

JEFF REISIG #182205  
Yolo County District Attorney  
Jennifer McHugh/ 279331  
Deputy District Attorney  
301 Second Street  
Woodland, California 95695  
Tel: (530) 666-8180

**FILED**  
YOLO SUPERIOR COURT

NOV 05 2019

BY

DEPUTY

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF YOLO**

THE PEOPLE OF THE STATE OF  
CALIFORNIA,

Plaintiff,

vs.

EARL THOMPSON,

Defendant.

Case No.: 13-3824

**SENTENCING BRIEF**

Date: November 13, 2019

Time: 10:00 A.M.

Dept. 14

**I.**

**FACTS**

***Current Conduct***

Defendant Earl Thompson's contractor's license was revoked in 1995. For this reason, he was unable to receive another contractor's license. However, the defendant wanted to run Russell/Thompson and obtain profitable prevailing wage jobs. For Russell/Thompson to obtain prevailing wage projects, they needed to have a contractor's license. Therefore Defendant Earl Thompson, Valery Thompson and James Russell conspired to fraudulently obtain a contractor's license for Russell/Thompson. Despite the fact that Earl Thompson would be running the corporation, his name did not appear anywhere on the Applications for Contractor's Licenses. For this reason, the Contractor's State License Board had no idea the corporation would be run

1 by Earl Thompson, an individual to whom they would not grant a contractor's license based on  
2 his prior actions.

3 In the applications for the contractor's license, Valery Thompson and James Russell  
4 made misrepresentations which further concealed their connection to Earl Thompson. Valery  
5 Thompson signed, under penalty of perjury, that she was not married to anyone who had their  
6 contractor's license revoked in the past. Similarly, James Russell signed under penalty of  
7 perjury, that he would be in charge of the operations of the company. Instead, he was simply an  
8 employee. Both were fraudulent misrepresentations designed to hide Earl Thompson's true  
9 involvement in the corporation and allowed Russell/Thompson to obtain a contractor's license.

10 Despite the fact that the only way in which Earl Thompson could legally use  
11 Russell/Thompson's contractor's license was as an employee, Earl Thompson's duties were far  
12 more extensive and constituted contracting without a license. Earl Thompson was the manager in  
13 charge of the job site. He gave directions to the foreman and employees on what to do. Earl  
14 Thompson also hired employees, did payroll, signed paychecks, was the designated payroll  
15 officer for Russell/Thompson, signed the payroll reports for State Fund, was issued a company  
16 credit card, and was authorized to pull building permits for Russell/Thompson. Additionally,  
17 Earl Thompson signed the approximately \$1.5 million contract to work at UC Davis on behalf of  
18 Russell/Thompson. At the time that he signed the contract agreeing to pay his employees  
19 prevailing wages, the defendant told his employee Brandon Chambino that he planned to pay  
20 them less than prevailing wage because he needed to make more money. (See Exhibit C).

21 Despite his legal obligation to pay his workers prevailing wages, Earl Thompson  
22 misrepresented the amount the workers were paid on the certified payroll reports which were  
23 signed under penalty of perjury. However, checks written by Earl Thompson demonstrate he  
24 knew that his statements on the Certified Payroll Reports were fraudulent. Overall, the defendant  
25 stole \$633,199.55 of wages which were due to his workers.

26 During this time period, the defendant had worker's compensation insurance through  
27 State Compensation Insurance Fund. The policy required him to report the payroll for all of his  
28

1 employees for all jobs. However, the defendant intentionally failed to report the majority of the  
2 payroll for the UC Davis project, resulting in the defendant underpaying his insurance premium  
3 by \$359,011.43. Not only did the defendant fail to report payroll as required, he misclassified  
4 workers, failed to pay fringe benefits to the workers, failed to pay overtime to the workers, failed  
5 to pay his employees for the last few weeks of work and failed to pay his subcontractors (costing  
6 Brown construction \$233,610.47), and failed to pay the training fund, which caused a loss of  
7 \$13,570.69 in training funds. All of these actions significantly reduced his cost of doing  
8 business, allowing him to substantially underbid profitable jobs, including the UC Davis project.  
9

### 10 *Prior and Subsequent Conduct*

#### 11 E. James Construction tax fraud (See Exhibit A and E)

12  
13 On October 4, 1990, Defendant Thompson registered his construction company with the  
14 Employment Development Department of the State of California using the name E. James  
15 Construction. On the application, defendant stated he had 3 employees as of July 1, 1990 and  
16 that the business was individually owned. E. James Construction filed tax returns for the quarters  
17 ending 9/30/90, 12/31/90, 3/31/91, and 6/30/91, and failed to file any tax returns with the  
18 Department thereafter.

19 Further investigation from the Employment Development Department revealed that the  
20 defendant had employed several general contracting companies to perform work for him on  
21 construction projects up until April 21, 1993, and willfully neglected to pay or report the payroll  
22 taxes from those contracts. The defendant also failed to withhold state disability insurance for his  
23 employees. When one contractor sued the defendant alleging a breach of contract, defendant  
24 admitted to his insurer that he had a payroll of \$470,954.63 for a job spanning a four-month  
25 period, when he had only reported a total payroll of \$27,000 for the past year and a half. Many of  
26 the defendant's laborers were paid with cash funds from Sterling Ventures, INC, a company  
27 created by the defendant under the name "Paul Davis" that was also used to file a fraudulent  
28 worker's compensation claim for defendant in the amount of \$42,354.36. Further, the

1 investigation revealed that the defendant had unreported wages totaling \$1,346,352.58 with  
2 \$111,596.09 in unpaid taxes for those wages from the period of 1/1/90 through 3/1/93. Based on  
3 these findings, defendant was charged and convicted of violating section 2117.5 of the  
4 Unemployment Insurance Code and was sentenced to an 8 month sentence to run consecutive  
5 with his four-year sentence in case #SC058579A.

6  
7 1993 Insurance Fraud by Earl Thompson (See Exhibit A and E)

8 On February 4, 1993, the defendant received a third and final notice to pay his rent at the  
9 Lincoln Village Apartments and was informed that the matter had been turned over to their  
10 attorney to begin eviction proceedings. On February 12, 1993, the defendant purchased a 2.1  
11 carat diamond engagement ring and gave it to his girlfriend, Beth Jackson. Just 10 days later,  
12 defendant met with an Allstate Insurance agent seeking to get the ring insured. The agent  
13 suspected fraud which prompted him to quote the defendant a very high premium, which the  
14 defendant purchased without hesitation. Defendant never told the agent that he had already given  
15 the ring to his girlfriend.

16 On March 12, 1993, the defendant staged a burglary at his apartment, filed a false report  
17 with the Twin Cities Police Department, reported a loss of \$20,000, and filed an insurance claim  
18 with Allstate for \$25,000, which was paid to defendant. Jackson later discovered evidence that  
19 the defendant had filed the fraudulent insurance claim. She notified Allstate as well as the Twin  
20 Cities Police Department, advising them of where the alleged stolen property could be found.  
21 Officers found the replacement ring in the custody of an auctioneer, to whom the defendant had  
22 given the ring to sell. Defendant also surrendered a computer and Gucci watch that he had  
23 reported stolen but actually still had in his possession. Based on these findings, the defendant  
24 was charged and convicted of violating section 550(a) of the Penal Code and was sentenced to a  
25 four-year state prison term to run consecutive with an 8-month sentence from case #SC053621A.

26 ///

27 ///

28 ///

1 Jackson Enterprises (See Exhibit A and Exhibit H)

2 In 1991 Beth Jackson registered with the Employment Development Department using  
3 the business name Jackson Enterprises. Wages were never reported to the department, no  
4 unemployment insurance contributions were paid, and no payroll tax withholdings were made  
5 for disability insurance or state personal income tax. Investigation revealed that there were  
6 unreported wages of \$372,385.73 with a tax liability of \$33,655.98. Jackson Enterprises was  
7 created by the defendant as a means for him to bid union work because his company E. James  
8 Construction Company was non-union and losing bids to union contractors. The defendant  
9 coerced Ms. Jackson into signing as owner of the company while telling her he would take full  
10 responsibility for the company and accept all liability. The defendant directed all bookkeeping  
11 and accounting procedures. They eventually moved in together when the defendant agreed to  
12 help pay monthly expenses. Instead he accepted a \$20,000 loan from her and never paid it back  
13 or paid the household expenses. Ms. Jackson was convicted of a misdemeanor for her  
14 involvement in the defendant's fraudulent company. Before she met the defendant she was a  
15 homeowner who had never missed a payment. She has since been forced to file bankruptcy and  
16 has a tax lien of \$197,226.07 levied against her.

17 The defendant, as de facto owner of Jackson Enterprises entered into a sub contract for  
18 framing school buildings at Alhambra High School on September 6, 1991. During that project,  
19 the defendant failed to pay employee wages, failed to pay fringe benefits, and failed to pay his  
20 material suppliers. He also abandoned the project after being paid most of the money without  
21 completing substantial portions of the construction. The prime contractor paid the defendant  
22 \$220,296.88 and paid \$39,661.50 on the defendant's behalf. Jackson Enterprises' contractor's  
23 license was revoked for abandonment of a construction project, violation of the building laws,  
24 willful or fraudulent acts, lack of reasonable diligence, and similar violations.

25 ///

26 ///

27 ///

1 Additional Information contained in the Probation Report for the defendant's prior convictions  
2 (See Exhibit A)

3 In the Probation Report for the Defendant's prior prison sentence, the defendant claimed  
4 that although he knowingly did not pay his taxes, he was simply doing it to "keep the business  
5 going". He discounts his crimes as being caused by "incredible financial pressures". Around the  
6 time of his sentencing he started seeing a doctor to "further identify my problems and begin  
7 learning how to avoid these same mistakes in the future". The defendant also wrote a letter to the  
8 court regarding what he intends to do in the future to live a law abiding life and asked for  
9 probation. Regarding his doctor, the defendant told the doctor that "I don't believe I will ever do  
10 anything that stupid like I've done before and ever get myself involved in illegal activities. It  
11 can't hurt to get some counseling and understand what it was that was going on within me way  
12 back when, that got me started on the wrong foot."

13 In the report the defendant's father wrote a letter to probation. The letter states that the  
14 defendant left Massachusetts, where his parents live, while owing his parents a considerable  
15 amount of money. His father stated that the defendant charged thousands of dollars on the  
16 corporate account but never paid for those expenses. He also used his father's business contacts  
17 to obtain contracts and would leave those contracts unfulfilled once he was paid in full. His own  
18 father states that "Earl will lie if it serves his purpose".

19 The probation report also describes several letters from some of the defendant's victims.  
20 A letter by Robert Pritsker describes how the defendant was hired as a project manager for the  
21 company Mr. Pritsker worked for. During the next 10 weeks, the defendant perpetrated fraud  
22 against the company causing it to lose several hundred thousand dollars.

23 A letter by R.L. Misskelley states that the defendant signed a contract for \$2.2 million  
24 with his company. He described the defendant as "...nothing more than a slick confidence man  
25 who renigged on his contract and took what he could- leaving Interland 'holding the bag'." The  
26 defendant's actions cost the company \$1.8 million.

27 A letter by B.D.M. Construction of Santa Rosa states that over the last 7 to 8 years, the  
28 company has seen the defendant "scam one unsuspecting person after another." The defendant

1 cost this company over \$75,000 and the company described the defendant as "a user of people,  
2 he will lie when it's in his best interest, etc. He is truly a despicable individual."

3 A letter by the Minnesota Development Company stated that the defendant's actions cost  
4 their investors to lose more than \$250,000 in direct costs and \$100,000 in monies caused by the  
5 defendant's actions. They stated that the defendant did carpentry work for their project but bid  
6 the job with the intent to steal and never intended to fulfill the responsibilities of the contract.  
7 They describe the defendant's submitting of the bid as done "only to manipulate himself into a  
8 position to access monies and not pay his responsibilities of salaries, benefits, vendor invoices,  
9 etc., and instead pocket monies designated to be paid to others...he is a con artist, who uses  
10 multiple projects to produce a pyramid, diverting monies and materials from one project to  
11 another, with no intention to accept fiduciary responsibilities."

12 The Carpenters' Funds Administrative Office of Northern California stated that because  
13 the defendant had not paid fringe benefits for his employees, they obtained a judgment against  
14 the defendant for \$123,389.07. The defendant's actions resulted in a direct hardship to the  
15 carpenters working for him, who lost their health and welfare eligibility, resulting in no medical  
16 coverage for their families. They stated that "we contend that Mr. Thompson never had any  
17 intention of living up to his obligations and should be given the harshest possible penalty for his  
18 felony convictions. He has duped and cheated the hard working carpenters who had the  
19 misfortune to be employed by him and is an embarrassment to the honest contractors who 'play  
20 by the rules' and build quality projects."

21 Finally, a letter by the attorney for Aetna Casualty and Surety stated that the defendant  
22 filed a false workers' compensation claim alleging he was injured and was an employee of  
23 Jackson Enterprises, a company he in fact owned and operated. The defendant fraudulently  
24 received \$15,024 and extensive medical treatment, including surgery, based on his fraud.

25  
26 Earl Thompson's Fraud against Sausal Corporation (See Exhibit B)

27 In a letter written to the probation department for the defendant's prior convictions,  
28 Sausal Corporation stated that they executed a subcontract agreement with the defendant in 1992.

1 The defendant refused to respond to the schedule and they were forced to terminate him. After  
2 taking over the framing work, they discovered that many areas were not built per plans and had  
3 to be demolished. The most significant problem was that, instead of bolting in large beams, the  
4 defendant simply glued nuts in place to make it appear that they were correctly bolted in. In the  
5 event of an earthquake, the connections would have failed and could result in collapse of the  
6 building. Based on the extensive costs incurred by the defendant's fraud, the company obtained a  
7 judgment against the defendant which he has never paid. "Mr. Thompson has enough knowledge  
8 and charm to get himself into a position of trust, we found that this trust is not warranted."  
9

10 Prior fraud by Earl Thompson regarding State Fund

11 In 1992, the defendant owned a construction company which was insured by State Fund.  
12 The defendant had \$470,954.63 in payroll but only reported \$27,000. During that time period,  
13 the company was estimated to have another five construction contracts generating another  
14 \$250,000 in payroll.

15 In 1994, the defendant submitted a claim as an injured worker of a company insured by  
16 State Fund, allegedly owned by a Paul Davis. During the claim process, State Fund discovered  
17 that the defendant actually owned the company and that the name Paul Davis was fictitious. The  
18 Workers' Compensation Appeals Board ordered the defendant to pay State Fund \$42,354.36 for  
19 the fraudulently received medical costs and disability payments. The defendant has made no  
20 attempts to repay this amount. Additionally, the company allegedly owned by Paul Davis had an  
21 estimated payroll of \$181,800 but only reported \$15,000, resulting in a premium loss to State  
22 Fund of \$205,000.  
23

24 Prior CSLB actions (See Exhibit H)

25 On March 9, 1995, the defendant had two different contractor's licenses (605060 and  
26 617470) revoked for violations including departing from trade standards, deviations from plans  
27 and specifications, failure to complete the project for the contract price and willful or fraudulent  
28 acts causing substantial injury to another.



1 On November 28, 2000 the Contractor's State License Board issued a citation to the  
2 defendant for unlicensed contracting and advertising by an unlicensed contractor with a \$1,900  
3 civil penalty which has not been paid. On April 15, 2004, the Contractor's State License Board  
4 issued a citation to the defendant for unlicensed contracting with a civil penalty of \$1,000 which  
5 has not been paid.

6  
7 Earl Thompson defrauding Shasta Bible College (See Exhibit B)

8 David Nicholas, President of Shasta Bible College wrote a letter for this court's  
9 consideration at sentencing. In 2005 the defendant defrauded Shasta Bible College, who  
10 eventually was awarded \$100,000 in damages against the defendant. During their extensive legal  
11 proceedings against the defendant they learned that, although the defendant had represented  
12 himself as president of Midstate Properties, he was not eligible to be president based on his prior  
13 felony convictions, and his wife was in fact president. After being awarded \$100,000 against the  
14 defendant, however, the defendant "disappeared" and made no effort to pay the Bible College.  
15 To this day the defendant has not paid. The Bible College stated that "we remain astounded at  
16 the duplicity and devious behavior of Mr. Thompson. I trust the Court will take action to ensure  
17 that this never happens again."

18  
19 Earl Thompson defrauding Peer and Stacey Fossen (See Exhibit B)

20 Peer and Stacey Fossen wrote a letter to this Court about their experience with the  
21 defendant. In 2005 they purchased property from the defendant where he would build them  
22 apartments that they planned to rent out. During the project the defendant committed multiple  
23 building code violations and failed to construct items which the Fossens paid him to construct.  
24 During this time the Fossens discovered that the defendant was working without a contractor's  
25 license and had his previous contractors license revoked. The Fossens were forced to sue the  
26 defendant and were awarded a \$750,000 judgment against him. The defendant never made a  
27 single payment toward the judgment and instead filed for bankruptcy.

1 Earl Thompson defrauding Lolita Evans (See Exhibit F and Exhibit H)

2 In late 2007, Lolita Evans began searching for a new home to purchase and used  
3 defendant's wife, Valery Thompson as her broker. When Evans disclosed to Mrs. Thompson that  
4 she intended to remodel the home, Mrs. Thompson informed her that her husband, the defendant,  
5 was a licensed contractor and could do the work for her. Evans then purchased a home in  
6 Redding, CA on 2/2/2008. Between February and March of 2008, defendant entered into a verbal  
7 agreement with Evans to remove and replace plumbing pipes, install plumbing fixtures, relocate  
8 interior walls and electrical outlets, replace drywall and install a heating and air conditioning  
9 unit. Defendant represented himself to Evans as a licensed California Contractor when in reality,  
10 he was not. Evans paid the defendant \$23,000 for his services and the materials, \$5,000 more  
11 than what the defendant had initially quoted Evans. The work was performed by the defendant  
12 and two of his employees. Only one of the employees, James Russell, was a licensed contractor,  
13 however the work on the home began prior to the issuance of Russell's contractor license.

