



# GARDEN GROVE POLICE DEPARTMENT

## Officer Report for Incident 15075928

**Nature:** F14

**Address:** 11999 HARBOR BLVD; HYATT  
REGENCY; 142Z

**Location:** 142Z

GARDEN GROVE CA 92840

**Offense Codes:** ORPT

**Received By:** WARDLE S

**How Received:** O

**Agency:** GGPD

**Responding Officers:** COUGHRAN A

**Responsible Officer:** COUGHRAN A

**Disposition:** INF 09/30/15

**When Reported:** 16:51:13 09/30/15

**Occurred Between:** 07:45:00 09/30/15 and 09:30:00 09/30/15

**Assigned To:**

**Detail:**

**Date Assigned:** \*\*/\*\*/\*\*

**Status:**

**Status Date:** \*\*/\*\*/\*\*

**Due Date:** \*\*/\*\*/\*\*

### Complainant:

**Last:**

**First:**

**Mid:**

**DOB:** \*\*/\*\*/\*\*

**Dr Lic:**

**Address:**

**Race:**

**Sex:**

**Home Phone:**

**City:** ,

### Offense Codes

**Reported:**

**Observed:**

**Additional Offense:** ORPT OFFICERS REPORT

### Circumstances

LT037 BUS - HOTEL/MOTEL

**Responding Officers:**

**Unit :**

COUGHRAN A

203B

**Responsible Officer:** COUGHRAN A

**Agency:** GGPD

**Received By:** WARDLE S

**Last Radio Log:** \*\*.\*\*\*.\*\*\* \*\*/\*\*/\*\*

**How Received:** O OFCR INITIATED

**Clearance:** 6X REPORT TAKEN

**When Reported:** 16:51:13 09/30/15

**Disposition:** INF **Date:** 09/30/15

**Judicial Status:** NCI

**Occurred between:** 07:45:00 09/30/15

**Misc Entry:**

**and:** 09:30:00 09/30/15

**Modus Operandi:**

**Description :**

**Method :**

PART II/OTHER

PARTII - OFFICER'S

### Involvements

**Date**

**Type**

**Description**

**Relationship**

10/01/15

Name

D'AGOSTINO, STEPHEN M

REPORT OTHER

09/30/15

Evidence

PAPERWORK

Evidence Incident

**Narrative**

Documentation of an elected city official at a union rally.

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Responsible LEO:

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Approved by:

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Date

## Supplement

**Name:** COUGHRAN A

**Date Modified:** 17:45:23 09/30/15

On Wednesday, September 30, 2015 at approximately 0745 hours, I was assigned as the Resort Services Officer, in addition to a Labor Relations Officer, for the Garden Grove Police Department when I drove through the front driveway area of the Hyatt Regency Orange County Hotel located at 11999 Harbor Blvd. Based upon my assignments, I knew Unite Here Local 11 have been conducting labor protests in front of the hotel for the past several weeks on Wednesday mornings. As part of my duties, I typically check on the status of the labor protest and meet both with hotel staff and union staff to ensure a lawful protest from both sides.

On today's date, I had stopped in front of the hotel to monitor the protest. During the course of monitoring the protest, I was approached by a civilian who was asking various questions about our tourism district. After spending several minutes talking to this individual, I noticed the protest appeared to have stopped. As I was about to leave, I noticed the protestors walking into the hotel.

Based upon my training and experience, I felt the union members who were protesting may possibly be moving into the lobby area in an attempt to disrupt the business. In order to maintain the peace and continue to promote a lawful assembly, I exited my police car and entered the lobby of the hotel to further observe.

Once inside the lobby, I saw the union members walking peacefully and quietly on the second story hallway and into the front office of the hotel's General Manager. I walked up to this level where I met hotel staff members also standing in the hallway. They informed me the union members had gone into the hotel's office area and request to speak with the General Manager. As the hotel staff was informing me of this, the union members were walking out of his office and back down the hallway towards me. One of the union members informed me they were meeting the General Manager in the hotel's bar and grill restaurant in the lobby and that is where they were all heading.

