

RECEIVED ON: May 4, 2026

Council Meeting: 5/12/2026  
Agenda Item No: 6

**LAW OFFICE OF CARLOS R. PEREZ**  
**A PROFESSIONAL LAW CORPORATION**  
215 N. MARENGO AVENUE, THIRD FLOOR  
PASADENA, CALIFORNIA 91101  
(626) 657-6350

CARLOS R. PEREZ  
ALEJANDRA GONZALEZ-BEDOY

CARLOS@LAWEAGLES.NET  
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May 4, 2025

**By E-mail Only**

Members of the Whittier City Council  
Mayor James Becerra  
Mayor Pro Tem Mary Ann Pacheco  
Council Member Aida Macedo  
Council Member Vicky Santana  
City of Whittier  
13230 Penn Street  
Whittier, CA 90602

Re: Complaint Re Fernando Lopez, Member of the Whittier Personnel Board

Dear Members of the Whittier City Council:

In February 2026, I wrote to the prior City Council regarding the enclosed complaint, and the majority of the Council at that time, namely, Mr. Vinatieri, Mr. Martinez, Mr. Dutra and Ms. Warner, ignored me.

Your election represents a new beginning for the City, and it is my hope that the present majority, being much more responsive to the Whittier community, will review the attached complaint and act accordingly.

Respectfully,



CARLOS R. PEREZ

CP/cp

cc: Yolanda Martinez,  
Director of Human Resources & Risk Management (via e-mail)  
Rigo Garcia, City Clerk (via e-mail)

CC: CM; ACM; CA; Council; Original to CC; Public Binder; Department

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February 3, 2026

**By E-mail Only**

Members of the Whittier City Council  
Mayor Joe Vinatieri  
Mayor Pro Tem Octavio Cesar Martinez  
Council Member Fernando Dutra  
Council Member Mary Ann Pacheco  
Council Member Cathy Warner  
Rigo Garcia, City Clerk  
City of Whittier  
13230 Penn Street  
Whittier, CA 90602

Re: Complaint Re Fernando Lopez, Member of the Whittier Personnel Board

Dear Members of the Whittier City Council and City Clerk Garcia:

On December 12, 2025, Pomona Superior Court Judge Hon. Timothy Martella issued a civil restraining order against Fernando Lopez for his brutal beating of Whittier resident Rolando Cano.

The incident happened on a public street (near the cross section of Greenleaf Avenue and Philadelphia) on August 22, 2025. Other people were present and observed the beating. Videos of the brutal attack were subsequently posted on social media.

During the incident, Mr. Lopez punched Mr. Cano, causing his phone to fall to the ground. As Mr. Cano tried to reach for his phone, Mr. Lopez punched Mr. Cano in the back of the head and placed Mr. Cano in a chokehold. He was unable to breathe and fell forward face first. Mr. Lopez then tightened his hold on Mr. Cano and positioned himself on top of him. As Mr. Lopez tightened his grip harder, Mr. Cano turned blue, hit his head on the floor and blacked out. A true and correct copy of the Court's final Order against Mr. Lopez (which was served to the Whittier Police Department on January 6, 2026) is attached.

We are disturbed to learn that Mr. Lopez currently serves as a member of the Whittier City Personnel Board. There should be no doubt that Mr. Lopez has proven by his behavior that he is not fit to serve on any city commission. His continued retention by the City on its Personnel Board will be perceived as support for and potential ratification of this despicable conduct.

CC: CM; ACM; CA; Council; Original to CC; Public Binder; Department

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February 3, 2026  
Page 2

Council Meeting: \_\_\_\_\_  
Agenda Item No: \_\_\_\_\_

Accordingly, by this letter, Mr. Cano requests that the City Council reconsider its appointment of Mr. Lopez to the Personnel Board, and remove him promptly.

Very truly yours,



CARLOS R. PEREZ

CP/cp  
Attachments (1)

cc: Yolanda Martinez, Director  
Human Resources & Risk Management (via e-mail)

YOUR COPY

**CH-130**

**Civil Harassment Restraining Order After Hearing**

Person in ① must complete items ①, ②, and ③ only.