14 During the remodeling, the defendant directed his employees in what to do and  
15 performed some of the manual labor despite not being a licensed California Contractor and  
16 despite not having workers' compensation insurance. Much of the work that was completed had  
17 to be redone due to poor craftsmanship issues and caused completion of the work to be delayed  
18 past the promised deadline of March 29. None of the building permits required by the City of  
19 Redding were obtained by the defendant. Evans also discovered that the defendant  
20 misrepresented the cost of the air conditioning unit and the fee for its installation by nearly  
21 \$1,300. She was also notified that a balance of \$733.34 was still due on the unit after Evans had  
22 paid the defendant the necessary funds to purchase it at the quoted price. The unpaid balance  
23 made Evans ineligible for a \$750 rebate from the City of Redding for installing energy efficient  
24 equipment. On August 7, 2008, Evans received a "Stop Work Order" from the city of Redding  
25 because the required permits for the work on her home were not obtained by the defendant, and a  
26 subsequent inspection revealed that many workmanship issues caused by the defendant remained  
27 in the finished construction, including exposed electrical wiring under the home. An inspection  
28 by the contractor's State License Board experts revealed that the cost to repair and complete the

1 defendant's work was \$28,500. Based on these findings, defendant was charged and convicted of  
2 violating section 3700.5 of the Labor Code, Failure to Secure Workers' Compensation Insurance.  
3 The charge of Contracting without a License was dismissed for that plea. The defendant was  
4 ordered not to contract without a license and he signed that term of probation on August 10,  
5 2009. By the next day he was back contracting without a license in the current case.

6  
7 Projects at Middletown High School, Redding Area Bus Authority and Plumas Courthouse

8 The charges in Yolo County based on the construction work done at UC Davis were  
9 originally discovered when State Fund, the defendant's workers' compensation insurance carrier,  
10 conducted an audit of the wages reported to them on several constructions projects going on  
11 around the time of the UC Davis construction project. State Fund's audit found that the  
12 defendant did construction work at a High School in Middletown, the Plumas County  
13 Courthouse, the Redding Area Bus Authority (RABA) station in Redding, and the UC Davis  
14 dormitories. State Fund Found that the defendant had only reported \$17,953.16 in payroll for the  
15 period of 5/24/08-5/1/09 and \$7,914.48 for 5/1/09-5/1/10, for a total of \$25,867.64. However, the  
16 defendant's actual payroll during that timeframe was \$36,133.83 for the Middletown High  
17 School Project, \$95,043.06 for the Superior Court of Plumas project and \$119,130.16 for the  
18 RABA project, for a total of \$250,307.05. Therefore during that timeframe, not including the UC  
19 Davis project, the defendant failed to report **\$224,439.41** in payroll to State Fund.

20  
21 Project for City of Vacaville

22 During the Department of Industrial Relations investigation of the fraud committed by  
23 the defendant on the UC Davis project, they also discovered fraud committed on a project done  
24 by the defendant for the City of Vacaville. Similarly to the UC Davis project, the Vacaville  
25 project was a prevailing wage project and the defendant was a subcontractor on the project. The  
26 amount of the subcontract was \$192,065. Department of Industrial Relations' audit found that  
27 the defendant failed to report all hours worked by the workers on the Certified Payroll Records,  
28

1 paid workers less than prevailing wage, failed to pay travel payments, and failed to pay overtime.  
2 The defendant stole \$18,808.24 of wages from employees on this project.  
3

4 Tax Fraud

5 The Employment Development Department conducted an audit of the defendant's payroll  
6 during the time that the defendant was doing the UC Davis project charged in this case. The  
7 Employment Development Department found that for the third quarter of the year 2009, the  
8 defendant did not report wages in the amount of \$18,947.88. In the fourth quarter of 2009, he did  
9 not report wages in the amount of \$151,751.78 and in the first quarter of 2010 he did not report  
10 wages in the amount of \$390,407.90. The total amount of unreported wages was \$562,107.56.  
11

12 Earl Thompson defrauding Innovative Electrical Systems Inc. while out on his OR (See Exhibit  
13 B)

14 Innovative Electrical Systems, Inc. wrote a letter for this Court's consideration. They  
15 state that in 2012 their firm was contacted by the defendant to provide electrical engineering for  
16 a coffee house project he was providing general contracting services for. The services were  
17 provided, however, the defendant never paid for the services. Despite multiple attempts to be  
18 paid for their work, to this day the defendant has not paid for the electrical engineering services  
19 they provided.  
20

21 Liens and Judgments currently filed against Earl Thompson (See Exhibit D)

22 Not including judgments and liens which have been discharged through filing  
23 bankruptcy, it appears that the defendant currently has judgments and liens against him in the  
24 amount of \$1,296,100.00. In the 35,000 pages of discovery in this case the only evidence that the  
25 defendant has ever paid money on his judgments or liens is the money he brought in at the time  
26 of his prior sentencing when he was asking to be placed on probation.  
27  
28

1 Contracting in violation of the Court's Order in this case (See Exhibit G)

2 On November 19, 2013, Defendant Earl Thompson appeared before Judge Gaard for a  
3 bail hearing. The Court released Mr. Thompson on supervised OR with the condition that he  
4 "shall stay out of, away from, and not become involved in any type of contracting work." The  
5 defendant signed this agreement on November 19, 2013.

6 After being so ordered, the defendant sent emails to Denver Urban Renewal Authority  
7 regarding his plans to do construction on the property with the assistance of a \$1.25 million  
8 government grant.

9 On September 3, 2014, September 23, 2014, September 30, 2014, October 29, 2014,  
10 January 20, 2015, and February 26, 2015, Earl Thompson signed lien releases which stated that  
11 he, as the contractor who performed work on behalf of EJT LLC for 3057 W. Kentucky LLC,  
12 was paid the amount due for his work and released any liens he had on the property.

13 Additionally, the defendant pulled permits for the following separate projects on property  
14 owned by other people:

- 15 1. Residential property owned by Lawrence T and Judith A. Value of project is \$80,000
- 16 2. Commercial property owned by Garcia Family Living Trust. Value of project is  
17 \$15,000.
- 18 3. Residential property owned by 0003 Residential Trust. Value of Project is \$5,000.
- 19 4. Roofing and Siding Permit for property owned by Carmen Ocaranza. Value of Project  
20 is \$1,200.
- 21 5. Roofing and siding permit for property owned by Fidel and Ann Miranda. Value of  
22 project is \$2,000.
- 23 6. Residential property owned by James Weichselbaum. Value of contract is \$14,200.
- 24 7. Roofing and Siding permit for property owned by James Weichselbaum. Value of  
25 contract is \$1,500.
- 26 8. Roofing and Siding permit for property owned by James Weichselbaum. Value of  
27 contract is \$1,500.
- 28 9. Residential property owned by James Weichselbaum. Value of contract is \$10,000.

1 10. Roofing and Siding permit for property owned by James Weichselbaum. Value of  
2 contract is \$4,000.

3 11. Residential property owned by Windpower Inc. Value of contract is \$12,900.

4 12. Roofing and Siding permit for property owned by Manuel and Aida Isela Granados.  
5 Value of contract is \$3,000.

6 13. Residential property owned by Windpower Inc. Value of contract is \$25,000.

7 14. Residential property owned by Shana and David Jacobs. Value of contract is \$9,000.

8 15. Roofing and Siding permit for property owned by Windpower Inc. Value of contract  
9 is \$2,000.

10 16. Residential property owned by Windpower Inc. Value of contract is \$10,000.

11  
12 All listed EJ Thompson as the contractor. All are in direct violation of this Court's order.  
13

## 14 II.

### 15 POINTS AND AUTHORITIES

#### 16 1. The defendant is presumptively ineligible for probation and an unusual case 17 cannot be found. 18

19 California Penal Code 1203(e) states that "[e]xcept in unusual cases where the interests  
20 of justice would best be served if the person is granted probation, probation shall not be granted  
21 to any of the following persons: ... (4) [a]ny person who has been previously convicted twice in  
22 this state of a felony..."

23 California Rules of Court 4.413 applies when a defendant is presumptively ineligible for  
24 probation. It states that the court first applies the factors in Rule 4.413(c) to determine whether  
25 an unusual case can be found. Only if an unusual case can be found does the court then look to  
26 Rule 4.414 to decide whether to grant probation. (California Rule of Court 4.413(b)).  
27  
28

1 The language of the rule describing presumptive ineligibility for probation (formerly rule  
2 413, currently rule 4.413) is not to be read expansively. (*People v. Superior Court (Dorsey)*  
3 (1996) 50 Cal.App.4<sup>th</sup> 1216.) The court in *People v. Superior Court (Dorsey)* (1996) 50  
4 Cal.App.4<sup>th</sup> 1216, explained that the rule gives “examples of *particular types of facts*: facts  
5 showing that the circumstance giving rise to the probation restriction is of borderline  
6 applicability, or that the defendant’s culpability, in a moral and ethical sense, was less than  
7 would be typically true. The rule does not purport to give the trial court authority to decide that  
8 any other particular type of factor may be used to meet the “unusual” standard.” (*Ibid.* Emphasis  
9 in original.)

10 The court in *People v. Stuart* (2007) 156 Cal.App.4<sup>th</sup> 165 stated that “‘mere suitability for  
11 probation does not overcome the presumptive bar...[I]f the statutory limitations on probation are  
12 to have any substantial scope and effect, ‘unusual cases’ and ‘interests of justice’ must be  
13 narrowly construed’ and rule 4.413 ‘limited to those matters in which the crime is either atypical  
14 or the offender’s moral blameworthiness is reduced.’” (*Ibid* at p. 178.) The court also clarified  
15 that the existence of any of the listed facts in rule 4.413 does not necessarily establish an unusual  
16 case, rather they merely indicate there *may* be an unusual case. (*Id.*)

- 17  
18 a. “A factor or circumstance indicating that the basis for the statutory limitation on  
19 probation, although technically present, is not fully applicable to the case, including:  
20 (A) The factor or circumstance giving rise to the limitation on probation is, in this  
21 case, substantially less serious than the circumstances typically present in other cases  
22 involving the same probation limitation AND the defendant has no recent record of  
23 committing similar crimes or crimes of violence.” (Rule 4.413(1)(A).)  
24

25 For this factor to apply, the court must find that the defendant’s prior convictions are  
26 substantially less serious than typical convictions present in other cases AND that the defendant  
27 has no recent record of similar crimes.  
28

1 The defendant's prior convictions are not substantially less serious than typical  
2 convictions present in other cases. The defendant's prior convictions are for tax fraud of not  
3 reporting \$1,346,352.58 in taxes and insurance fraud of \$25,000. The People are unable to  
4 fathom how theft on that level and with that amount of sophistication could be **substantially** less  
5 serious than any other crime.

6 Additionally, even if the Court were to find that the defendant's prior convictions for  
7 insurance fraud and tax evasion were **substantially** less serious than those typically present, the  
8 court would also have to find that the defendant has **NO** recent record of committing similar  
9 crimes. Instead, the defendant has an extensive recent record of committing similar crimes. As  
10 described above, since getting out of prison for his prior felony convictions involving fraud, the  
11 defendant has committed, in summary: premium fraud against State Fund insurance in 1992  
12 when he reported \$27,000 in payroll but had approximately \$721,000 in payroll; claimant fraud  
13 against State Fund in 1994 when he filed a false claim alleging he was an employee of the  
14 company he owned and obtained \$42,354.36 fraudulently; premium fraud against State Fund in  
15 1994 when he caused State Fund a loss of \$205,000 by under reporting payroll; violations  
16 including departing from trade standards, deviations from plans and specifications, failure to  
17 complete the project for the contract price and willful or fraudulent acts causing substantial  
18 injury to another in 1995, causing his two contractor's licenses to be revoked; unlicensed  
19 contracting in 2000; unlicensed contracting in 2004; fraud to Shasta Bible College in 2005 with a  
20 loss to the Bible College of \$100,000; fraud to Peer and Stacey Fossen in 2005 in the amount of  
21 \$750,000; fraud to Lolita Evans in 2007 in the amount of \$28,500; Premium fraud at  
22 Middletown High School, Redding Area Bus Authority and Plumas Courthouse in 2009 and  
23 2010 for under reporting payroll by \$224,439.41 to State Fund; theft of employee wages on a  
24 project for the city of Vacaville in 2010 for \$18,808.24 of employee wages, overtime and travel  
25 payments to employees; tax fraud in 2009 and 2010 with unreported wages of \$562,107.56; and  
26 fraud against Innovative Electrical Systems in 2012 by not paying for the services they provided.  
27 Not including judgments and liens which have been discharged through filing bankruptcy, it  
28



1 appears that the defendant currently has judgments and liens against him in the amount of  
2 \$1,296,100.00.

3 Since his prison sentence for insurance fraud and tax evasion, the defendant has bounced  
4 from one fraud scheme to another, leaving dozens of people and entities with more than a million  
5 dollars in loss. Given how incredibly difficult these crimes are to detect and investigate, the  
6 frauds we are aware of are likely only the tip of the iceberg of the defendant's conduct since his  
7 prison sentence. Each time his crimes begin to catch up with the defendant, he moves to another  
8 state and begins again, from Massachusetts, to California and now to Colorado.

9 Based on the serious nature of the defendant's prior convictions and the defendant's  
10 extensive recent record of continuing the same crimes, this factor is inapplicable and clearly  
11 cannot be used to find an unusual case.

12  
13 b. "A factor or circumstance indicating that the basis for the statutory limitation on  
14 probation, although technically present, is not fully applicable to the case, including:  
15 (B) The current offense is less serious than a prior felony conviction that is the cause  
16 of the limitation on probation, AND the defendant has been free from incarceration  
17 and serious violation of the law for a substantial time before the current offense."  
18 (Rule 4.413(1)(B).)  
19

20 For this factor to apply, the court must find that the current offense is less serious than the  
21 defendant's prior convictions AND the defendant has been free serious violation of the law for a  
22 substantial time before the current offense.

23 First, the current offense is not less serious than the prior offenses, it is far more serious.  
24 In the prior case the defendant was convicted of two felonies. In this case he was convicted of 26  
25 felonies. In the prior case he caused a loss of a little more than \$1,000,000. In the current case  
26 the loss was more than \$2,000,000. Despite telling the probation department in the prior case that  
27 his actions were the result of a mistake which would not happen again, the defendant has  
28 graduated to committing more sophisticated and complex crimes.

1 Secondly, the defendant has not been free from serious violations of the law for a  
2 substantial amount of time. Instead, as listed above, he continued to commit serious violations of  
3 the law between and since his convictions.

4 Since the current crimes are far more serious than his prior crimes and he has committed  
5 recent serious violations of the law, this factor is clearly inapplicable to the defendant.

6  
7 c. "A factor or circumstance not amounting to a defense, but reducing the defendant's  
8 culpability for the offense, including: (A) the defendant participated in the crime  
9 under circumstances of great provocation, coercion, or duress not amounting to a  
10 defense, and the defendant has no recent record of committing crimes of violence."  
11 (Rule 4.413(2)(A).)  
12

13 For this factor to apply, the court must find that the defendant participated in the crime  
14 under circumstances of great provocation, coercion or duress not amounting to a defense. There  
15 is no evidence that the defendant had great provocation, coercion or duress when he committed  
16 this crime. Instead, he induced Valery Thompson and James Russell to commit crimes and has  
17 made fraud his primary occupation for many years. This factor is clearly inapplicable.

18  
19 d. "A factor or circumstance not amounting to a defense, but reducing the defendant's  
20 culpability for the offense, including: (B) the crime was committed because of a  
21 mental condition not amounting to a defense, and there is a high likelihood that the  
22 defendant would respond favorably to mental health care and treatment that would be  
23 required as a condition of probation." (Rule 4.413(2)(B).)

24 There is no evidence that the defendant had any mental condition while he was  
25 committing the crimes in this case. While the defendant has used the fiction of multiple sclerosis  
26 to stall this case for more than 2 years, there is no evidence he has ever been diagnosed or treated  
27 for the illness and no evidence that he had it during this crime or that it caused him to commit  
28 this crime. Even if the defendant were to produce any evidence that he had a mental condition

1 during the time of this crime, there is not a high likelihood that the defendant would respond  
2 favorably to any treatments given as a result of a probation term. In his last case the defendant  
3 sought mental health counseling to "further identify my problems and begin learning how to  
4 avoid these same mistakes in the future". It is apparent, given is subsequent crimes, that the  
5 defendant did not benefit from the treatment and would not benefit from any such future  
6 treatment. Therefore this factor is inapplicable.

7  
8 e. "A factor or circumstance not amounting to a defense, but reducing the defendant's  
9 culpability for the offense, including: the defendant is youthful or aged, and has no  
10 significant record of prior criminal offenses." (Rule 4.413(2)(C)).

11  
12 The defendant is 56 years old. He is neither youthful or aged. Additionally, he has a  
13 significant record of prior criminal offenses, as detailed above. Therefore this factor does not  
14 apply either.

15  
16 As described above, these factors are required to be narrowly construed and "limited to  
17 those matters in which the crime is either atypical or the offender's moral blameworthiness is  
18 reduced.'" (*People v. Stuart* (2007) 156 Cal.App.4<sup>th</sup> 165, 178.) In this case the crime is only  
19 atypical in that it was far more serious than the average fraud case. Additionally, in this case, as  
20 described in the next section, the defendant's moral blameworthiness is substantial. Therefore  
21 there is no basis for an unusual case finding and the Court should sentence the defendant to state  
22 prison.

23  
24 **2. Even if there was a basis to find an unusual case, the defendant is not suitable**  
25 **for probation under Rule 4.414.**  
26

27 If someone is eligible for probation, the Court examines Rule 4.414 to determine if the  
28 person is suitable for probation. The applicable subdivisions of Rule 4.414 are described below.

1 a. "Facts relating to the crime include: (1) the nature, seriousness, and  
2 circumstances of the crime as compared to other instances of the same crime;"  
3 (Rule 4.414(a)(1))

4 The facts of this case are far more serious than the average insurance fraud case. In this  
5 case the defendant created an elaborate scheme to fraudulently obtain a contractor's license for  
6 Russell/Thompson, putting his wife and mentee as the scapegoats if his crime were to be  
7 discovered. He used that fraudulent contractor's license to purposefully underbid a \$1.5 million  
8 contract for the construction at UC Davis, causing legitimate contractors and their employees to  
9 lose out on lucrative work. He even told Brandon Chambino, his employee, that he bid for the  
10 contract knowing that he would be paying his employees less than prevailing wage so that he  
11 could make more money. (See Exhibit C.) During that contract he purposefully did not report  
12 any wages to State Fund, despite causing them to be liable for any and all employee injuries. He  
13 committed over 15 perjuries to hide the fact that he was stealing his employee's wages. Overall,  
14 the defendant caused a loss of \$2,007,582.10 to his employees, other contractors, State Fund, and  
15 Brown Construction. It is clear that the defendant's actions in this case are far more serious than  
16 the average insurance fraud case.