As I continued to stand there and finish my short conversation with the union member, I saw a male subject working towards me in a green "UDW" union t-shirt. I recognized this subject as City of Garden Grove Mayor Bao NGUYEN. Mayor NGUYEN saw me and stated, "Hi" as he walked past with other union members.

I stayed on the second floor area and watched as Mayor NGUYEN and the other union members walked into the "OCB Restaurant" and into a back room area. It appeared the doors were then closed and after several minutes, the doors reopened all the union members left back to the front of the hotel peacefully.

A couple of minutes later Mayor NGUYEN appeared from the room talking with the hotel's General Manager. After this brief conversation, Mayor NGUYEN spoke with the hotel's Security Director and then rejoined the union members in the front of the hotel. A few minutes later, Mayor NGUYEN returned back into the lobby and eventually out to his vehicle.

Shortly after Mayor NGUYEN left the hotel, the hotel's General Manager contacted me and briefly showed me two pieces of paper which Mayor Nguyen had provided him in the meeting. I noticed at the top of the paper it stating, "GARDEN GROVE CITY COUNCIL, RESOLUTION NUMBER." In looking at the document, I noticed there was no resolution number on it. Seeing the second page, I noticed former Interim City Manager Allan ROEDER's signature at the bottom. In the middle of the page, there was a blank signature line which read, "HYATT REGENCY ORANGE COUNTY SUPPORTS THIS RESOLUTION."

Based upon my experience with the City of Garden Grove and formal city paperwork and forms, this appeared odd to me. The General Manager also expressed concerned for the authenticity of this paperwork and stated Mayor NGUYEN was encouraging him to sign this City Resolution in

support of the City Council. Mayor NGUYEN stated this had already be passed and signed by members of the Garden Grove City Council and he was looking for additional support from the hotel. The General Manager stated he was a bit confused since he understood this section of Federal Law in question in the Resolution had already been signed by US President Barack Obama.

The General Manager asked Mayor NGUYEN why he needed his support in this since it appeared it was nothing more than a formality. Other union members then stated they wanted to bring their family members to the US from their home countries and wanted the General Manager's support. Overall, the General Manager stated he was confused as to why this was occurring and why they wanted his signature of endorsement. He stated to me he would be passing the document onto Hyatt's legal council for review, and stated a union member had stated they would like his response in one week's time.

I was later contacted by hotel management on behalf of Hyatt's legal council in regards to the letter provided by Mayor NGUYEN. Hotel management and legal council both had questions as to the authenticity of the paperwork and provided me with the original copy given to the General Manager.

I contacted Corporal Vaicaro and informed him of the circumstances and the hotel's request to confirm this City Resolution.

The original copy provided me was booked into GGGPD Property.

This report is for documentation purposes.

## Supplement

**Name:** VAICARO V

**Date Modified:** 15:38:05 10/01/15

On Thursday, October 01, 2015 at around 1000 hours I met with Hyatt General Manager, Stephen D'Agostino at the Hyatt Resort located at 11999 Harbor Blvd. I met with D'Agostino to follow up with information I had received from Master Officer Coughran.

Upon contacting D'Agostino, he stated that he has known Mayor Bao Nguyen since late in 2014 during his campaign to become Mayor of Garden Grove. D'Agostino stated that he was also instrumental in helping the Mayor get the Dalai Lama to come to Garden Grove and assisted in various ways to make sure everything worked out.

The mayor has been contacting him over the last month or so trying to get him to sign a resolution that he has regarding the DAPA and DACA acts. Bao Nguyen stated that he could really use his support with this resolution.

D'Agostino notified the Mayor on several occasions that he would not sign any resolution as the Hyatt will not get involved with this topic one way or another. They are a hotel business and do not get involved in these types of issues.

Bao Nguyen went on to tell D'Agostino that he was aware of the protests occurring outside the Hyatt each and every week. Bao Nguyen also stated he was aware that D'Agostino's employees are not happy right now. Bao Nguyen stated that he needed to sign the resolution to make his employees happy with him.

D'Agostino then stopped the mayor and said that he needed to be mindful of what he said as he has no idea about the employees of the Hyatt. He notified him that the labor group outside is not a union that works for the Hyatt and also stated that there are only about 3 to 5 employees that are even involved with the group. The rest of the hotel employees want them to leave and do not want them around. He also stated that no one from the union has ever attempted to contact him or anyone at the Hyatt to discuss the dispute.

