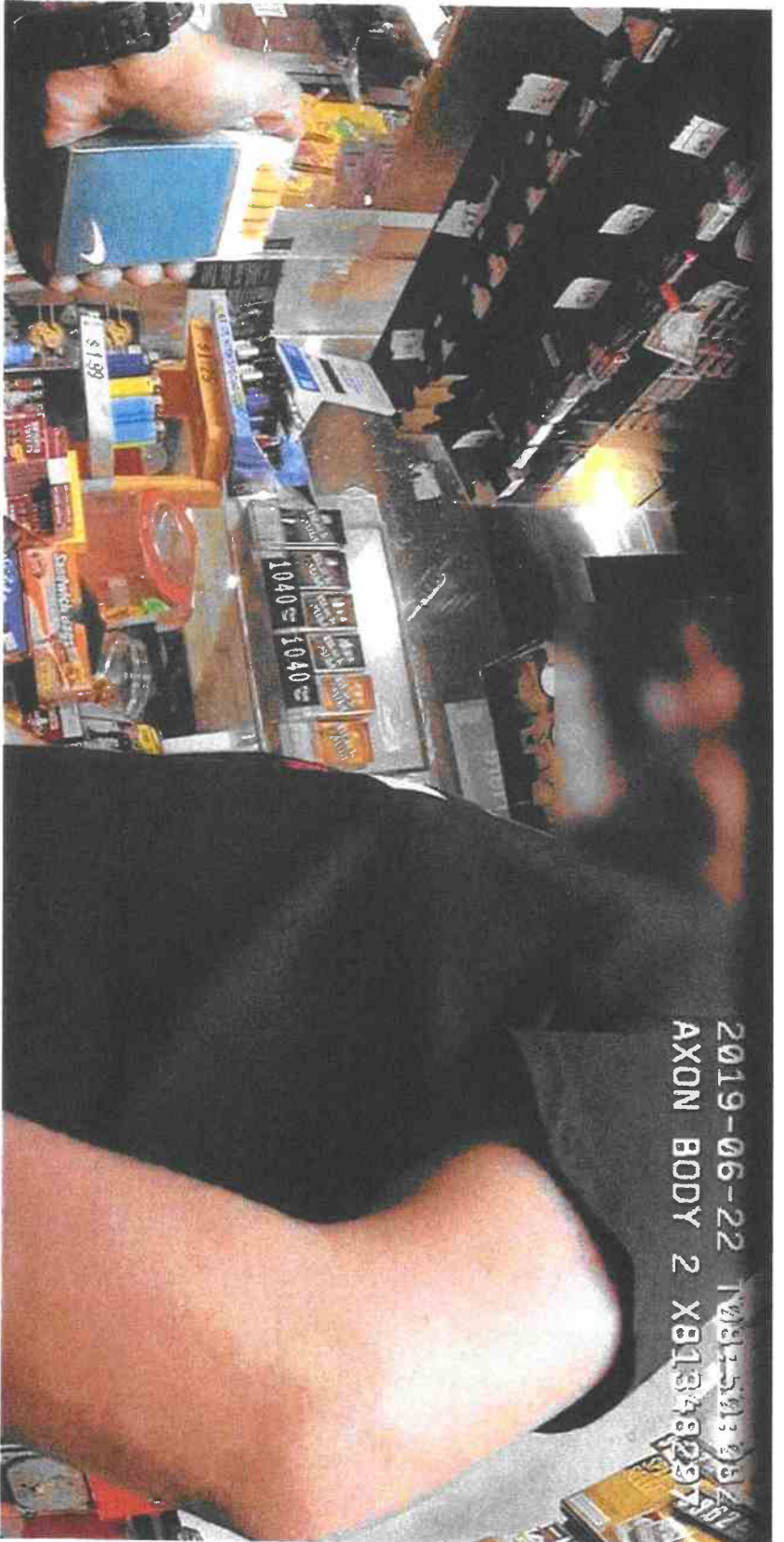


EXHIBIT  
11-7

tabbles

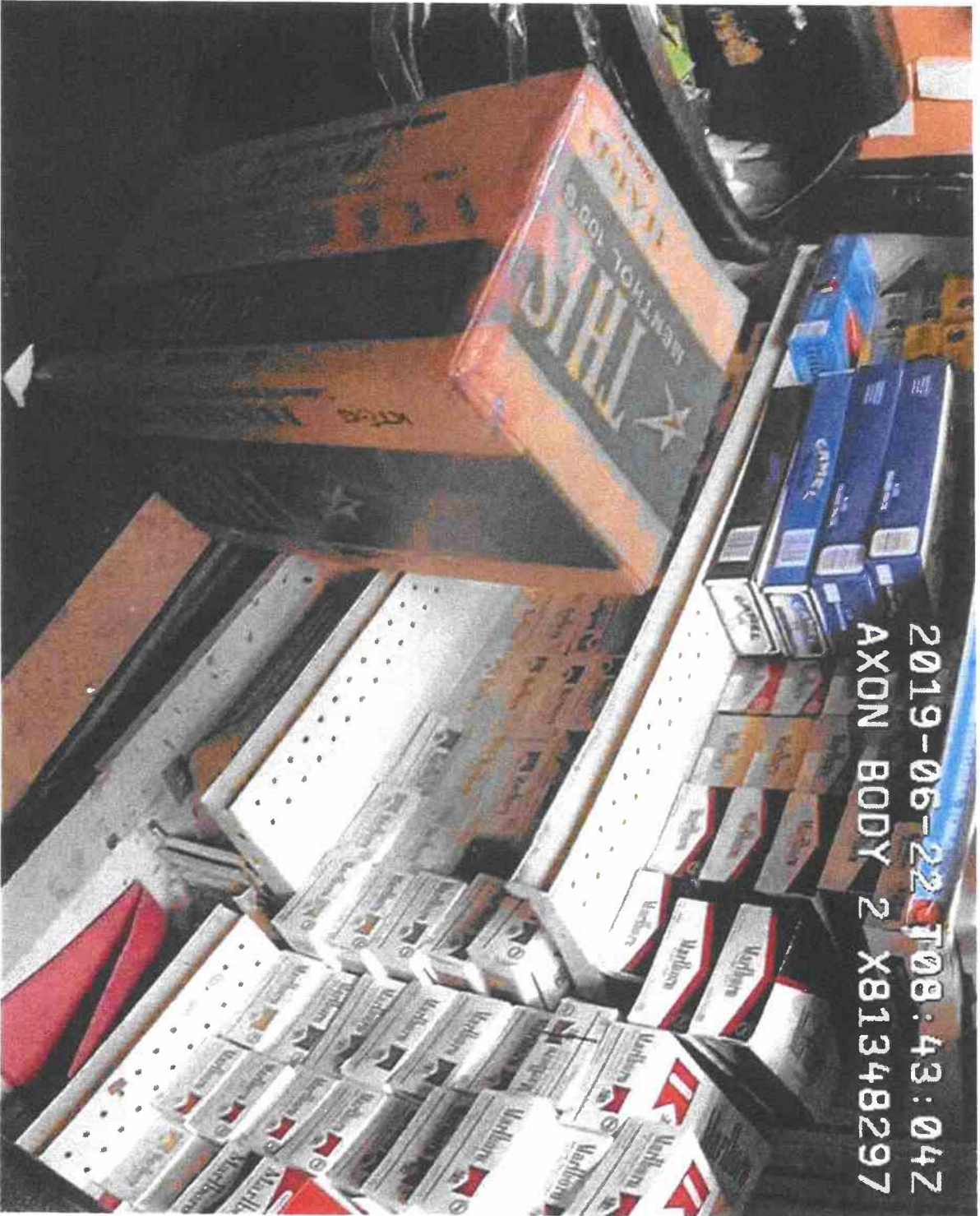




Newport 100 Box admission of Single Cigarettes sale = \$1.00 per

**EXHIBIT**  
11-8  
tabbles





2) Possible full case of "THIS" Menthol Cigarettes

tabbies®  
EXHIBIT  
11-9