**① Protected Person**

a. Your Full Name: Rolando Cano  
 Your Lawyer (if you have one for this case):  
 Name: Carlos R. Perez State Bar No.: 181647  
 Firm Name: Law Office of Carlos R. Perez, A PLC

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.):  
 Address: 215 N. Marengo Avenue, Third Floor  
 City: Pasadena State: CA Zip: 91101  
 Telephone: (323) 895-0539 Fax: \_\_\_\_\_  
 E-Mail Address: carlos@laweagles.net

Clerk stamps date here when form is filed.

Electronically FILED  
 Superior Court of California  
 County of Los Angeles  
 12/12/2025 9:59 AM  
 David W. Slayton  
 Executive Officer/Clerk of Court,  
 By E. Wright, Deputy Clerk

Fill in court name and street address:

**Superior Court of California, County of**  
 LOS ANGELES, Whittier Courthouse  
 7339 South Painter Avenue  
 Whittier, CA 90602

Fill in case number:

**Case Number: 25WHRO01784**

**② Restrained Person**

Full Name: Fernando Lopez

Description:

Sex:  M  F Height: 6'0" Weight: 190 Date of Birth: \_\_\_\_\_  
 Hair Color: Brown Eye Color: Brown Age: 36 Race: Latino  
 Home Address (if known): 5737 Pickering Avenue  
 City: Whittier State: CA Zip: 90601  
 Relationship to Protected Person: No Relation

**③  Additional Protected Persons**

In addition to the person named in ①, the following family or household members of that person are protected by the orders indicated below:

Full Name	Sex	Age	Lives with you?	How are they related to you?
<del>Michelle Cross</del>	<u>F</u>	<u>48</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Spouse</u>
<del>Lily Cano (P) / Kristin Stephenson (M)</del>	_____	_____	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Children</u>

Check here if there are additional protected persons. List them on an attached sheet of paper and write, "Attachment 3—Additional Protected Persons" as a title. You may use Form MC-025, Attachment.

**④ Expiration Date**

This Order, except for any award of lawyer's fees, expires at:

Time: \_\_\_\_\_  a.m.  p.m. or  midnight on (date): 12/12/28

If no expiration date is written here, this Order expires three years from the date of issuance.

**This is a Court Order.**

Received: 9/3/2025 2:28 PM

Case Number:  
25WHRO01784

**5 Hearing**

- a. There was a hearing on (date): 12/12/2025 at (time): 8:30AM in Dept.: K Room: \_\_\_\_\_  
(Name of judicial officer): Judge Martella made the orders at the hearing.
- b. These people were at the hearing:
  - (1)  The person in ① (3)  The lawyer for the person in ① (name): Carlos Perez
  - (2)  The person in ② (4)  The lawyer for the person in ② (name): \_\_\_\_\_
  - Additional persons present are listed at the end of this Order on Attachment 5.
- c.  The hearing is continued. The parties must return to court on (date): \_\_\_\_\_ at (time): \_\_\_\_\_.

**To the Person in ②:**

The court has granted the orders checked below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

**6  Personal Conduct Orders**

- a. You must **not** do the following things to the person named in ①  
 and to the other protected persons listed in ③:
  - (1)  Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
  - (2)  Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by e-mail, by text message, by fax, or by other electronic means.
  - (3)  Take any action to obtain the person's address or location. If this item is not checked, the court has found good cause not to make this order.
  - (4)  Other (specify): \_\_\_\_\_  
 Other personal conduct orders are attached at the end of this Order on Attachment 6a(4).
- b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

**7  Stay-Away Orders**

- a. You **must** stay at least 20 yards away from (check all that apply):
  - (1)  The person in ①
  - (2)  Each person in ③
  - (3)  The home of the person in ①
  - (4)  The job or workplace of the person in ①
  - (5)  The school of the children of the person in ①
  - (6)  The place of child care of the children of the person in ①
  - (7)  The vehicle of the person in ①
  - (8)  Other (specify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. This stay-away order does not prevent you from going to or from your home or place of employment.

**This is a Court Order.**



Case Number: 25WHRO01784

**8 No Guns or Other Firearms and Ammunition**

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
- b. If you have not already done so, you must:
  - Sell to a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms in your immediate possession or control. This must be done within 24 hours of being served with this Order.
  - File a receipt with the court within 48 hours of receiving this Order that proves that your guns or firearms have been turned in or sold. *(You may use Form CH-800, Proof of Firearms Turned In or Sold, for the receipt.)*
- c.  The court has received information that you own or possess a firearm.