17  
18 b. "Facts relating to the crime include: (3) the vulnerability of the victim;" (Rule  
19 4.414(a)(3))

20 The victims in this case were all vulnerable. They were all in desperate need of a job,  
21 many did not know what their rights were regarding prevailing wage, many did not speak  
22 English and may not have known the defendant was stealing from them, and any who did  
23 question the defendant about their right to prevailing wage, specifically William Bennie, were  
24 immediately fired for standing up for themselves. This left the victims with a choice, accept the  
25 lower wages and allow the defendant to steal money that they needed, or be fired and have to  
26 look for another job. The idea that the defendant did the victims a favor by giving them a job and  
27 then stealing their wages is absurd. The defendant reaped the monetary rewards of doing a  
28 prevailing wage job in that he as paid extra money to ensure that his employees were paid

1 prevailing wage. Instead of following the law, the defendant pocketed that money and deprived  
2 his workers of the money they were legally entitled to.

3  
4 c. "Facts relating to the crime include: (4) whether the defendant inflicted  
5 physical or emotional injury;" (Rule 4.414(a)(4))

6 In this case the defendant caused emotional injury to James Russell. Once wide-eyed and  
7 excited to begin his career in construction, after being manipulated and taken advantage of by  
8 Earl Thompson, James Russell is hesitant to re-enter the construction business. He trusted and  
9 admired Earl Thompson, something the defendant used to manipulate James Russell into being  
10 the person who appeared responsible for the company and a convenient scapegoat should Earl  
11 Thompson's crimes ever be discovered.

12  
13 d. "Facts relating to the crime include: (5) the degree of monetary loss of the  
14 victim;" (Rule 4.414(a)(5))

15 In this case the monetary loss to the victims is extensive. At a time when the economy  
16 was in recession and many people were struggling to pay their mortgages, the defendant stole  
17 \$633,199.55 from his employees. At a time while many businesses were going out of business,  
18 the defendant stole \$359,011.43 of insurance coverage from State Fund, the insurance company  
19 which exists to ensure that all employees in California have workers' compensation insurance  
20 coverage. The defendant caused a loss to Brown Construction of \$233,610.47. The defendant  
21 also stole the value of the contract in this case by illegally underbidding law abiding contractors  
22 and causing those companies and their employees to not have the opportunity to do this  
23 construction project. All told, the Court found that the defendant caused a loss of \$2,007,582.10.

24  
25 e. "Facts relating to the crime include: (6) whether the defendant was an active  
26 or passive participant;" (Rule 4.414(a)(6))

27 In this case the defendant was the mastermind of the criminal operation. He induced  
28 Valery Thompson and James Russell to participate. He used Valery Thompson's ignorance of

1 business and James Russell's trust to manipulate them into being the people who, on paper,  
2 appeared responsible for the company. He used them to attempt to shield himself from criminal  
3 responsibility. As the testimony shows, however, Earl Thompson was running the show and was  
4 the only person who received all of his wages.

5  
6 f. "Facts relating to the crime include: (7) whether the crime was committed  
7 because of an unusual circumstance, such as great provocation, which is  
8 unlikely to recur;" (Rule 4.414(a)(7))

9 Given the defendant's extensive history of fraud, it is clear that this crime was not  
10 committed because of an unusual circumstance. Instead, the defendant's way of life is fraud.  
11 Given the opportunity, he has demonstrated that he will continue his life of defrauding the people  
12 around him.

13  
14 g. "Facts relating to the crime include: (8) whether the manner in which the  
15 crime was carried out demonstrated criminal sophistication or professionalism  
16 on the part of the defendant;" (Rule 4.414(a)(8))

17 In this case the defendant demonstrated incredible sophistication in the way he committed  
18 his crimes. He induced two other people to put their names as the ones responsible for the  
19 company while he planned on running it. He kept them both separated from what was actually  
20 going on in the company while ensuring that if he was caught, he could blame them for the  
21 crimes because they were the ones, on paper, who were responsible for the corporation. He bid  
22 on the UC Davis project while telling his employees that he would not pay them prevailing wage  
23 because he wanted to make more money. He hid the UC Davis job from State Fund Insurance by  
24 not reporting the wages from it, preventing them from knowing that they were liable for all of the  
25 employees on that job. He hid the fact that he was stealing employee wages by falsifying all of  
26 the Certified Payroll Reports, which he signed under penalty of perjury and submitted monthly.  
27 He chose employees who were ignorant of their rights and many who did not speak English. He  
28 fired an employee who tried to assert his right to prevailing wage. All of the defendant's actions

1 demonstrate that he has learned from his decades of committing fraud and uses that  
2 sophistication to better conceal his crimes.

3  
4 h. "Facts relating to the crime include: (9) whether the defendant took advantage  
5 of a position of trust or confidence to commit the crime." (Rule 4.414(a)(9))

6 In this case the defendant took advantage of his charisma to induce several people to trust  
7 him. Valery Thompson had no experience with construction when she met the defendant. She  
8 trusted that he would run the company properly and trusted that there was a reason why her name  
9 had to be on the company, rather than his name. She was kept in the dark about the daily  
10 operations of the company and had no idea that the defendant was committing fraud and making  
11 it look like she was the one committing the fraud. He took advantage of her trust in him.

12 Additionally, James Russell had no experience with construction when he met the  
13 defendant. The defendant pretended to take James Russell under his wing and mentor him. James  
14 Russell looked up to the defendant as a mentor and trusted that the defendant would not do  
15 anything against James Russell's best interests. The defendant used this trust to induce James  
16 Russell to place his name on the company, making him appear responsible for the company's  
17 actions, all while treating him as a simple employee. He abused James Russell's trust and has  
18 jaded James Russell against pursuing his life passion, construction. James Russell stated he is  
19 hesitant to get back into construction based on how the defendant abused his trust.

20 Finally, the defendant abused the trust his employees had in him. Employees should be  
21 able to trust that their employer is following the law and not stealing their wages from them.  
22 Employees should not have to do research to discover that their employer is stealing from them  
23 and employees should never be fired for asserting their rights.

24 ///

25 ///

26 ///

27 ///

- 1 i. "Facts relating to the defendant include: (1) prior record of criminal conduct,  
2 whether as an adult or juvenile, including recency and frequency of prior  
3 crimes; and whether the prior record indicates a pattern of regular or  
4 increasingly serious criminal conduct;" (Rule 4.414(b)(1))

5 As described above, the defendant has an extensive history of committing fraud of  
6 increasing severity. He has, in summary:

- 7 1. Charged thousands of dollars to his father's business without paying for those  
8 expenses,  
9 2. Used his father's business to obtain contracts and then left those contracts  
10 unfulfilled after being paid,  
11 3. Committed several hundred thousand dollars of fraud against the company Robert  
12 Pritsker worked for,  
13 4. Failed to file tax returns in 1991,  
14 5. Failed to pay or report payroll taxes in 1993,  
15 6. Failed to withhold state disability insurance for his employees in 1993,  
16 7. Reported only \$27,000 of his \$470,954.63 in wages in 1993,  
17 8. Filed a fraudulent workers' compensation claim for \$42,354.36 after creating a  
18 business under a false name,  
19 9. Caused a loss to State Fund of \$205,000 by significantly underreporting his  
20 payroll,  
21 10. Had unreported wages of \$111,596.09 from 1990-1993,  
22 11. Staged a burglary of his own apartment and filed a false insurance claim for  
23 \$25,000,  
24 12. Induced a girlfriend, Beth Jackson, to create a construction company which he  
25 then ran and used to commit fraud,  
26 13. Failed to report wages to Employment Development Department, didn't make any  
27 unemployment insurance contributions and made no payroll tax withholdings for  
28



1 disability insurance or state personal income tax, with a total of \$372,385.73 in  
2 unreported wages,  
3 14. failed to pay employee wages, failed to pay fringe benefits, and failed to pay his  
4 material suppliers,  
5 15. Committed fraud against R.L. Misskelley's company for a total of \$1.8 million,  
6 16. Committed fraud against B.D.M. Construction for over \$75,000,  
7 17. Committed fraud causing the Minnesota Development Company investors to lose  
8 \$250,000 in direct costs,  
9 18. the Carpenters' Fund Administrative Office of Northern California obtained a  
10 judgment against the defendant for \$123,389.07 for not paying fringe benefits to  
11 his employees,  
12 19. Filed a false Workers' Compensation claim against Atena Casulty and Surety for  
13 \$15,024,  
14 20. Defrauded Shasta Bible College, who was awarded a judgment of \$100,000  
15 which has never been paid,  
16 21. Defrauded Peer and Stacey Fossen, who were awarded a \$750,000 judgment  
17 which has never been paid,  
18 22. Defrauded Lolita Evans causing her a loss of \$28,000,  
19 23. Failed to report \$233,439.41 in payroll to State Fund for the Middletown High  
20 School, Redding Bus Authority and Plumas Courthouse projects,  
21 24. Stole \$18,808.24 of his employee's wages on the project for the City of Vacaville,  
22 25. Committed tax fraud in this case for \$562,107.56 in unreported wages,  
23 26. Defrauded Innovative Electrical Systems by not paying for the work they  
24 performed,  
25 27. And committed the fraud charged in this case.  
26  
27  
28

1 It is astounding the amount of fraud that the defendant has committed over the years and  
2 the countless victims he has stolen from. He has demonstrated a pattern of consistent and  
3 increasingly severe acts of fraud over the past decade.

4  
5 j. "Facts relating to the defendant include: (3) willingness to comply with the  
6 terms of probation;" (Rule 4.414(b)(3))

7 It is clear that the defendant, although he may say he is willing to comply with the terms  
8 of probation, would not do so. As described above, many courts have ordered him to pay  
9 restitution to his victims. He has never done so.

10 In the defendant's prior fraud case, the probation department said that "[w]hile Mr.  
11 Thompson may have an insignificant prior record (Rule 414(b)(1)), he does not appear to have  
12 the ability to comply with reasonable terms of probation. His record of employment, since  
13 arriving in California in 1990, reflects almost exclusively fraud, deceit, intentional criminal  
14 behavior and the virtual destruction of an individual's financial holdings and credit reputation in  
15 the community....the record is clear that defendant Thompson has made fraud and deceit a way  
16 of life."

17 On August 10, 2009, the defendant was ordered by Shasta Court to not contract without a  
18 license. By the next day he was back to contracting without a valid license in the current case.  
19 This demonstrates his unwillingness to follow any court orders.

20 Also as described above, this court ordered that the defendant "shall stay out of, away  
21 from, and not become involved in any type of contracting work." Without asking for clarification  
22 on this order, the defendant then continued his multi-million dollar construction project, using  
23 funds obtained from a government grant. He also pulled permits for construction projects that he  
24 performed on property that was owned by other people. He pulled **sixteen** such permits. All of  
25 those permits were in direct violation of this Court's order not to perform any contracting work  
26 and to stay away from contracting work. The fact that the defendant blatantly violated this  
27 Court's clear orders not to do any construction work demonstrate that he has absolutely no  
28 intention of following any court orders and intends to continue his lifestyle of fraudulent

1 construction contracts in the future. The defendant has clearly demonstrated that he is unwilling  
2 to follow Court orders and would therefore be an inappropriate candidate for a probation grant  
3 even if he were eligible.

4  
5 k. "Facts relating to the defendant include: (6) the adverse collateral  
6 consequences on the defendant's life resulting from the felony conviction;"  
7 (Rule 4.414(b)(6))

8 As the defendant already has two felony convictions, for insurance fraud and tax evasion,  
9 his additional convictions in this case are unlikely to have any adverse collateral consequences.

10  
11 l. "Facts relating to the defendant include: (7) whether the defendant is  
12 remorseful;" (Rule 4.414(b)(7))

13 There is no indication that the defendant is remorseful in this case. The defendant  
14 dragged this case on for six years before, when facing a trial, plead to all charges hoping to  
15 prevent the court from hearing all of the testimony about the defendant's actions. Even if the  
16 defendant pretends to be remorseful in the probation interview, his actions over his entire  
17 lifetime demonstrate he has no remorse for the hundreds of victims he has scammed over his  
18 lifetime. He has made fraud a way of life and has had multiple judgments against him for his  
19 fraud schemes. Other than the judgments he has discharged through bankruptcy, he has never  
20 paid any of the restitution that he owes his victims. The only time he has paid any money in  
21 restitution, that the people can find in the 35,000 pages of discovery, is when he was asking the  
22 Court in his prior case to give him probation. At sentencing on his prior case, the defendant  
23 brought \$7,500 to the probation department shortly before his sentencing hearing, to be paid  
24 toward restitution in hopes that the Court would give him probation. The court found that prison  
25 was the appropriate sentence for his crimes and the People are not aware of any other restitution  
26 payments ever made. It is clear that the defendant has no remorse for his crimes and will only  
27 pretend to have remorse when he is trying to avoid the consequences of his actions.

1 m. "Facts relating to the defendant include: (8) the likelihood that if not  
2 imprisoned the defendant will be a danger to others." (Rule 4.414(b)(8))

3 As described above, the defendant has an extensive and consistent history of committing  
4 fraud. His first prison sentence was insufficient from stopping him from continuing to steal from  
5 people. Instead, his crimes have become more sophisticated, extensive, and more difficult to  
6 detect. There is absolutely no reason to believe that the defendant will have a sudden change of  
7 heart and stop committing fraud in the future.

8  
9 All of the factors used to determine whether someone who is eligible for probation is a  
10 suitable candidate for probation indicate that the defendant is clearly unsuitable for probation.  
11 The crimes that the defendant committed in this case were far more sophisticated and serious  
12 than the average insurance fraud case, the defendant exploited innocent and vulnerable victims,  
13 inflicted emotional injury, caused extensive monetary losses to his victims, was the mastermind  
14 of the crime, has a consistent pattern of fraud over the past decade, has demonstrated he is  
15 unwilling to follow court orders and demonstrates no real remorse for his actions. Even if the  
16 defendant were eligible for probation, in the time since his last prison sentence he has clearly  
17 demonstrated that he is not suitable for probation. Therefore, even if the defendant were eligible  
18 for probation, the Court should find that he is completely unsuitable for probation.

19  
20 **3. Aggravating factors significantly outweigh any mitigating factors**

21 The Court can use the same facts to deny probation and to impose the upper term without  
22 violating the prohibition against dual use of facts. (*People v. Bowen* (1992) 11 Cal.App.4<sup>th</sup> 102;  
23 *People v. Haynes* (1984) 160 Cal.App.3d 1122; *People v. Hunt* (1982) 133 Cal.App.3d 543.)  
24 Only a single aggravating factor is needed for the Court to impose the upper term. (*People v.*  
25 *Jones* (2009) 178 Cal.App.4<sup>th</sup> 853.) The Court may not consider the fact that the defendant  
26 waived his right to a jury trial as a factor in mitigation. (*People v. Colds* (1981) 125 Cal.App.3d  
27 860.)

28 In this case the following aggravating factors apply:

1 a. The victim was particularly vulnerable. (Rule 4.421(a)(3).

2 As described above, the victims in this case were particularly vulnerable and the  
3 defendant chose them for that reason. They were in desperate need of a job and many did not  
4 know what their rights were. Many of them did not speak English and at least one was fired for  
5 questioning the defendant about their legal right to prevailing wages.

6  
7 b. The defendant induced others to participate in the commission of the crime or  
8 occupied a position of leadership or dominance of the other participants in its  
9 commission. (Rule 4.421(a)(4).

10 In this case the defendant was the mastermind of the criminal operation. He induced  
11 Valery Thompson and James Russell to participate in the company while keeping them ignorant  
12 of the crimes he was committing. He used Valery Thompson's ignorance of business and James  
13 Russell's trust to manipulate them into being the people who, on paper, appeared responsible for  
14 the company. He used them to attempt to shield himself from criminal responsibility. As the  
15 testimony shows, however, Earl Thompson was running the show and was the only person who  
16 received all of his wages.

17  
18 c. The defendant was convicted of other crimes for which consecutive sentences could  
19 have been imposed but for which concurrent sentences are being imposed. (Rule  
20 4.421(a)(7).

21 If the Court chooses to impose concurrent sentences for any of the defendant's crimes,  
22 that fact can be used as a circumstance in aggravation.

23  
24 d. The manner in which the crime was carried out indicates planning, sophistication or  
25 professionalism. (Rule 4.421(a)(8).

26 As described above, the defendant demonstrated incredible sophistication in the way he  
27 committed his crimes. He induced two other people to put their names as the ones responsible for  
28 the company, kept them separated from what was actually going on in the company, bid on the

1 UC Davis project while telling his employees that he would not pay them prevailing wage  
2 because he wanted to make more money, hid the UC Davis job from State Fund Insurance by not  
3 reporting the wages from it, and hid the fact that he was stealing employee wages by falsifying  
4 all of the Certified Payroll Reports. He chose employees who were ignorant of their rights and  
5 many who did not speak English. He fired an employee who tried to assert his right to prevailing  
6 wage. All of the defendant's actions demonstrate that he has learned from his decades of  
7 committing fraud and uses that sophistication to better conceal his crimes.

8  
9 e. The crime involved an attempted or actual taking of great monetary value. (Rule  
10 4.421(a)(9).

11 As described above, the defendant stole \$2,007,582.10 from his employees, State Fund  
12 Insurance, Brown Construction and other legitimate contractors.

13  
14 f. The defendant took advantage of a position of trust or confidence to commit the  
15 offense. (Rule 4.421(a)(11).

16 As described above, the defendant used his position of trust with his wife Valery  
17 Thompson, his mentee, James Russell and his employees, in order to commit his crimes. He kept  
18 Valery Thompson in the dark about what was actually going on in the company and abused  
19 James Russell's trust to induce him to place his name on the company, making him appear  
20 responsible for the company's actions, all while treating him as a simple employee. Finally, the  
21 defendant abused the trust his employees had in him.