About two weeks prior to the current date, Stephen D'Agostino received a phone call from "Maria" who stated that she was calling to set up an appointment with him and Bao Nguyen (D'Agostino did not recognize the voice of the person identified as "Maria" and stated that he knows and has worked with a lot of City of Garden Grove employees and he did not believe it was any of them). Stephen stated okay and asked what it was about. "Maria" stated that it was reference him signing the DAPA & DACA Resolution for Bao Nguyen. D'Agostino immediately notified "Maria" that he was not going to sign any document and added that he had already notified Bao Nguyen that he would not sign the document. He then notified "Maria" that he would not be meeting with Bao Nguyen and disconnected from the phone conversation.

On Tuesday, September 29, 2015, D'Agostino received a phone call on his cell phone from Bao Nguyen. Bao Nguyen notified him that there would be a Delegation coming tomorrow and stated, "We want to meet with you." In asking what it was regarding, Bao Nguyen once again notified him that it was regarding the DAPA &

DACA Resolution. D'Agostino once again told him that there was nothing he could or would do. Bao Nguyen told him that he just wanted him to hear what they had to say and that was it.

On Wednesday, September 30, 2015, D'Agostino said that about 30 subjects, along with Bao Nguyen walked up to his office where they were redirected to another meeting location. Once there he gave them a chance to speak to him. During the meeting, D'Agostino stated that each subject that was there made a statement of how they are effected by DAPA & DACA. At no time did anyone every make mention to the Labor Union dispute in which they were all just our front protesting about.

Once they were done speaking, one of the members handed a folder to D'Agostino. Upon opening it he saw that inside was a "CITY OF GARDEN GROVE RESOLUTION" in regards to DAPA & DACA. As he was reading it, Bao Nguyen approached him and stated:

Bao Nguyen notified him that this was a copy of the document that he and his council agreed to and signed. Since the time that they had signed it, he has had two council members rescind their votes. Bao Nguyen notified him that he needed him to sign this document to help build up support for this resolution so that he could push forward with it. Bao Nguyen then flipped the document over to the back side and pointed out "Section 2." This section states "The Mayor or his designee is authorized to voice support, participate in brainstorm sessions, outreach plans and execute such documents he deems necessary."

After pointing to the section above, Bao Nguyen notified D'Agostino that this section give him the authority to do whatever he wants.

During the time that D'Agostino was reviewing the document he stated there was an individual within the group, later identified as Austin Lynch who continued to state, "You have one week to sign it and return it to us." D'Agostino did state that at no time did he feel that this was done in a threatening manner and at no time did he feel like this was an ultimatum.

At this time, D'Agostino stated that he had a couple questions for the group. He told them that he looked up and reviewed the DAPA & DACA acts and stated that he was aware of it. He stated that he was aware that this was an act signed in by the President of the United States. He stated that what they are asking him to sign already exists and that regardless of his stance, they already have this in place. He asked the group, including Bao Nguyen, what was the purpose for him to sign this document to support something that already exists and all they have to do to receive the benefits from these acts is to apply for them, no one had a response to him. Once subject later stated that he had extended family that he wants to bring to the United States. D'Agostino then notified him that all he needed to do was to go and fill out the applications regarding this act and properly apply for this request. Again, there was no response to him stating this. A member from within the group eventually responded by stating that they would get back to him regarding this information.

The meeting ended after no one could answer the questions that D'Agostino had for them. At this time, the group had left along with Bao Nguyen.

D'Agostino stated that throughout this meeting no one ever mentioned the Labor Union dispute and only made DAPA mention to him signing and supporting the Mayor's Resolution regarding the DAPA & DACA acts.

At this time I concluded the interview with Stephen D'Agostino.

**Name Involvements:**

REPORT4551

**OTHER :**

**Last:** D'AGOSTINO

**First:** STEPHEN

**Mid:** M

**DOB:** \*\*/\*\*/\*\*

**Dr Lic:**

**Address:**

**Race:**           **Sex:**   **Home Phone:** ( ) -

**City:** ,