**9  Lawyer's Fees and Costs**

The person in \_\_\_\_\_ must pay to the person in \_\_\_\_\_ the following amounts for:

a. <input type="checkbox"/> Lawyer's fees	b. <input type="checkbox"/> Court costs		
<u>Item</u>	<u>Amount</u>	<u>Item</u>	<u>Amount</u>
_____	\$ _____	_____	\$ _____
_____	\$ _____	_____	\$ _____

Additional items and amounts are attached at the end of this Order on Attachment 9.

**10  Other Orders (specify):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional orders are attached at the end of this Order on Attachment 10.

**To the Person in 1 :**

**11 Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). *(Check one):*

- a.  The clerk will enter this Order and its proof-of-service form into CARPOS.
- b.  The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c.  By the close of business on the date that this Order is made, you or your lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

<u>Name of Law Enforcement Agency</u>	<u>Address (City, State, Zip)</u>
_____	_____
_____	_____

Additional law enforcement agencies are listed at the end of this Order on Attachment 11.

**This is a Court Order.**

Case Number: 25WHRO01784

**12 Service of Order on Restrained Person**

- a.  The person in ② personally attended the hearing. No other proof of service is needed.
- b.  The person in ② did not attend the hearing.
  - (1)  Proof of service of Form CH-110, *Temporary Restraining Order*, was presented to the court. The judge's orders in this form are the same as in Form CH-110 except for the expiration date. The person in ② must be served with this Order. Service may be by mail.
  - (2)  The judge's orders in this form are different from the temporary restraining orders in Form CH-110. Someone—but not anyone in ① or ③—must personally serve a copy of this Order on the person in ②.



**13  No Fee to Serve (Notify) Restrained Person**

The sheriff or marshal will serve this Order without charge because:

- a.  The Order is based on unlawful violence, a credible threat of violence, or stalking.
- b.  The person in ① is entitled to a fee waiver.

**14** Number of pages attached to this Order, if any: \_\_\_\_\_

Date: 12/12/2025


  
 Timothy Martella  
 JUDGE  
 \_\_\_\_\_  
*Judicial Officer*

**Warning and Notice to the Restrained Person in ② :**

**You Cannot Have Guns or Firearms**

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, or ammunition while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms that you have or control as stated in item ⑧ above. The court will require you to prove that you did so.

**Instructions for Law Enforcement**

**Enforcing the Restraining Order**

This Order is enforceable by any law enforcement agency that has received the Order, is shown a copy of the Order, or has verified its existence on the California Restraining and Protective Order System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, and the restrained person was not present at the court hearing, the agency must advise the restrained person of the terms of the Order and then must enforce it. Violations of this Order are subject to criminal penalties.

**This is a Court Order.**

Case Number: 25WHRO01784

**Start Date and End Date of Orders**

This Order *starts* on the date next to the judge’s signature on page 4 and *ends* on the expiration date in item ④ on page 1.

**Arrest Required If Order Is Violated**

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed it, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

**Notice/Proof of Service**

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person “served” (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified and the restrained person was not present at the court hearing, the agency must advise the restrained person of the terms of the order and then enforce it.

**If the Protected Person Contacts the Restrained Person**

Even if the protected person invites or consents to contact with the restrained person, this Order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

**Conflicting Orders**

A protective order issued in a criminal case on Form CR-161 takes precedence in enforcement over any conflicting civil court order. (Pen. Code, § 136.2(e)(2).) Any nonconflicting terms of the civil restraining order remain in full force. An *Emergency Protective Order* (Form EPO-001) that is in effect between the same parties and is more restrictive than other restraining orders takes precedence over all other restraining orders. (Pen. Code, § 136.2.)



(Clerk will fill out this part.)

**—Clerk's Certificate—**

I certify that this *Civil Harassment Restraining Order After Hearing* is a true and correct copy of the original on file in the court.

Date: **DEC 12 2025**

David W. Slayton  
Clerk, by \_\_\_\_\_

*C. Santana*  
\_\_\_\_\_, Deputy  
**C. SANTANA**

**This is a Court Order.**