22  
23 g. The defendant has served a prior prison term. (Rule 4.421(b)(3).

24 The fact that the defendant has served a prior prison term for a similar crime is yet  
25 another factor in aggravation.

26 ///

27 ///

28 ///

1       h. The circumstances in mitigation do not apply.

2       In this case, the defendant was not a passive participant in the crime (Rule 4.423(a)(1)),  
3 the victims were not an initiator, willing participant or aggressor in the incident (Rule  
4 4.423(a)(2)), the crime was not committed because of an unusual circumstance which is unlikely  
5 to recur (Rule 4.423(a)(3)), the defendant did not participate in the crime under coercion or  
6 duress (Rule 4.423(a)(4)), the defendant was not induced by others to participate in the crime  
7 (Rule 4.423(a)(5)), the defendant did not exercise caution to avoid harm to others and the amount  
8 of money taken was not deliberately small (Rule 4.423(a)(6)), the defendant did not believe he  
9 had a right or claim to the property (Rule 4.423(a)(7)), the defendant was not motivated by a  
10 desire to provide **necessities** for his family (Rule 4.423(a)(8)), the defendant did not suffer from  
11 any abuse inflicted by the victim (Rule 4.423(a)(9)), the defendant does not have an insignificant  
12 record of criminal conduct (Rule 4.423(b)(1)), the defendant was not suffering from a mental or  
13 physical condition that significantly reduced his culpability for the crime (Rule 4.423(b)(2)), the  
14 defendant did not voluntarily acknowledge wrongdoing before arrest or at an early stage in the  
15 criminal process (Rule 4.423(b)(3)), the defendant is not suitable for probation (Rule  
16 4.423(b)(4)), the defendant has made no restitution to the victim (Rule 4.423(b)(5)) there is no  
17 evidence that his prior performance on parole was satisfactory (Rule 4.423(b)(6)) and there are  
18 no other "factors statutorily declared to be circumstances in mitigation or that reasonably relate  
19 to the defendant or the circumstances under which the crime was committed" which apply in this  
20 case and mitigate the defendant's culpability for the crime.

21  
22       In this case at least seven aggravating circumstances apply and no mitigating  
23 circumstances apply. Therefore the Court should impose the upper term for the highest triad,  
24 Count five, Insurance Code 11880, of five years.

25       Under Penal Code 654, the Court should stay the punishment for Count 1, Conspiracy,  
26 and for Count 3, Grand Theft from State Fund, as that conduct is reflected in other counts.

27     ///

28     ///

1           **4. The Court should not run any counts concurrently.**

2           California Rule of Court 4.425 lays out the factors for the Court to consider when  
3 determining whether to impose concurrent or consecutive sentences.

4           In this case the crimes were committed at different times, rather than being committed so  
5 closely in time and place as to indicate a single period of aberrant behavior. (Rule 4.425(a)(3).)  
6 The first charge of perjury, count 6, involving the Contractor's State License Board occurred on  
7 March 27, 2008, when James Russell and Valery Thompson, at the defendant's direction, signed  
8 the Application for Original Contractor's License for Russell/Thompson. The next charge of  
9 perjury, Count 7, involving the Contractor's State License Board occurred on December 24,  
10 2008, nine months later, when the Application for Additional Classification was signed and filed  
11 at the Contractor's State License Board. The third charge of perjury, count 8, involving the  
12 Contractor's State License Board occurred on March 23, 2009, four months later, when the  
13 Application for Replacing the Qualifying Individual was signed. The remaining perjury counts  
14 relate to the defendant's false Certified Payroll Reports, which he filled out between September  
15 9, 2009 and February 27, 2010. The theft of the contract occurred on July 22, 2009, while the  
16 Insurance fraud occurred between September 14, 2009 through February 6, 2009. The crimes  
17 that the defendant committed occurred between the dates of March 27, 2008 and February 27,  
18 2010, almost a two-year period. The crimes had separate victims and occurred in different years.  
19 Given all of the information in the facts section of this brief, the defendant's crimes can hardly  
20 be classified as a single period of aberrant behavior for the defendant.

21           Additionally, any factor in aggravation not used to impose the upper term can be used by  
22 the Court to support consecutive sentences. (Rule 4.425(b).) The court has more than enough  
23 aggravating factors to indicate that the upper term is warranted. Therefore, the Court may instead  
24 use one or more of those aggravating factors to support consecutive sentences for the defendants  
25 remaining crimes.

26           For the above reasons, the remaining counts (Count 2, Labor Code 1778; Count 4, Penal  
27 Code 487(a); and Counts 6 through 26, Penal Code 118a) should all be run consecutively. One  
28 third of the middle term of each of those counts is 8 months. Therefore, the Court should run 8



1 months times 23 counts (fifteen years and four months) consecutive to the upper term of five  
2 years.

3 III.

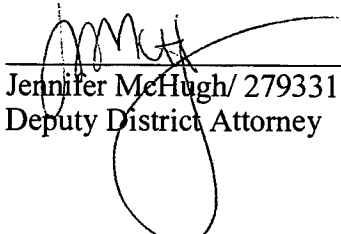
4 CONCLUSION

5 For the foregoing reasons, the People respectfully request that this court find that the  
6 defendant is not eligible for probation and that even if he was eligible for probation, he is  
7 unsuitable for probation. Additionally, that aggravating factors significantly outweigh any  
8 mitigating factors, making the upper term of five years for Insurance Code 11880 appropriate.  
9 The Court should 654 counts one and three. Finally, that the remaining Counts should be run  
10 consecutively, adding fifteen years and four months to the upper term of five years, for a total  
11 prison sentence of twenty years and four months.

12  
13  
14 Date: November 5, 2019

JEFF W. REISIG #182205  
District Attorney for Yolo County

15  
16  
17 By:

  
\_\_\_\_\_  
Jennifer McHugh/ 279331  
Deputy District Attorney

# Exhibit A

J2411H1  
MARIN CJIS  
ORGANIZATION: MC

SUPERIOR COURT CRIMINAL  
IN AND FOR THE COUNTY OF MARIN

02/01/95  
15:13

CASE NO. SC053621 A      DATE: 01/23/95      TIME: 09:00 AM      DEPT.: 20

PEOPLE VS. THOMPSON, EARL JAMES  
BOOKED AS:

JUDGE:      LYNN DURYEE, JUDGE  
REPORTER: DEBBIE BARTUNEK

CLERK:      MR GREEN  
BAILIFF: G FORD

NATURE OF PROCEEDINGS: REPORT AND JUDGMENT

**FILED**

CHARGES: 1. UI 2117.5 W/PC 12022.6(A):F1

FEB - 3 1995

DEPUTY DISTRICT ATTORNEY: COUTEAU.

DEFENDANT APPEARED WITH ATTORNEY D VOGELSTEIN.

DEPUTY PROBATION OFFICER J JOHNSON APPEARED.

REPORT OF PROBATION OFFICER IS READ AND CONSIDERED.

DEFT'S COUNSEL PRESENTS CHECK FOR \$5,000 RESTITUTION TO  
PROBATION OFFICER. CHECKS TOTTALLING \$20,000 GIVEN TO  
ASST. D.A. BY PROBATION OFFICER IN OPEN COURT.

DEFENDANT STATES THERE IS NO LEGAL CAUSE WHY JUDGMENT  
SHOULD NOT BE PRONOUNCED.

ARTHUR APPLETON, GEO DENSER, LINDA APPLETON, PETE PETERSON,  
STEVEN HOWE, GREG BROOKS, DOUG THOMAS, ROY MISSKELLEY,  
ROGER BROWNELL, ROBERT PRITZKER, TRACY WILSON, PROB.  
OFFICER JESS JOHNSON, TIM TRAYHILL, DAVE TRAYHILL, PETE  
MCKINSEY MAKES STATEMENT TO THE COURT.

THE COURT MAKES THE FOLLOWING FINDINGS AND/OR ORDERS:

PROBATION IS DENIED.

AS TO COUNT 1, CIRCUMSTANCES WARRANT MIDDLE TERM.

16 MONTH(S) STAYED, 8 MONTH(S) IMPOSED, PURSUANT TO PC  
1170.1.

HOWARD HANSON  
MARIN COUNTY CLERK  
JOHN P. MONTGOMERY  
MUNICIPAL COURT CLERK  
BY *[Signature]*  
DEPUTY/LEGAL CLERK

CASE NO. SC053621 A      DATE: 01/23/95      TIME: 09:00 AM      DEPT.: 20  
PEOPLE VS. THOMPSON, EARL JAMES

OTHER CONDITIONS: PURSUANT TO PC SECTION 1202.4,  
DEFENDANT TO PAY A RESTITUTION FINE IN THE AMOUNT OF  
\$10,000.

OTHER CONDITIONS: PURSUANT TO PC SECTION 1202.4,  
DEFENDANT TO PAY RESTITUTION TO THE TAX DIVISION,  
CALIFORNIA EMPLOYMENT DEVELOPMENT DEPARTMENT, FOR THE  
AMOUNT OF LOSS AS DETERMINED BY THE COURT.

OTHER CONDITIONS: PURSUANT TO PC SECTION 1202.4,  
DEFENDANT TO PAY RESTITUTION TO CALIFORNIA WORKMAN'S  
COMPENSATION FUND, AS DETERMINED BY THE COURT.

OTHER CONDITIONS: PURSUANT TO PC SECTION 1202.4,  
DEFENDANT TO PAY RESTITUTION TO ALLSTATE INSURANCE  
COMPANY FOR THE AMOUNT OF LOSS AS DETERMINED BY THE  
COURT.

OTHER CONDITIONS: RESTITUTION FINE SHALL BE REDUCED BY  
ANY AMOUNT OF RESTITUTION PAID TO THE VICTIMS.

DEFENDANT IS ADVISED OF PAROLE.

DEFENDANT IS ADVISED OF APPEAL RIGHTS.

MOTION BY DEFENSE COUNSEL FOR BAIL PENDING APPEAL IS  
DENIED BY THE COURT.

SHERIFF TO DELIVER DEFENDANT INTO CUSTODY OF THE  
DIRECTOR OF CALIFORNIA CORRECTIONAL INSTITUTION AT SAN  
QUENTIN.

ENTERED ON CJIS BY GREEN, DATE 01/25/1995.

DEFENDANT TO RECEIVE CREDIT FOR TIME SERVED: 0 PLUS 0  
GOOD/WORK, FOR A TOTAL OF 0 DAYS.

ALL SENTENCE ELEMENTS FOR THIS PROCEEDING ENTERED.

CASE NO. SC053621 A      DATE: 01/23/95  
PEOPLE VS. THOMPSON, EARL JAMES

TIME: 09:00 AM

DEPT.: 20

*Lynn Duryee*

LYNN DURYEE, JUDGE

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN

FILED

34

J 123 175

BY *Bg*

ACTION NO. SC058579A  
SC053621A

THE PEOPLE OF THE STATE OF CALIFORNIA  
PLAINTIFF

VS.

Earl James Thompson

DEFENDANT

DATE December 20, 1994

PROBATION OFFICER'S PRESENTENCE REPORT & RECOMMENDATION

ADDRESS 2077 Jackson St., San Francisco 94109

JUDGE Lynn Duryee  
DEPT. 20

D.O.B. 4/11/63

AGE 31

SEX Male

ETHNIC Caucasian

REFERRAL DATE 7/26/94

HT. 6'

WT. 170

HAIR Brown

C.I.I. NO. A10609721, F.B.I. NO. 160628FA3

COURT DATE Orig'l: 1/23/95, 9:00  
Advanced to: 1/9/95, 1:30 on  
11/18/94 at request of counsel

DEFENSE ATTORNEY David M. Vogelstein, Fax: 415-457-6842  
1010 B Street, San Rafael, CA 94901

REPORT BY Jesse W. Johnson  
DEPUTY PROBATION OFFICER

CHARGES FILED: On 12/30/93, a Copy of Complaint #SC053621A was filed in  
Municipal Court:

Count 1, 2117.5 Unemployment Insurance Code (False/Fraudulent/Unfiled Tax  
Return), a felony within the meaning of Penal Code Section 12022.6(a).

Count 2, 2118.5 Unemployment Insurance Code (Failure to Withhold/Pay Over Tax),  
a felony.

Count 3, 2117.5 Unemployment Insurance Code (False/Fraudulent Unfiled Tax  
Return).

Count 4, 2118.5 Unemployment Insurance Code (Failure to Withhold/Pay Over Tax),  
a felony.

On 2/4/94, a Copy of Complaint #SC058579A was filed in Municipal Court:

Count 1, 550(a)(1) PC (Present/etc. False/etc. Claim for Payment of a Loss,  
\$25,000.00).

CURRENT CHARGES AND STATUS: As to Action #SC053621A, on 7/26/94, the defendant pleaded guilty to Count 1 (2117.5 UIC). Counts 2, 3 and 4 were dismissed on motion of the District Attorney.

As to SC058579A, on 7/26/94, the defendant pleaded guilty to Count 1 (550(a)(1) PC).

Both matters were certified to Superior Court for sentencing originally scheduled for 9:00 AM, 1/23/95. At the request of counsel, sentencing has been advanced on calendar to 1:30 PM, 1/9/95.

The Probation Department was directed to prepare and submit a presentence report in both matters.

INDICATED DISPOSITION: "I desire to plead guilty to SC053621A: 1 count 2117.5: SC058579A, 550a PC. I understand that as a result of my plea of guilty I may be sentenced and sanctioned as follows: SC053621A: maximum 3 years state prison (illegible) \$20,000 fine (illegible), or up to 1 year county jail SC058579A: pursuant to 1170.1 PC - maximum total state prison is 5 years, 8 months for both offenses; \$20,000 fine plus restitution or up to 1 year Marin County Jail.

"The only promises and representations made to me are as follows: SC053621A: all other charges and enhancements dismissed (illegible): SR9311089: DA will not file charges. Defendant will agree to restitution (illegible): DA will not file charges."

The indicated disposition was signed on 7/26/94 by the Defendant, the Defense Attorney, the Deputy District Attorney and Judge Lynn Duryee, Dept. 20, Marin County Superior Court.

DATE AND PLACE OF OFFENSE:

SC053621A, Count 1, 7/1/90 through 4/30/93, San Rafael

SC058579A, Count 1, 3/12/93, Larkspur

LAW ENFORCEMENT AGENCY: Tax Enforcement Division, Employment Development Department, State of CA; Twin Cities Police Department

CUSTODY STATUS: Own Recognizance

HOLDS AND DETAINERS: None

CO-DEFENDANT(S) STATUS: Co-defendant Beth Ann Jackson was charged in Counts 1, 2, 3 and 4 of complaint #SC053621A, the same complaint which charged defendant Thompson. On 7/26/94, the co-defendant pleaded guilty to Count 1. On 9/9/94, the Superior Court reduced the felony charge against defendant Jackson to a misdemeanor. She pleaded guilty, was sentenced to 3 years supervised probation, ordered to serve 90 days in the Marin County Jail, ordered to pay restitution to the CA State Employment Development Department and was ordered to pay a Government Code 13967 restitution fine of \$10,000, stayed pending successful completion of probation.

PRESENT OFFENSEArrest Report:

SC053621A, 2117.5 UIC: On 10/4/90, defendant Thompson registered with the Employment Development Dept., State of CA, using the name E. James Construction. He said he had 3 employees as of 7/1/90. The Department assigned him account number 375-6253-5. Defendant Thompson stated, on the application, that the business was individually owned. E. James Construction filed tax returns for the quarters ending 9/30/90, 12/31/90, 3/31/91 and 6/30/91. Subsequent to 6/30/91, E. James Construction failed to file any tax returns with the Department.

Based on an investigation, the Employment Development Dept. discovered that Earl James Thompson had employees working for him up to the time a search warrant was served on his residence, 4/21/93. The defendant had engaged carpenters, general laborers, tapers, dry wall stockers, dry wall cleaners and pick up workers. Mr. Thompson willfully failed to withhold payroll taxes from some of the wages and failed to report or pay those taxes. Further, the defendant withheld state disability insurance for his employees. An audit of records seized through the search warrant indicated unreported wages in the amount of \$1,346,352.58 with a tax liability for the period 1/1/90 through 3/1/93 of \$111,596.09 for E. James Construction.

SC058579A, 550(a)(1) PC: On 2/4/93, defendant Thompson was served with his third notice to pay rent or "quit" by the Lincoln Village Apartments' management, and was also informed that the matter had been turned over to the company attorney for his eviction. On 2/12/93, the defendant gave his girlfriend, Ms. Beth Jackson, a 2.10 carat diamond engagement ring. As his former bookkeeper, Ms. Jackson knew the defendant could not really afford the ring. On 2/22/93, the defendant met with Allstate Insurance agent Perry Bryer and purchased a renter's policy. Defendant said that his main interest was to insure the diamond ring he had already given Ms. Jackson. Agent Bryer suspected fraud and quoted Thompson a very high premium, which the defendant purchased "without batting an eye." Bryer told investigating officers that had he known that Beth Jackson already had the ring and that Thompson was being evicted, the policy would never have been issued.

On 3/12/93, defendant Thompson staged a burglary at his apartment and filed a false burglary report with the Twin Cities Police Department. He claimed a loss of approximately \$20,000.00. The same day, defendant Thompson filed a claim of loss with his insurer, Allstate Insurance, for a loss of \$25,000.00. Allstate Insurance suspected fraud, but, absent of any proof, was forced to pay off the claim.

On 11/3/93, Ms. Jackson, who had become estranged from the defendant by that time, discovered evidence that the defendant had filed the fraudulent claim. She reported this to Allstate Insurance, who referred her to the Twin Cities Police Department. The defendant was no longer living with Ms. Jackson, but left some of the items, which he had declared stolen, at her home. She told the officer where to locate all of the remaining property that Thompson had stolen or obtained as a result of his fraudulent claim. The officer seized the defendant's replacement ring from an auctioneer in Petaluma, where the defendant had put the ring up for sale. Through Attorney David Vogelstein, defendant Thompson surrendered the replacement computer he had received and the Gucci watch he had reported stolen but still had in his possession.



Probation Officer's Note: For information pertaining to co-defendant Beth Jackson's involvement in the tax fraud scheme, please see "Additional - formation."

Defendant's Statement:

Attached for the Court's review is the defendant's statement as it relates to the withholding of State taxes. The defendant said that he "knowingly" did not pay "some of our taxes on some of our employees. We were basically using that money to keep the business going, keep the jobs going and pay for the material costs." The defendant said that he fully acknowledges he did not pay the taxes, although he disputes the amount due.

In this same document, the defendant makes a statement as to the insurance fraud. Mr. Thompson claims he was suffering from "incredible financial pressures." Further, the defendant claims that he "panicked" and "attempted" to perpetrate fraud on an insurance company "for some quick money." Defendant Thompson said that in hindsight, "It was a stupid thing to do." He said he has returned all of the merchandise and that he was "cooperative" in that case.

Further attached for the Court's review are statements from the defendant relating to what he intends to do in the future in order to live a law abiding life and what he thinks the disposition of the case should be. Mr. Thompson claims that he has completely severed himself from Ms. Jackson and that he is "seeing a doctor to help me further identify my problems and begin learning how to avoid these same mistakes in the future."

Defendant Thompson said that, as a result of the instant offenses, he has lost his home, most of his belongings, and has been completely shut out by his mily. Further, he claims that he has given up all of his rights as a parent eferring to the daughter born as the result of his relationship with Ms. Jackson). The defendant also states he has worked with the Drug Enforcement Administration and that his involvement resulted in a major "drug bust." Defendant Thompson said that he should be sentenced to probation.

Victims' Statements:

As indicated in the arrest report, provided by the investigators of the Employment Development Department, the defendant owes unpaid taxes in the amount of \$111,596.09. This amount will be recommended as restitution payment.

As to the insurance fraud, the record indicates that Allstate Insurance paid the defendant \$25,000.00 for his fraudulent claim. A request for specific restitution information has been forwarded to the Allstate Insurance Claim Office in Campbell, CA. They responded in writing: "Allstate purchased diamond ring, 2 laptop computers and a Sony Discman for Mr. Thompson and we would like to recover them. Thank you, R. Ushana"

PRIOR RECORD

Adult Record:

7/7/91 Marin Co.

14601.1 VC  
(Driving w/ susp./  
revoked lic. w/  
knowl. lice. susp.)

3/18/94: #0696709; convicted/  
sentenced.

10/19/93 San Rafael PD

273.5(a) PC  
(Inflict corp'l  
injury on spouse/  
co-habitant)10/26/93: no charges filed,  
insufficient evidence.

By October, 1993, defendant Thompson and co-defendant Jackson had been experiencing an "on-again-off-again" relationship for 3 1/2 years. By October 1993, they had decided to permanently sever their relationship. They had been arguing frequently, and victim Jackson claimed the defendant had been verbally abusive to her. They had an argument during the evening of 10/18/93, the defendant left and returned the following morning. The argument continued. The defendant grabbed the victim by the forearms and threw her against a desk. She then called the police. Officers noticed visible marks on her forearms.

### SOCIAL FACTORS

#### Family Background:

The defendant indicates that he was born in Malden, Massachusetts, the second of five children. He said that his parents separated when he was 14 years of age, and that he periodically lived with both parents until reaching the age of maturity. He said that his parents were abusive in attempting to instill discipline in the children. He further stated that his father provided well for the family, before and after the divorce. The defendant describes himself as having left the family home, on a permanent basis, at age 18. Defendant Thompson said that he has not had contact with his father for the last five years, and that his last contact with his mother was in November of 1993.

#### Education:

3 defendant reports graduating from high school in Linden, MA in 1981 (unverified). He said that he has had no formal education since that time.

#### Residential:

Defendant Thompson said that he has been residing at the San Francisco address, shown on the face sheet of this report, since late 1993. He said he has been in California since 1990. He said that he came to California as the result of construction work, his profession, not being plentiful in the Massachusetts area. The defendant said that when he first came here, he moved in with an aunt in San Anselmo. Mr. Thompson then said that he has not seen nor had contact with this aunt since December of 1992.

#### Marital:

The defendant's first and only marriage occurred in September of 1988 and ended in divorce in December of 1992. The couple were separated in 1990. No children were born to this union.

As mentioned elsewhere in this report, the defendant had a daughter as the result of his relationship with co-defendant Beth Jackson. Ms. Jackson has custody of the child.

#### Military:

The defendant has never served in the armed forces.

Employment:

The defendant reports that he began working in his father's business, the Portsmouth Construction Co., Malden, MA in 1976. He said the business failed in 1989. After being charged with tax evasion, resulting from his three year venture, DBA E. James Construction, the defendant went to work in April of 1994 for "Residential Structures" in Mill Valley. A letter, dated 8/29/94, was received from Mike O'Brien, who signs himself as President of Residential Structures. The letter said they were "proud" to have the defendant as a member of their organization and that he holds the position of Vice President responsible for the overseeing of all construction building activities. The defendant said he was promoted to Vice President sometime in May of 1994.

Also attached, for the Court's review, is a letter from the defendant's father, Mr. Earl E. Thompson of Malden, MA. The letter is dated 11/3/93 and was mailed to Ms. Beth Jackson. She provided the Probation Department a copy of the letter. The senior Mr. Thompson said the defendant left the state of Massachusetts owing his parents a considerable amount of money. It was stated that the defendant had charged thousands of dollars on his father's corporate account to support a job in Everidge, MA, and that he made no attempt to pay his obligations. The letter describes the defendant as not caring about anyone but himself. He is further described as rationalizing his problems in terms of being the fault of others. The senior Mr. Thompson said the defendant claimed to be close to poverty, "while flaunting all kinds of money and driving the best of cars."

The defendant's father said that he (the father) would have to complete work the defendant began, but was paid in full and never completed. The defendant is described as using his father's friends to contract work, then "taking off," leaving them he had not been paid. The father said that in all cases, the defendant had been paid in full.

The father said that the defendant comes from a good mother and father, "... but has been difficult to know since he was about 16 years of age ... Earl will lie if it serves his purpose ...."

Financial:

The defendant, in August and October, 1994, reported a net monthly income of \$3,800. He said that his monthly obligations amount to \$2,500.00. The defendant had been requested to provide copies of his income tax returns for the last 3 years. He said that he does not have possession of the records, that the District Attorney has them in his files.

Defendant Thompson said that he estimates he could pay \$3,000.00 a month in restitution. On or about 8/4/94, the defendant's attorney, Mr. Vogelstein, delivered to the Probation Department a check from the defendant drawn on City Bank in the amount of \$7,500.00. The check is made out to Earl Thompson and was endorsed on the back to the Probation Department. A personal check from the defendant to the Probation Department, dated 12/10/94, in the amount of \$7,500.00 was received, on account 12/15/94.

In his letter to the Probation Department, dated 8/4/94, Mr. Vogelstein said, "Additional payments will be on a monthly basis and sent to your office."

Medical:

Documentation has been received from Mr. Vogelstein confirming that defendant Thompson was examined in the fall of 1992. The examination revealed two herniated disks in his lower back. Records indicate that on 12/18/94, he was operated on for this problem. He was discharged on 12/21/92 "... in satisfactory condition."

Medical records, provided by Mr. Vogelstein, further indicate that on 6/21/93, the defendant was admitted for an orthopedic evaluation in St. Mary's Memorial Hospital in San Francisco. According to the records, a 4,500 pound wall fell on the defendant on 6/16/93. The defendant sustained several facial fractures and underwent several plastic procedures. Further examination revealed fractures in the lumbar spine. X-rays indicated that the defendant suffered no internal injuries. The defendant was declared ambulatory and was given a back brace. He was scheduled for monthly examinations.

When first interviewed, by the probation officer in August of 1994, the defendant said that he waived workman's compensation after being injured. He said that he was still taking Vicodin and that he sleeps in the back brace.

Clinical Information:

On or about 8/24/94, the Probation Department received a letter of transmittal from Mr. Vogelstein, containing documentation from Dr. Norman Mitroff, PhD, Clinical Psychology. The letter informed Mr. Vogelstein that on 8/3/94, defendant Thompson had made contact and had requested that Dr. Mitroff provide him ongoing psychotherapeutic services. Dr. Mitroff said that the defendant had entered psychotherapy with the intent to "better understand myself and make sure that I stay focused on healthy behaviors." Further, the defendant is quoted as telling Dr. Mitroff: "I don't believe I will ever do anything that stupid like I've done before and ever get myself involved in illegal activities. It can't hurt to get some counseling and understand what it was that was going on within me way back when, that got me started off on the wrong foot." Dr. Mitroff's letter said: "The patient presents with strong motivation of resolving his problems and understanding his behaviors."

Drugs/Alcohol:

Defendant Thompson denies ever using any form of illegal drug, including marijuana.

Further, the defendant said that he has never had difficulty with alcohol and describes himself as a "social drinker."

Character References:

Attached, for the Court's review, is a letter from Ms. Tiffany Norris. Defendant Thompson said that Ms. Norris is his current girlfriend and the woman with whom he is living. Ms. Norris describes the defendant as "intelligent and trustworthy." She describes as "excellent" advice the defendant has given her on "personal and professional matters." Ms. Norris said, "I feel fortunate to have someone like Earl I can turn to under any circumstances."

Additional Information:

Co-defendant Beth Ann Jackson:

3/29/91, co-defendant Jackson registered with the Employment Development Department of the State of California using the business name of Jackson Enterprises. She was assigned an account number. On the registration form, co-defendant Jackson stated that the business was individually owned. Jackson Enterprises had employees for the period 4/1/91 through 6/30/92. Jackson Enterprises failed to report and pay taxes to the Department for the quarters ending 9/30/91, 12/31/91, 3/31/92, and 6/30/92. Wages were never reported to the Department, no unemployment insurance contributions were paid and no payroll tax withholdings were made for disability insurance or State personal income tax.

Investigation revealed that unreported wages by Jackson Enterprises amounted to \$372,385.73. The associated tax liability was \$33,655.98 for the period 4/1/91 through 6/30/92. The disposition of this case is indicated on the face sheet of this report under "Co-Defendant Status."

Ms. Jackson said that Jackson Enterprises was created by defendant Earl Thompson as a means for him to bid union work because his E. James Construction Company was non-union and that he was constantly losing bids to union contractors. She said he coerced her into signing as owner of the Jackson Enterprise Company. She said the defendant told her that he had full responsibility for Jackson Enterprises and that he would accept all liability. Ms. Jackson said that defendant Thompson directed all bookkeeping and accounting procedures. When she would confront him about errors she thought he may be making, she would be belittled and degraded by defendant Thompson. She said that he lied and hid information from her from the beginning of their relationship.

Ms. Jackson said that the defendant moved into her house in August of 1990 and that he promised to pay her monthly expenses. She said that she loaned him \$20,000.00 with which to purchase a truck. He did not pay her back the \$20,000.00 and did not pay the household costs.

Ms. Jackson said that after the first filing of the Jackson Enterprises quarterly payroll tax report in June of 1991, defendant Thompson refused to provide funds for additional filings. She said he used the money any way that he wanted and that he would make promises to correct the situation at some future date.

Ms. Jackson said that as a result of her involvement with the defendant, the Internal Revenue Service has a tax lien against her in the amount of \$197,226.07. She said that she was a home owner when she first met Thompson. She said that she had never been late with mortgage payments or any other recurring payments until she became involved with him. Ms. Jackson said that, as a result of his involvement, she had to declare bankruptcy in the Spring of 1993. Further, Ms. Jackson said that in addition to the government lien, several other liens have been placed against her property for payment of delinquent debts.

Drug Enforcement Administration:

Attached, under separate cover for the Court's review, is a letter to the probation officer, pertaining to defendant Thompson, from the Federal Drug Enforcement Administration. The letter is self-explanatory.

Letters Re: the Defendant from Former Business Associates:

Attached, for the Court's review, are several letters and, in some cases, detailed supporting information from numerous former business associates of defendant Thompson. Each of these writers claim that defendant Thompson has perpetrated some form of fraud either against them or the companies they represent.

There is a declaration of Robert Pritsker, dated 4/19/94, prepared for Ms. Beth Jackson in her domestic court litigation against defendant Thompson. Further, there are letters from Mr. Pritsker dated 9/1/94 and 11/28/94. As near as can be determined from this documentation, Mr. Pritsker was the director of Ferrari, a major construction company in San Francisco. It appears that in January, 1994, defendant Thompson was hired as a project manager and Mr. Pritsker was his supervisor. According to Pritsker's documentation, for the next 10 weeks, the defendant perpetrated fraud against the company to the extent it lost several hundred thousand dollars and caused the ultimate firing of Robert Pritsker. In the attached documentation, Mr. Pritsker expresses extreme hostility, anger and resentment against defendant Thompson.

There is a letter from R. L. Misskelley, Vice President of Construction with the Interland Company of San Mateo. The writer said that in 1992, the defendant signed a contract with the company for 2.2 million dollars. Further, the writer said they later realized the defendant was, "... nothing more than a slick confidence man who renigged on his contract and took what he could - leaving Interland 'holding the bag.'" The writer said that the actions of the defendant cost Interland 1.8 million dollars. >

There is a letter from B.D.M. Construction of Santa Rosa, dated 11/30/94. The writer of this letter, Rick McClish, said they have watched the defendant over the last 7 to 8 years "scam one unsuspecting person after another. The writer said Mr. Thompson cost the company over \$75,000 (no details were provided). The writer said the defendant, "... is a user of people, he will lie when it's in his best interest, etc. He is a truly despicable individual." >

A letter dated 12/1/94 from the Minnesota Development Company in Burlingame said that the actions of Mr. Thompson caused their investors to lose in excess of \$250,000 in direct costs and \$100,000 in monies caused by the impact of the defendant's action. The letter said the defendant did the carpentry on their development project known as Potrero Square in San Francisco. The letter said the defendant bid with the intent to steal, that he never intended to fulfill the responsibilities of the contractor. The letter went on to say that the defendant submitted the bid: "... only to manipulate himself into position to access monies and not pay his responsibilities of salaries, benefits, vendor invoices, etc., and instead pocket monies designated to be paid to others ... he is a con artist, who uses multiple projects to produce a pyramid, diverting monies and materials from one project to another, with no intention to accept fiduciary responsibilities." >

A letter from the Channel Lumber Company in Richmond, dated 12/5/94, said they worked with defendant Thompson on two occasions which ended up in a legal battle to obtain payment.

A letter, dated 12/6/94, was received from the Carpenters' Funds Administrative Office of Northern California and signed by Roger O. Brownell, Director of Compliance. The letter said that the defendant became signatory to an agreement

with the Carpenters' Union and that he was required to contribute fringe benefits on behalf of his carpenter employees to the various carpenter trust funds (health and welfare, pension, vacation and annuity). Mr. Brownell said at the trust funds now have judgments against Mr. Thompson in San Francisco > and Marin Counties totaling \$123,389.07 for non-payment of fringe benefit contributions. Mr. Brownell said that the defendant's actions have resulted in a direct hardship to the carpenters who worked for him, that they have lost health and welfare eligibility resulting in no medical coverage for their families, and that they have suffered direct financial loss because their vacation and annuity funds have not been paid. The letter notes that: "... we contend that Mr. Thompson never had any intention of living up to his obligations and should be given the harshest possible penalty for his felony convictions. He has duped and cheated the hard working carpenters who had the misfortune to be employed by him and is an embarrassment to the honest contractors who 'play by the rules' and build quality projects."

A letter dated 12/6/94 from Phillip J. Klein, Law Offices of Laughlin, Falbo, Levy and Moresi, said that they represent Aetna Casualty and Surety against Mr. Thompson and his worker's compensation claim. The letter said the defendant claimed a worker's compensation injury while in the employ of Jackson Enterprises (please see "Medical" in this report). Mr. Klein said that his company can prove and that they have documentation to the effect the defendant was never an employee of Jackson Enterprises. The letter stated that, as a result of the defendant's fabricated worker's compensation claim, he received disability from Aetna Casualty and Surety in the amount of \$15,024.00. Further, the letter stated that the defendant received extensive medical treatment, including surgery, at the expense of Aetna Casualty and Surety. Mr. Klein said that, at the present time, they are awaiting a trial date at the Appeals Board on their petition for restitution, as well as claims that Mr. Thompson never sustained an industrial injury as alleged.

Mr. Klein wrote that in light of the fact that the worker's compensation criminal charges were waived in consideration for a plea bargain on other matters, they believe that restitution can be ordered as part and parcel of any sentence. Mr. Klein went on to say that Aetna Casualty and surety was a victim like the other individuals who were victimized on charges that the District Attorney did not pursue.

#### Probation Officer's Note:

It is our understanding that no Harvey Waivers were given by the defendant to any of the dismissed counts in the instant offenses or to any other pending criminal matters. Therefore, we cannot recommend that restitution be paid to Aetna Casualty and Surety.

Further, for the Court's information, beginning approximately the last two weeks in August, 1994, the probation officer began to receive numerous telephone calls from Robert Pritsker and other victims of defendant Thompson, several of whom were authors of the letters mentioned above. These callers, particularly Mr. Pritsker, would begin angry and bitter tirades against defendant Thompson. On numerous occasions, I interrupted them and advised them to the affect that if they had reason to believe a crime had been committed, then they should make immediate contact with the District Attorney. I advised the callers that if they simply wanted to provide information as to their relationship with the defendant, they were perfectly welcome to submit a reference letter to the

Probation Department. This resulted in many of the attached letters being addressed to the probation officer.

#### RESTITUTION

Due to the nature of the charges, it will be recommended that the defendant pay a Penal Code Section 1202.4 restitution fine in the amount of \$10,000.

Further, pursuant to Penal Code Section 1202.4, it will be recommended that the defendant pay restitution to the victims (California State Employment Development Department and Allstate Insurance) for the amount of loss as determined by the Court.

#### DISCUSSION & EVALUATION

##### Circumstances in Aggravation, Rule 421:

###### (a) Facts relating to the crime:

In SC053621A, the defendant intentionally withheld payment of taxes and other required fees from the Tax Division, State Employment Development Department while maintaining his construction business. Further, in SC058579A, he intentionally staged a fictitious burglary of his home, subsequent to charges being filed in the tax evasion matters. Therefore, the manner in which the crimes were carried out indicates planning, sophistication and professionalism, Rule 421(a)(8).

In the tax evasion crime, the defendant has a tax liability of over \$100,000. In the insurance fraud, the victimized insurance company paid out over \$25,000 for the defendant's benefit. Therefore, the crimes involved the taking of a large monetary amount within the meaning of Penal Code Section 12022.6, charged as an enhancement in both matters, but dismissed pursuant to the plea agreement, Rule 421(a)(9).

In SC053621A, the defendant told Ms. Beth Jackson that he would be responsible for all liability if she would sign as the sole owner of Jackson Enterprises. The defendant also withheld taxes and fees from this company and caused Ms. Jackson to become involved with the law as a co-defendant. Therefore, the defendant induced others to participate in the commission of a crime and occupied a position of leadership, Rule 421(a)(4).

(b) There appear to be no facts relating to the defendant, provided under these criteria, which apply in this matter.

##### Circumstances in Mitigation, Rule 423:

###### (a) Facts relating to the crime:

There appear to be no facts relating to the crime, provided under these criteria, which apply in this matter.

###### (b) Facts relating to the defendant:

His known prior criminal record consists of a conviction for driving with a suspended/revoked license. Therefore, the defendant has an insignificant prior record, Rule 423(b)(1).



Mitigation is granted for the information contained under separate cover, Rule 408.

rcumstances in aggravation are numerically superior to mitigation and outweigh mitigation both in relative strengths and importance. Therefore, if State Prison is imposed in this matter, it will be recommended that the defendant serve the aggravated term of 3 years in Count 1, SC053621A and 4 years in Count 1, SC058579A.

Criteria Affecting Probation, Rule 414:

(a) Facts relating to the crime:

In both crimes, clearly the defendant was an active participant, Rule 414(a)(6).

(b) Facts relating to the defendant:

While Mr. Thompson may have an insignificant prior record (Rule 414(b)(1)), he does not appear to have the ability to comply with reasonable terms of probation. His record of employment, since arriving in California in 1990, reflects almost exclusively fraud, deceit, intentional criminal behavior and the virtual destruction of an individual's financial holdings and credit reputation in the community. Further, the defendant's father reports that the defendant functioned in the same manner, committing fraud and causing others to lose money in construction projects, long before arriving in California. Further, the record is clear that defendant Thompson has made fraud and deceit a way of life, Rule 414(b)(4).

Probation will not be recommended in this matter.

Criteria Affecting Concurrent or Consecutive Sentences, Rule 425:

(a) Facts relating to the crimes include the fact that:

The defendant committed the crimes in both action numbers for financial gain. Therefore, the crimes and their objectives were not predominantly independent of each other, Rule 425(a)(1).

However, the crimes involved separate victims, Rule 408.

Further, the crimes were committed at different times and do not constitute a single period of aberrant behavior, Rule 425(a)(3).

It will be recommended that the sentences be served consecutive if State Prison is imposed, with Count 1 in #SC058579A becoming the principle term.

ANALYSIS & PLAN

Before the Court is a 31-year-old male who has pleaded guilty to a violation of Unemployment Insurance Code Section 2117.5, false/fraudulent/unfiled tax return. He has also pleaded guilty to a violation of Penal Code Section 550(a)(1) filing a false and fraudulent claim with an insurance company. From 7/1/90 to 4/30/93, the defendant withheld employment training taxes, unemployment insurance fees, disability insurance fees and personal income tax in the amount of \$111,596.09 for his company, E. James Construction. Further, in March, 1993, the defendant staged a phony burglary of his residence and was paid \$25,000 by his insurance

carrier, Allstate Insurance. Further, the defendant coerced Ms. Beth Jackson into signing as the sole owner of Jackson Enterprises, through which the defendant hoped to gain more union contracts. He assured Ms. Jackson that he would be completely liable for Jackson Enterprises.

If the statements of the defendant's father have any validity, then it can only be assumed that defendant Thompson simply continued the same fraudulent behavior in California that he displayed in Massachusetts. What is of great concern to us, in this matter, is that the defendant appears to have had no reservations, whatever, in involving Ms. Jackson in the same criminal activity, which he perpetrates as a lifestyle.

Further, although the defendant admits withholding taxes and fees from the State Employment Development Department, he appears quite casual and matter-of-fact when he justifies his actions in terms of needing money for his business. If even a nominal amount of the information contained in the attached letters is true, and when this information is considered along with the nature of the instant offenses, it can only be concluded that the defendant is a danger to the property of others and that he should be removed from the community. The information, attached under separate cover, clearly does not offset the crimes and negative behavior described herein.

In light of the above observations, and in light of our discussions under Rule 421 and Rule 414, it will be recommended that the defendant be committed to State Prison for the aggravated term on each count of the charges.

#### Suggested Prison Term:

SC058579A

Ct 1	Mitigated	Aggravated	Base Term	Enhancement	Term
550(a)(1) PC					
2,3,4 years	No	Yes	4 Years	None	4 Years

SC053621A

Ct 1	Mitigated	Aggravated	Base Term	Enhancement	Term
2117.5 UIIC					
16 mos, 2,3 yrs	No	Yes	3 Years	8 mos imposed per PC 1170.1	8 Months

Aggregate Term ----- 4 Yrs, 8 Mos

#### RECOMMENDATION

As to Action #SC058579A, violation of Penal Code Section 550(a)(1), it is respectfully recommended that probation be denied, the matter be found to be aggravated and the defendant be committed to State Prison for a term of 4 years.

As to Action #SC053621A, violation of Unemployment Insurance Code Section 2117.5, it is respectfully recommended that probation be denied, the matter be found to be aggravated and the defendant be committed to State Prison for a term of 3 years: 28 months of this term are stayed and 8 months are imposed consecutive pursuant to Penal Code Section 1170.1.

The aggregate total of prison term recommended to be served in this matter is 4 years, 8 months.

Further, pursuant to Penal Code Section 1202.4, it is respectfully recommended that the defendant pay a restitution fine in the amount of \$10,000.00.

Further, pursuant to Penal Code Section 1202.4, it is respectfully recommended that the defendant be ordered to pay restitution to the Tax Division, California Employment Development Department, for the amount of loss as determined by the Court.

Further, pursuant to Penal Code Section 1202.4, it is respectfully recommended that the defendant be ordered to pay restitution to the Allstate Insurance Company for the amount of loss as determined by the Court.

Further, it is respectfully recommended that the restitution fine be reduced by any amount of restitution paid to the victims.

Further, it is respectfully recommended that the defendant be advised of a period of parole for up to 3 years with up to one year for each violation, to a maximum of 4 years.

JJ:jh

cc: District Attorney  
David Vogelstein  
1010 B Street  
San Rafael, CA 94901

Respectfully submitted,

RONALD G. BAYLO,  
Chief Probation Officer

BY Jesse W. Johnson  
Deputy Probation Officer

William J. Bruemmer  
William J. Bruemmer, Supervisor

I HAVE READ AND CONSIDERED:

William J. Bruemmer  
JUDGE OF THE ABOVE ENTITLED HONORABLE COURT

Beth Jackson  
c/o FAX # 415-457-8219

Nov. 3, 1993

To whom it may concern:

I, Earl E. Thompson am the father of Earl J. Thompson and make the following statement:

1. Earl had left the state of Massachusetts owing me and my wife a considerable amount of money and charged many thousands of dollars on my corporate account to support a job in Everett, Mass. and made no attempt to pay those either.

2. Earl has taught me that he is now caring about any body but himself and rationalized all his problems to be the fault of others.

3. Earl has professed close to poverty while flaunting all kinds of money and driving the best of cars. He is very good to himself.

4. In the past I have had to go in and complete work that Earl started and never completed and was paid in full. I did this because people asked me to do that and I did not have a choice. D. J. + 013608

Page 2.

Nov. 3, 1993

5. Earl has used my friends in business to contract work with and when he decided to "take off", he told them he had not got paid or that work was not satisfactory and in all cases, he was paid in full for their work.

6. In Everett, Wa. Earl was doing a job on Broadway and abandoned it after receiving all the monies due him and did not pay his subcontractors (some my friends)

7. Earl comes from a good mother and a good father but has been difficult to know since he was about 16 years old.

8. I am unaware personally of any violent problems only that he has a bad temper.

9. Earl will lie if it serves his purpose and has hurt his former wife Cindy who his family had learned to love very much.

10. I have no opinion as to his ability to be a father as I have not even met his daughter. I do know

013609

Page 3,

Nov. 3, 1993

10. Continued

believe that he could never be a good husband as he cares too much about himself and his opinions, has already gone thru two wives and does not seem to make any long term commitments.

This statement is true and accurate as I know and feel it. I sign this under the penalty of perjury this 3rd day of November 1993.

Earl E. Thompson  
Earl E. Thompson

DECLARATION OF BRUCE M. ROTH

1. I have personal knowledge of the facts stated herein and if called upon to testify hereto under oath, I could and would competently do so.

2. I am an attorney for State Fund and licensed to practice law in all courts in California.

3. I have been investigating for six months Earl James Thompson and the entities with which he has been associated, E. James Construction and Sterling Ventures INC.. Both of these entities were insured for workers' compensation coverage by State Fund.

4. Earl James Thompson dba E. James Construction/Sterling Ventures, INC. was insured from 7/15/92 to 6/3/93 under State Compensation Insurance Fund policy # 1311145-92. In a breach of contract action filed by Interland Const., a general contractor, (filed in Marin County Superior Court # 153772) against E. James, our insured admitted to having payroll on one job of \$470,954.63 between 12/11/92 and 4/16/93. His entire payroll reported to State Fund over one and a half years was only \$27,000.00. During this period the company was estimated to have had five other construction contracts in Sonoma County and in San Francisco generating an additional \$520,000.00 in payroll. Copies of two contracts have been obtained.

5. One month before E. James Construction's policy was cancelled, a presumed associate of Earl Thompson, Paul Davis began Sterling Venture, INC.. Earl Thompson filed a claim against Sterling Ventures' policy with State Compensation Insurance Fund, # 1333951-93. In the investigation of his claim, a State Fund

1 District Office could not locate Paul Davis. The attorney that  
2 handled the incorporation only dealt with Earl Thompson and did not  
3 know Paul Davis. There is considerable evidence that Paul Davis is  
4 an alias for Earl Thompson to avoid his numerous legal problems.  
5 His girlfriend, Beth Jackson admitted that Paul Davis was a  
6 fabrication and Earl Thompson was the owner of Sterling Ventures.

7 6. In his statement to John Kushwara, a private investigator  
8 hired by State Fund, regarding his workers' compensation claim, Mr.  
9 Thompson admitted to hiring Hispanic day laborers and paying them  
10 as much as \$10,000.00/day to work at different job sites. The bank  
11 records of Sterling Ventures indicate many cash payments to  
12 Hispanic named individuals. Two contracts have been obtained for  
13 entities doing business with Sterling Ventures. From the bank  
14 records and the contracts it is estimated that during the 7 month  
15 coverage prior lapse, this company had an estimated payroll of  
16 \$181,800.00 while the company only reported \$15,000.00. The total  
17 estimated premium due from underreporting is \$205,000.00 on the two  
18 policies, since Mr. Thompson misrepresented the true amount of  
19 payroll and defrauded State Fund by not collecting the correct  
20 premium.

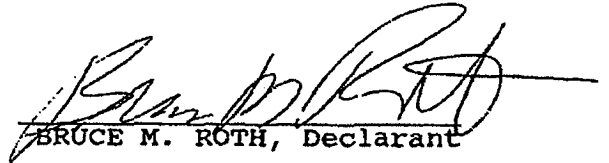
21 7. After Earl James' Thompson fabricated Paul Davis as  
22 President and sole owner to set up Sterling Ventures, he filed a  
23 claim to receive workers' compensation benefits from State Fund on  
24 the Sterling Ventures policy. He misrepresented his position with  
25 that company as a project manager. If Mr. Thompson had represented  
26 his true position as the sole owner, he would have been excluded as  
27 a company officer from coverage under Sterling's policy. The  
28 Workers' Compensation Appeals Board ordered Mr. Thompson to restore



1 to State Fund the \$46,354.36 that he fraudulently obtained. (See  
2 Exhibit "A").

3 I declare under penalty of perjury under the laws of the State of  
4 California that the foregoing is true and correct.

5 Executed this fourteenth day of December, 1995, in Woodland  
6 Hills, California.

7  
8   
9 BRUCE M. ROTH, Declarant

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

STATE OF CALIFORNIA  
WORKERS' COMPENSATION APPEALS BOARD

EARL THOMPSON,

Applicant,

vs.

STERLING VENTURES, INC. and STATE  
COMPENSATION INSURANCE FUND,

Defendants.

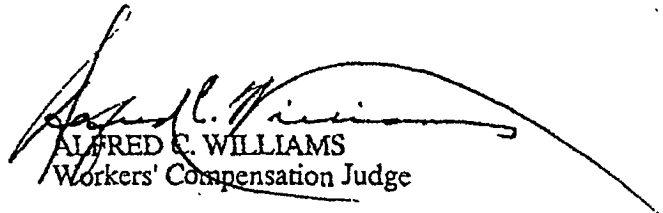
Case No. SF 368784

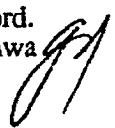
ORDER FOR RESTITUTION

Notice of intention having been served on June 14, 1994, and no good cause to the contrary having been shown in writing within the time allowed, and

GOOD CAUSE APPEARING,

IT IS HEREBY ORDERED that applicant, EARL THOMPSON, pay State Compensation Insurance Fund the total sum of \$42,354.36 (\$36,162.36 medical and \$6,192.00 temporary disability indemnity) for workers' compensation payments fraudulently received.

  
ALFRED C. WILLIAMS  
Workers' Compensation Judge

Filed and served on: 9-28-94  
On parties as shown on  
official address record.  
By: Gladys Nakagawa 

STATE OF CALIFORNIA  
WORKERS' COMPENSATION APPEALS BOARD

EARL THOMPSON,

Applicant,

vs.

STERLING VENTURES, INC. and STATE  
COMPENSATION INSURANCE FUND,

Defendants.

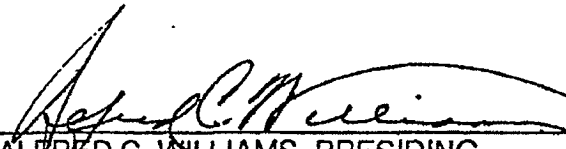
Case No(s). SF 368784

CERTIFICATION FOR EXECUTION

I do hereby certify that the attached is a full, true and correct copy of Case No. SF 368784 consisting of:

Order for Restitution dated September 28, 1994.

Attest my hand and the seal of the Workers' Compensation Appeals Board of the State of California.

  
ALFRED C. WILLIAMS, PRESIDING  
WORKERS' COMPENSATION JUDGE  
WORKERS' COMPENSATION APPEALS BOARD

Dated: September 28, 1994  
at San Francisco, CA.

SPECIAL LITIGATION UNIT

NOV 03 1994

BRUCE M. ROTH

Exhibit A

013615

# Exhibit B

OFFICE OF THE PRESIDENT



SHASTA  
BIBLE COLLEGE

2951 Goodwater Ave.  
Redding CA 96002  
530-221-4275 Ex.31 Coll : (530) 227-4275  
www.shasta.edu sbcadm@shasta.edu

Paul Hillegass  
Investigator  
Yolo County District Attorney  
Criminal Investigations Bureau  
301 2nd St. Woodland, CA 95695

Dear District Attorney Hillegass:

I am writing this letter with reference to Mr. E.J. Thompson, who has apparently plead guilty to 26 felony charges, but who apparently claims no bad intent, but only that he was naïve. Back in 2005, E.J. Thompson represented himself as President of "Mid-State Properties," wanting an option on 30 acres of College-owned land to build town homes. Our Board of Trustees granted the option for a specified length of time. When the option time expired, the Board explained to Mr. Thompson that we would grant more time but only after we renegotiated the price, since we felt we had given him adequate time. Mr. Thompson then sued Shasta Bible College & Graduate School for "Breach of Contract," retaining the services of Brickwood Law to bring his case against us. Subsequently, we were forced to retain the services of Mr. Walter McNeil, former attorney for the City of Redding. Following a long and expensive legal battle, the court ruled in favor of the College and ordered Mr. E.J. Thompson to pay Shasta Bible College & Graduate School a sum of \$100,000.00.

In the process of moving through the lawsuit a member of our Board of Trustees discovered that Mr. Thompson was not even eligible to present himself as President of Mid-State Properties because of previous felonious convictions for which he had spent time in Pelican Bay Prison. In fact, he was not actually president, his wife was. In fact, we even discovered a picture of being processed at Pelican Bay. We also discovered that Mr. Thompson had defrauded a number of other Redding businesses.

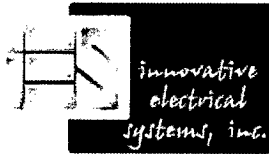
So, we had a judgment in our favor of \$100,000 (basically our legal costs), but Mr. Thompson disappeared and made no effort to pay us. When one of our board members and his attorney looked into how we might attach his assets, they discovered he had put up a bond required for an appeal related to an engineering company. With an official court-ordered judgement our board member sought to claim the funds which were coming into his account, attempting to attach the funds before he could get them. However, clever operator that he is, he managed to get the funds out of his account minutes before our board member got to the bank. We believe rather than showing naivety, this indicates clear intent to circumvent the legal process.

We remain astounded at the duplicity and devious behavior of Mr. Thompson. I trust the court will take action to ensure that this never happens again.

Most Cordially,

David R. Nicholas. M.S., Th.D.  
President

DRN:jd



Innovative Electrical Systems, Inc.  
7550 West Yale Ave. Suite B-130  
Denver, Colorado 80227  
(303) 988-9305 ext. 17

Yolo County Superior Court:

I have been requested to give my account of dealings with Mr. E.J. Thompson.

Back in 2012 my firm was contacted by Mr. Thompson to provide Electrical Engineering for a coffee house project he was providing General Contracting services for. It was to be on Alameda parkway in Denver. We were to provide drawings sealed and signed by a professional engineer in order for Mr. Thompson to obtain an Electrical Permit.

Those services were provided 2012 and we heard nothing after that until I was contacted by the Electrical Contractor who advised me that the Coffee Shop had been built, under the name of The Mean Bean Coffee Shop, and he had not been paid. At that time, we had also not been paid and it was over six months. I also found out at that time he was not only the G.C. but also the owner.

Multiple attempts were made by me to try and get paid for our work but to no avail. To this day we have not been paid for our work and to my understanding, many others associated with Mr. E.J. Thompson have also gone un-paid.

Sincerely,

Mr. Les E. Yingling, Principal

Innovative Electrical Systems, Inc.

TO: YOLO COUNTY Superior Court

RE: E.J. Thompson / Sentencing Date

FROM: Peer and Stacey Fossen

2757 Majestic Oak Circle

Cottonwood, CA 96022

530-347-0889

My wife and I purchased a piece of rental property from E.J. Thompson in late 2005. It was one of two three-unit buildings located at 2784 and 2786 Collyer Dr. in Redding CA. Our 3-unit building was supposed to be completed by Oct 2006. By December of that year it was still not complete and no Certificate of Occupancy had been issued.

We were in close contact with the City of Redding Code Enforcement Dept. as E.J. had several violations holding up completion.

His violations included:

- A) electric underground boxed not to grade
- B) Unlawful occupancy of the 2786 Triplex. He allowed one of his workers and girl friend to live there illegally. (As personally witnessed by me.)
- C) The plans (approved by City of Redding) called for a masonry sound wall to mitigate the noise from HWY 299. He built a wooden fence.
- D) Most important (to us) was the drainage system that he completely fail to construct, resulting in flooding of the common black-topped areas between the two buildings and erosion/cracking/"alligatoring" of the surface.

Without these repairs we could not get a certificate of occupancy. We could not rent our units.

The defect or insufficiency of Mr. Thompsons's work on the driveway and parking pad common to both units was caused by the land being too wet when the asphalt was laid. By trying to comply with Code Enforcement and the conditions of our contract to obtain the Cert. of Occupancy, E.J. hurried the laying of the asphalt. The area was too wet when he had the work done, resulting in inferior work.

About one week after the paving had been done, I went out to check on the progress of the construction and found the paving contractor doing touch-up work . I do not remember his name but we talked about the job and he told me he had said to E.J. that the ground was too wet to lay the asphalt; the clay was actually "pumping water" under his equipment. He told me, E.J. had said to him, "JUST MAKE IT BLACK! I close escrow tomorrow."

We subsequently had further issues with the paving that needed repair.

In our efforts to make him comply with the plans he presented to us we hired a Private Investigator. (Shawn Ditty, Redding, CA) who collected a surprising amount of information showing that working without a contractor's license seemed to be the norm for E.J. His crew was very upset when Mr. Ditty tried to ask them questions about how and from whom they got paid. They also were very protective about allowing Mr. Ditty to record their license numbers.

We ultimately hired a lawyer to try to recover some damages (Victor Richardson, Redding, CA) who after two failed mitigation attempts (one where he, E.J. just got up and walked out after being confronted with all the items needing repair of re-doing) filed suit against Mr. Thompson on our behalf. (See attached action).

E.J. failed to answer the action in any way and we were awarded a judgment against him for approx. \$750,000. (He failed to construct the building we purchased and he worked totally without a contractor's license.)

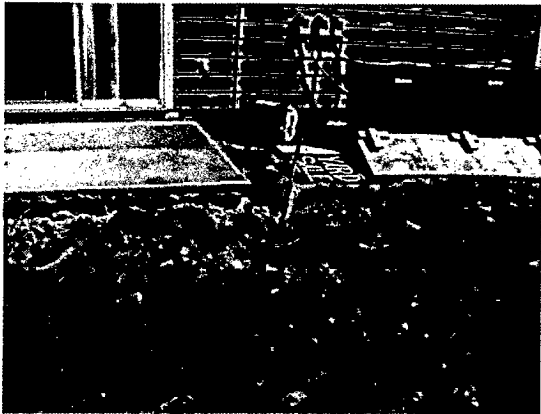
First Valery Thompson (E.J.'s wife) separated herself from him and filed bankruptcy for herself. E.J. filed bankruptcy soon after that.



With no compliance from E.J. and no satisfaction from the law, AND after many dollars having been spent, we took our flawed property and tried to make the best of things.

E.J. ultimately lost the other triplex because of the bankruptcy and it was sold to another party. Debora Wright (Code Enforcement Supervisor with City of Redding) worked hard to assure that the repairs to the common drainage system were a requirement of the sale. For that we are forever grateful.

We sold the property in 2015 for less than the original purchase price. Some repairs were needed that show the Inadequacy of proper grading of the original building site.



Patio of the southern unit closest to HWY 299

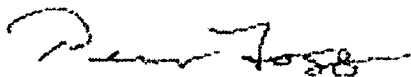


My wife and I cannot stress the fact that this man has been breaking the law and cheating people by his sub-standard work and unlawful practices for a long time. On his work on the courthouse in Portola, CA (a government job that requires a "certified payroll") he was hiring day-laborers out of a Real-estate office. The unfinished building at 3951 S. Buenaventura in Redding is a monument of E.J.'s construction practices.

Fourteen years after our involvement with Mr. Thompson, he is apparently continuing his practices of defrauding the people he works for. Please take our story into consideration of your decision and hold E.J. Thompson responsible for his miss-deeds.

Respectfully;

Peer Fossen

A handwritten signature in cursive script, appearing to read "Peer Fossen".

Stacey Fossen

A handwritten signature in cursive script, appearing to read "Stacey K. Fossen".

2757 Majestic Oak Circle

Cottonwood, CA 96022

530-347-0889

**SAUSAL**  
CORPORATION

422 WHITNEY ST., SAN LEANDRO, CALIF. 94577  
510/568-6600 FAX: 510/632-9769

January 9, 1995

Jesse W. Johnson  
Deputy Probation Officer  
Marin County  
Room 259, Hall of Justice  
San Rafael, CA 94903

RE: Earl James Thompson  
E. James Construction

Dear Mr. Johnson:

We would like to confirm our experiences with the noted contractor. We received a bid from E. James Construction for the framing on the Richmond Harbormaster project in 1991 and we executed a subcontract agreement in 1992. Mr. Thompson would not respond to the schedule requirements and we eventually were forced to terminate his services. Upon taking over the framing work we found many areas that were not built per the plans and specifications and we had to demolish and rebuild a substantial amount of framing that Mr. Thompson had personally supervised and completed.

One of the most significant problems that we uncovered was the connections for several large Glu Lam beams. The drawings required large steel connector saddles with bolts through the member, fastened with nuts and washers. When we went to tighten the bolts we found that the bolts had been cut with the heads and nuts glued in place to simulate a continuous bolt. In the event of an earthquake the connections might have failed resulting in collapse of the building and possible loss of life.

As we completed the project we incurred substantial extra costs which were the responsibility of E. James Construction under our subcontract. Legal proceedings were initiated and a judgement was issue in our favor. Mr. Thompson has never paid the money due us under the judgement. In dealing with Mr. Thompson we found that he frequently used false and misleading communication. Mr. Thompson has enough knowledge and charm to get himself in a position of trust, we found that this trust is not warranted.

Please contact me if you have any questions or if you require more information.

Sincerely,



Greg Gillis  
Construction Manager



# Exhibit C

OFFICE OF THE  
DISTRICT ATTORNEY

COUNTY OF YOLO

JEFF W. REISIG  
DISTRICT ATTORNEY



PAUL HILLEGASS  
INVESTIGATOR

DESK (530) 666-8442  
FAX (530) 666-8423  
PAUL.HILLEGASS@YOLOCOUNTY.ORG

DEFENDANT/SUSPECT:	Thompson, Earl James
CRIME:	11880(a) IC
REPORT DATE:	5/28/19
REPORT NUMBER:	13S-WC-037 13F03824

**Circumstances:**

6-14-19/1030 hrs/Friday; I spoke to Brandon Chambino on the telephone in reference to this investigation.

**Supplemental Investigation:**

6-14-19/1030 hrs/Friday; Chambino told me he first learned about "EJ" Thompson from his brother-in-law, James Russell. Chambino told me he was absconding from parole at the time when he was approximately 23 to 24 years old. He said Thompson hired him as a carpenter and paid him lower wages because Thompson knew he (Chambino) was wanted. Chambino said he worked like that for several years up until he was ultimately released from parole just prior to the Tercero Project. Chambino said that EJ and Valery Thompson told him and others that they were going to be paid less than prevailing wages while they were still bidding the (Tercero) project because they (EJ and Valery) needed to be making more money. Chambino said he worked on the Tercero Project as a carpenter 100% of the time for \$22.50 hr. Chambino told me he worked for EJ for approximately 3 to 4 following the Tercero Project and ultimately stopped because he was continually under paid. Chambino said he never received any money as compensation from the State of CA.

**Recommendations:**

-File

Signature: <i>Paul Hillegass</i>	Date: 6/14/19
Supervising Investigator: <i>[Signature]</i>	Date: 6/17/19

# Exhibit D

20 Results Found for judgments for people in the United States.

Subject 1 of 20:

**E J THOMPSON (Colorado)**

**E J THOMPSON** [ View Person Record ]

Address: **4300 W ALAMEDA AVE, DENVER, CO 80219-1803 (DENVER COUNTY)**

Filing County: **Denver, CO**

Plaintiff: **EJ THOMPSON**

Creditor: **GARCIA FAMILY LIVING TRUST**

Court Case Number: **14CV-031624**

Total Judgment Amount: **\$10,669**

Deed Category Type: **Placement**

Damar Document Type: **Judgment**

Recording Number: **153552**

Recording Date: **11/02/2015**

Abstract Issued Date: **10/22/2015**

Subject 2 of 20:

**EARL THOMPSON (Colorado)**

**EARL THOMPSON** [ View Person Record ]

Address: **4300 W ALAMEDA AVE, DENVER, CO 80219-1803 (DENVER COUNTY)**

Filing County: **Denver, CO**

Plaintiff: **PAWNEE LEASING CORP**

Creditor: **PAWNEE LEASING CORP**

Court Case Number: **13CV-034270**

Total Judgment Amount: **\$28,786**

Deed Category Type: **Placement**

Damar Document Type: **Judgment**

Recording Number: **120257**

Recording Date: **10/03/2014**

Abstract Issued Date: **09/24/2014**

Subject 3 of 20:

**EARL J THOMPSON (Colorado)**

**EARL J THOMPSON** [ View Person Record ]

Address: **19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)**

DOB: **04/11/1963 (56)**

Driver License Number: **A9194267**

Driver License State: **CA**

Filing County: **Denver, CO**

Plaintiff: **BETH JACKSON**

Creditor: **MARIN COUNTY**

Court Case Number: **158432**

Back Support Amount: **\$46,516**

Deed Category Type: **Placement**

Damar Document Type: **Abstract of Support Judgment**

Recording Number: **70641**

Recording Date: **06/29/2011**

Abstract Issued Date: **06/01/2011**

Subject 4 of 20:

**EARL THOMPSON (California)**

**EARL THOMPSON** [ View Person Record ]

Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)

Filing Type: **SMALL CLAIMS JUDGMENT**

Plaintiff: **COURTESY MOTORS AUTO CENTER**

Court Case Number: **NSC39503**

Total Judgment Amount: **\$350**

Court: **CHICO MUNICIPAL COURT (CABUTM1)**

Court Address: 655 OLEANDER AVENUE, CHICO, CA 95926 (BUTTE COUNTY)

Court Phone: (530) 891-2702

Filing Date: 05/14/2009

Subject 5 of 20:

**E J THOMPSON (California)**

**E J THOMPSON**

Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)

Filing County: **Shasta, CA**

Plaintiff: **SHARRAH DUNLAP SAYWER INC**

Creditor: **SHARRAH DUNLAP SAWYER INC**

Court Case Number: **163996**

Total Judgment Amount: **\$46,081**

Deed Category Type: **Placement**

Damar Document Type: **Judgment**

Recording Number: **3771**

Recording Date: **02/06/2009**

Abstract Issued Date: **01/30/2009**

Subject 6 of 20:

**E J THOMPSON (California)**

**E J THOMPSON**

Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)

Filing County: **Shasta, CA**

Plaintiff: **VESTRA RESOURCES INC**

Creditor: **VESTRA RESOURCES INC**

Court Case Number: **157941**

Deed Category Type: **Release**

Damar Document Type: **Release of Judgments**

Recording Number: **31407**

Recording Date: **09/11/2008**

Abstract Issued Date: **09/10/2008**

Subject 7 of 20:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)

Filing County: **Shasta, CA**

Plaintiff: **PEER FOSSEN**

Creditor: **PEER FOSSEN**

Court Case Number: **161915**

Total Judgment Amount: **\$3,408**



Deed Category Type: Placement  
Damar Document Type: Judgment  
Recording Number: 30149  
Recording Date: 08/29/2008  
Abstract Issued Date: 08/22/2008

Subject 8 of 20:**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]  
Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)  
Filing Type: ABSTRACT OF JUDGEMENT  
Plaintiff: PEER FOSSEN  
Court Case Number: 20080030149  
Total Judgment Amount: \$3,407  
Court: SHASTA COUNTY COURT (RD) (CASHAC1)  
Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)  
Court Phone: (530) 225-5671  
Filing Date: 08/29/2008

Subject 9 of 20:**E J THOMPSON (California)**

**E J THOMPSON**  
Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)  
Driver License Number: A9194267  
Driver License State: CA  
Filing County: Shasta, CA  
Plaintiff: VESTRA RESOURCES INC  
Creditor: VESTRA RESOURCES INC  
Court Case Number: 157941  
Total Judgment Amount: \$80,067  
Deed Category Type: Placement  
Damar Document Type: Judgment  
Recording Number: 54500  
Recording Date: 10/26/2006  
Abstract Issued Date: 10/26/2006

Subject 10 of 20:**E J THOMPSON (California)**

**E J THOMPSON** [ View Person Record ]  
Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)  
Filing Type: ABSTRACT OF JUDGEMENT  
Plaintiff: VESTRA RESOURCES INC  
Court Case Number: 20060054500  
Total Judgment Amount: \$80,066  
Court: SHASTA COUNTY COURT (RD) (CASHAC1)  
Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)  
Court Phone: (530) 225-5671  
Filing Date: 10/26/2006

Court Address: 1737 PLACER ST., REDDING, CA 96001 (SHASTA COUNTY)  
Court Phone: (916) 225-5434  
Filing Date: 01/12/2005

Subject 15 of 20:

**E J THOMPSON (California)**

**E J THOMPSON** [ View Person Record ]

Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)  
Filing Type: SMALL CLAIMS JUDGMENT  
Plaintiff: CHUCK WOLF  
Court Case Number: CVCL030001377  
Total Judgment Amount: \$2,102  
Court: REDDING - SHASTA MUNICIPAL COURT (CASHAM1)  
Court Address: 1737 PLACER ST., REDDING, CA 96001 (SHASTA COUNTY)  
Court Phone: (916) 225-5434  
Filing Date: 01/16/2004

Subject 16 of 20:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: 152 RESERVOIR RD, SAN RAFAEL, CA 94901-3643 (MARIN COUNTY)  
Filing Type: CIVIL JUDGMENT  
Plaintiff: PACIFIC COAST BUILDING PRODUCTS  
Court Case Number: 088985  
Total Judgment Amount: \$8,171  
Court: SAN FRANCISCO MUNICIPAL COURT (CASFRM1)  
Court Address: 400 VAN NESS AVENUE, SAN FRANCISCO, CA 94102 (SAN FRANCISCO COUNTY)  
Court Phone: (415) 554-4522  
Filing Date: 07/22/1993

Subject 17 of 20:

**EARL THOMPSON (California)**

**EARL THOMPSON** [ View Person Record ]

Address: PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)  
Filing Type: CIVIL JUDGMENT  
Plaintiff: J G MACPHEE CO  
Court Case Number: V930007  
Total Judgment Amount: \$2,067  
Court: SAN RAFAEL - MARIN MUNICIPAL COURT (CAMRNM1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6260  
Filing Date: 06/28/1993

Subject 18 of 20:

**E J THOMPSON JR (California)**

**E J THOMPSON JR** [ View Person Record ]

Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)  
Creditor: SHARRAH DUNLAP SAWYER, INC.

Report Date: 02/06/2009

Filing Date: 02/06/2009

Subject 19 of 20:

**EARL THOMPSON (Massachusetts)**

**EARL THOMPSON [ View Person Record ]**

**Address: 14 BALSAM DR, CHELMSFORD, MA 01824-1602 (MIDDLESEX COUNTY)**

**Creditor: TRANE CO, THE**

**Total Judgment Amount: \$787**

**Report Date: 08/30/1990**

**Filing Date: 08/30/1990**

Subject 20 of 20:

**EARL THOMPSON (Massachusetts)**

**EARL THOMPSON [ View Person Record ]**

**Address: 14 BALSAM DR, CHELMSFORD, MA 01824-1602 (MIDDLESEX COUNTY)**

**Creditor: J.H. MCNAMARA**

**Total Judgment Amount: \$707**

**Report Date: 04/02/1990**

**Filing Date: 04/02/1990**

37 Results Found for liens for people in the United States.

Subject 1 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: **4300 W ALAMEDA AVE, DENVER, CO 80219-1803 (DENVER COUNTY)**

Filing County: **Denver, CO**

Total Lien Amount: **\$257**

Deed Category Type: **Placement**

Damar Document Type: **Unpaid Trash/Water/Sewer/Recycling Lien**

Court Case Number: **14517**

Recording Date: **02/10/2014**

Kind Of Tax: **UNPAID STORM DRAIN**

Subject 2 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: **1290 S TENNYSON ST, DENVER, CO 80219-3758 (DENVER COUNTY)**

Filing County: **Denver, CO**

Total Lien Amount: **\$429**

Deed Category Type: **Placement**

Damar Document Type: **County/City Tax Lien**

Court Case Number: **101885**

Recording Date: **07/12/2013**

Tax Lien Date: **07/11/2013**

Kind Of Tax: **ABATEMENT CHARGES**

Subject 3 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: **1290 S TENNYSON ST, DENVER, CO 80219-3758 (DENVER COUNTY)**

Filing County: **Denver, CO**

Total Lien Amount: **\$999**

Deed Category Type: **Placement**

Damar Document Type: **County/City Tax Lien**

Court Case Number: **87265**

Recording Date: **06/17/2013**

Tax Lien Date: **06/06/2013**

Kind Of Tax: **UNPAID ADMINISTRATIVE ADJUDICATION FINES**

Subject 4 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: **1290 S TENNYSON ST, DENVER, CO 80219-3758 (DENVER COUNTY)**

Filing County: **Denver, CO**

Total Lien Amount: **\$999**

Deed Category Type: **Placement**

Damar Document Type: **County/City Tax Lien**

Court Case Number: **70748**

Recording Date: **05/17/2013**

Tax Lien Date: 05/16/2013

Kind Of Tax: VIOLATION OF CITY CODE

Subject 5 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: 1290 S TENNYSON ST, DENVER, CO 80219-3758 (DENVER COUNTY)

Filing County: Denver, CO

Total Lien Amount: \$999

Deed Category Type: Placement

Damar Document Type: County/City Tax Lien

Court Case Number: 55687

Recording Date: 04/18/2013

Tax Lien Date: 04/18/2013

Kind Of Tax: VIOLATION OF CITY CODE

Subject 6 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: 19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)

Filing County: Denver, CO

Total Lien Amount: \$500

Deed Category Type: Placement

Damar Document Type: County/City Tax Lien

Court Case Number: 34302

Recording Date: 03/11/2013

Tax Lien Date: 02/28/2013

Kind Of Tax: UNPAID ADMINISTRATIVE ADJUDICATION FINES

Subject 7 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: 1290 S TENNYSON ST, DENVER, CO 80219-3758 (DENVER COUNTY)

Filing County: Denver, CO

Total Lien Amount: \$252

Deed Category Type: Placement

Damar Document Type: Unpaid Trash/Water/Sewer/Recycling Lien

Court Case Number: 33822

Recording Date: 03/08/2013

Kind Of Tax: UNPAID STORM DRAIN

Subject 8 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON** [ View Person Record ]

Address: 19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)

Filing County: Denver, CO

Total Lien Amount: \$150

Deed Category Type: Placement

Damar Document Type: County/City Tax Lien  
Court Case Number: 12825  
Recording Date: 01/29/2013  
Tax Lien Date: 01/24/2013  
Kind Of Tax: UNPAID ADMINISTRATIVE ADJUDICATION FINES

Subject 9 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON [ View Person Record ]**

Address: 19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)  
Filing County: Denver, CO  
Total Lien Amount: \$999  
Deed Category Type: Placement  
Damar Document Type: County/City Tax Lien  
Court Case Number: 137081  
Recording Date: 12/02/2011  
Tax Lien Date: 12/01/2011

Subject 10 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON [ View Person Record ]**

Address: 19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)  
Filing County: Denver, CO  
Total Lien Amount: \$500  
Deed Category Type: Placement  
Damar Document Type: County/City Tax Lien  
Court Case Number: 113255  
Recording Date: 10/07/2011  
Tax Lien Date: 10/06/2011

Subject 11 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON [ View Person Record ]**

Address: 19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)  
Filing County: Denver, CO  
Total Lien Amount: \$150  
Deed Category Type: Placement  
Damar Document Type: County/City Tax Lien  
Court Case Number: 98154  
Recording Date: 09/01/2011  
Tax Lien Date: 09/01/2011

Subject 12 of 37:

**EJ THOMPSON (Colorado)**

**EJ THOMPSON [ View Person Record ]**

Address: 19 S WOLFF ST, DENVER, CO 80219-1717 (DENVER COUNTY)  
Filing County: Denver, CO  
Total Lien Amount: \$100

Deed Category Type: Placement  
Damar Document Type: County/City Tax Lien  
Court Case Number: 98290  
Recording Date: 09/01/2011  
Tax Lien Date: 09/01/2011  
Kind Of Tax: DEMOLITION LIEN

Subject 13 of 37:**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]  
Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)  
Plaintiff: INTERNAL REVENUE SERVICE  
Filing Type: FEDERAL TAX LIEN RELEASE  
Total Lien Amount: \$21,787  
Court Case Number: 20090038600  
Alternate Court Case Number: 259417405  
Filing Date: 12/05/2005  
Release Date: 11/12/2009  
Court: SHASTA COUNTY COURT (RD) (CASHAC1)  
Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)  
Court Phone: (530) 225-5671

Subject 14 of 37:**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]  
Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)  
Plaintiff: INTERNAL REVENUE SERVICE  
Filing Type: FEDERAL TAX LIEN RELEASE  
Total Lien Amount: \$3,100  
Court Case Number: 20090038601  
Alternate Court Case Number: 429787208  
Filing Date: 03/28/2008  
Release Date: 11/12/2009  
Court: SHASTA COUNTY COURT (RD) (CASHAC1)  
Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)  
Court Phone: (530) 225-5671

Subject 15 of 37:**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]  
Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)  
Filing County: Shasta, CA  
Total Lien Amount: \$3,100  
Deed Category Type: Placement  
Damar Document Type: Federal Tax Lien  
Court Case Number: 10328  
Last Refile Or Lien Extension Date: 06/28/2016  
Recording Date: 03/28/2008  
Tax Lien Date: 03/13/2008  
Federal Tax Lien Area: Small Business  
Tax Lien Serial Lien Certificate Number: 429787208

Kind Of Tax: 1040

Tax Period Minimum: 12/31/2005

Tax Period Maximum: 12/31/2005

Federal Tax Lien Prepared And Signed City: OAKLAND

Federal Tax Lien Prepared And Signed State: CA

Subject 16 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: 4684 OAK GLEN DR, REDDING, CA 96001-6130 (SHASTA COUNTY)

Plaintiff: INTERNAL REVENUE SERVICE

Filing Type: FEDERAL TAX LIEN

Total Lien Amount: \$3,100

Court Case Number: 20080010328

Alternate Court Case Number: 429787208

Filing Date: 03/28/2008

Court: SHASTA COUNTY COURT (RD) (CASHAC1)

Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)

Court Phone: (530) 225-5671

Subject 17 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: 1729 BARTOW RD, MCKINLEYVILLE, CA 95519-4310 (HUMBOLDT COUNTY)

Plaintiff: INTERNAL REVENUE SERVICE

Filing Type: FEDERAL TAX LIEN RELEASE

Total Lien Amount: \$51,645

Court Case Number: 20070056049

Alternate Court Case Number: 940349385

Filing Date: 05/03/2003

Release Date: 09/20/2007

Court: MARIN COUNTY COURT (RD) (CAMRNC1)

Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)

Court Phone: (415) 499-6092

Subject 18 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: 3965 CHERYL DR, REDDING, CA 96002-2420 (SHASTA COUNTY)

Plaintiff: IRS

Filing Type: FEDERAL TAX LIEN

Total Lien Amount: \$21,787

Court Case Number: 20050073012

Alternate Court Case Number: 259417405

Filing Date: 12/05/2005

Court: SHASTA COUNTY COURT (RD) (CASHAC1)

Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)

Court Phone: (530) 225-5671



Subject 19 of 37:**EARL J THOMPSON (California)****EARL J THOMPSON** [ View Person Record ]

Address: 364 RIO ST, REDDING, CA 96001-3613 (SHASTA COUNTY)

Plaintiff: STATE OF CALIFORNIA

Filing Type: STATE TAX LIEN RELEASE

Total Lien Amount: \$217,687

Court Case Number: 20050036554

Alternate Court Case Number: 01299355026

Filing Date: 11/14/2001

Release Date: 06/29/2005

Court: SHASTA COUNTY COURT (RD) (CASHAC1)

Court Address: 1500 COURT STREET, REDDING, CA 96001 (SHASTA COUNTY)

Court Phone: (530) 225-5671

Subject 20 of 37:**EARL J THOMPSON (California)****EARL J THOMPSON** [ View Person Record ]

Address: 1729 BARTOW RD, MCKINLEYVILLE, CA 95519-4310 (HUMBOLDT COUNTY)

Plaintiff: STATE OF CALIFORNIA

Filing Type: STATE TAX LIEN RELEASE

Total Lien Amount: \$150,467

Court Case Number: 2005201701

Alternate Court Case Number: 97009000020

Filing Date: 01/13/1997

Release Date: 06/20/2005

Court: HUMBOLDT COUNTY COURT (RD) (CAHUMC1)

Court Address: 825 FIFTH STREET, EUREKA, CA 95501 (HUMBOLDT COUNTY)

Court Phone: (707) 923-2141

Subject 21 of 37:**EARL J THOMPSON (California)****EARL J THOMPSON** [ View Person Record ]

Address: 1729 BARTOW RD, MCKINLEYVILLE, CA 95519-4310 (HUMBOLDT COUNTY)

Plaintiff: IRS

Filing Type: FEDERAL TAX LIEN RELEASE

Total Lien Amount: \$16,659

Court Case Number: 20030140453

Alternate Court Case Number: 949859587

Filing Date: 03/04/1998

Release Date: 11/19/2003

Court: MARIN COUNTY COURT (RD) (CAMRNC1)

Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)

Court Phone: (415) 499-6092

Subject 22 of 37:**EARL J THOMPSON (California)****EARL J THOMPSON** [ View Person Record ]

Address: 2077 JACKSON ST APT 304, SAN FRANCISCO, CA 94109-2872 (SAN FRANCISCO COUNTY)

Plaintiff: IRS

Filing Type: **FEDERAL TAX LIEN**  
Total Lien Amount: **\$454,283**  
Court Case Number: **97G211750**  
Alternate Court Case Number: **949744757**  
Filing Date: **09/08/1997**  
Court: **SAN FRANCISCO COUNTY COURT (RD) (CASFRC1)**  
Court Address: **400 VAN NESS AVENUE, SAN FRANCISCO, CA 94102 (SAN FRANCISCO COUNTY)**  
Court Phone: **(415) 554-4173**

Subject 23 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON [ View Person Record ]**

Address: **2077 JACKSON ST APT 304, SAN FRANCISCO, CA 94109-2872 (SAN FRANCISCO COUNTY)**  
Plaintiff: **IRS**  
Filing Type: **FEDERAL TAX LIEN**  
Total Lien Amount: **\$17,501**  
Court Case Number: **97G211751**  
Alternate Court Case Number: **949744756**  
Filing Date: **09/08/1997**  
Court: **SAN FRANCISCO COUNTY COURT (RD) (CASFRC1)**  
Court Address: **400 VAN NESS AVENUE, SAN FRANCISCO, CA 94102 (SAN FRANCISCO COUNTY)**  
Court Phone: **(415) 554-4173**

Subject 24 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON [ View Person Record ]**

Address: **1729 BARTOW RD, MCKINLEYVILLE, CA 95519-4310 (HUMBOLDT COUNTY)**  
Plaintiff: **STATE OF CALIFORNIA**  
Filing Type: **STATE TAX LIEN**  
Total Lien Amount: **\$150,467**  
Court Case Number: **97913**  
Alternate Court Case Number: **97009000020**  
Filing Date: **01/13/1997**  
Court: **HUMBOLDT COUNTY COURT (RD) (CAHUMC1)**  
Court Address: **825 FIFTH STREET, EUREKA, CA 95501 (HUMBOLDT COUNTY)**  
Court Phone: **(707) 923-2141**

Subject 25 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON [ View Person Record ]**

Address: **PO BOX 2210, SUSANVILLE, CA 96127-2210 (LASSEN COUNTY)**  
Plaintiff: **STATE OF CALIFORNIA**  
Filing Type: **STATE TAX LIEN**  
Total Lien Amount: **\$5,242**  
Court Case Number: **97000100**  
Alternate Court Case Number: **96362000008**  
Filing Date: **01/02/1997**  
Court: **MARIN COUNTY COURT (RD) (CAMRNC1)**  
Court Address: **HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)**  
Court Phone: **(415) 499-6092**

Subject 26 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]

Address: 2077 JACKSON ST, SAN FRANCISCO, CA 94109-2867 (SAN FRANCISCO COUNTY)

Plaintiff: STATE OF CALIFORNIA

Filing Type: STATE TAX LIEN

Total Lien Amount: \$196,377

Court Case Number: 95030308

Alternate Court Case Number: W951723058

Filing Date: 07/03/1995

Court: MARIN COUNTY COURT (RD) (CAMRNC1)

Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)

Court Phone: (415) 499-6092

Subject 27 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]

Address: 2077 JACKSON ST, SAN FRANCISCO, CA 94109-2867 (SAN FRANCISCO COUNTY)

Plaintiff: STATE OF CALIFORNIA

Filing Type: STATE TAX LIEN

Total Lien Amount: \$432

Court Case Number: 95010068

Alternate Court Case Number: W950483050

Filing Date: 03/02/1995

Court: MARIN COUNTY COURT (RD) (CAMRNC1)

Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)

Court Phone: (415) 499-6092

Subject 28 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]

Address: 2077 JACKSON ST, SAN FRANCISCO, CA 94109-2867 (SAN FRANCISCO COUNTY)

Plaintiff: STATE OF CALIFORNIA

Filing Type: STATE TAX LIEN

Total Lien Amount: \$12,797

Court Case Number: 94085463

Alternate Court Case Number: W943403068

Filing Date: 12/16/1994

Court: MARIN COUNTY COURT (RD) (CAMRNC1)

Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)

Court Phone: (415) 499-6092

Subject 29 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]

Address: PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)

Plaintiff: STATE OF CALIFORNIA

Filing Type: STATE TAX LIEN

Total Lien Amount: \$92  
Court Case Number: 94063325  
Alternate Court Case Number: W942233081  
Filing Date: 08/23/1994  
Court: MARIN COUNTY COURT (RD) (CAMRNC1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6092

Subject 30 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]  
Address: PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)  
Plaintiff: STATE OF CALIFORNIA  
Filing Type: STATE TAX LIEN  
Total Lien Amount: \$10,081  
Court Case Number: 94027268  
Alternate Court Case Number: W940753052  
Filing Date: 03/31/1994  
Court: MARIN COUNTY COURT (RD) (CAMRNC1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6092

Subject 31 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]  
Address: PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)  
Plaintiff: STATE OF CALIFORNIA  
Filing Type: STATE TAX LIEN  
Total Lien Amount: \$91  
Court Case Number: 94000232  
Alternate Court Case Number: W933503019  
Filing Date: 01/03/1994  
Court: MARIN COUNTY COURT (RD) (CAMRNC1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6092

Subject 32 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ View Person Record ]  
Address: PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)  
Plaintiff: STATE OF CALIFORNIA  
Filing Type: STATE TAX LIEN  
Total Lien Amount: \$10,555  
Court Case Number: 93063386  
Alternate Court Case Number: 93187000038  
Filing Date: 08/06/1993  
Court: MARIN COUNTY COURT (RD) (CAMRNC1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6092

Subject 33 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: **PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)**

Plaintiff: **STATE OF CALIFORNIA**

Filing Type: **STATE TAX LIEN**

Total Lien Amount: **\$9,752**

Court Case Number: **93055072**

Alternate Court Case Number: **W931663086**

Filing Date: **07/12/1993**

Court: **MARIN COUNTY COURT (RD) (CAMRNC1)**

Court Address: **HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)**

Court Phone: **(415) 499-6092**

Subject 34 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: **PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)**

Plaintiff: **IRS**

Filing Type: **FEDERAL TAX LIEN**

Total Lien Amount: **\$51,645**

Court Case Number: **93042858**

Alternate Court Case Number: **689311167**

Filing Date: **06/01/1993**

Court: **MARIN COUNTY COURT (RD) (CAMRNC1)**

Court Address: **HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)**

Court Phone: **(415) 499-6092**

Subject 35 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: **PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)**

Plaintiff: **STATE OF CALIFORNIA**

Filing Type: **STATE TAX LIEN**

Total Lien Amount: **\$400**

Court Case Number: **93024272**

Alternate Court Case Number: **W930703018**

Filing Date: **03/24/1993**

Court: **MARIN COUNTY COURT (RD) (CAMRNC1)**

Court Address: **HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)**

Court Phone: **(415) 499-6092**

Subject 36 of 37:

**EARL J THOMPSON (California)**

**EARL J THOMPSON** [ View Person Record ]

Address: **PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)**

Plaintiff: **IRS**

Filing Type: **FEDERAL TAX LIEN**

Total Lien Amount: **\$16,659**

Court Case Number: 93006731  
Alternate Court Case Number: 689300760  
Filing Date: 01/25/1993  
Court: MARIN COUNTY COURT (RD) (CAMRNC1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6092

Subject 37 of 37:

EARL J THOMPSON (California)

EARL J THOMPSON [ [View Person Record](#) ]

Address: PO BOX 9823, SAN RAFAEL, CA 94912-9823 (MARIN COUNTY)  
Plaintiff: STATE OF CALIFORNIA  
Filing Type: STATE TAX LIEN  
Total Lien Amount: \$3,830  
Court Case Number: 92102716  
Alternate Court Case Number: W923463059  
Filing Date: 12/23/1992  
Court: MARIN COUNTY COURT (RD) (CAMRNC1)  
Court Address: HALL OF JUSTICE, CIVIC CENTER, SAN RAFAEL, CA 94903 (MARIN COUNTY)  
Court Phone: (415) 499-6092

**CERTIFIED COPY**

San Francisco Co Assessor-Recorder  
Doris M. Ward, Assessor-Recorder

Recording requested by:

**INTERNAL REVENUE SERVICE**

When Recorded mail to:

**INTERNAL REVENUE SERVICE  
SPF LIEN SECTION SUITE 1400S  
1301 CLAY STREET  
OAKLAND CA 94612-5210**

DOC - 97-G211750-00  
Acct 14-(IRS) Internal Revenue Service  
Monday, SEP 08, 1997 09:56:21  
REC \$5.00 | PAG \$1.00 | MIC \$1.00  
STP \$0.00  
Ttl Pd \$7.00 Nbr-0000854754  
REEL G962 IMAGE 0136 oar/AB/1-1

Form **668(Y)**  
(Rev. January 1991)

217

Department of Treasury - Internal Revenue Service

**Notice of Federal Tax Lien Under Internal Revenue Laws**

District **NORTHERN CALIFORNIA**

Serial Number **949744757**

For Optional Use by Recording Office

As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, notice is given that taxes (including interest and penalties) have been assessed against the following named taxpayer. Demand for payment of this liability had been made, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of those taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer **EARL J THOMPSON**

Residence **2077 JACKSON STREET NO 304  
SAN FRANCISCO, CA 94109-2830**

**IMPORTANT RELEASE INFORMATION:** With respect to each assessment listed below, unless notice of lien is refuted by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

Kind of Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day of Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/90	-4158	06/16/97	07/16/07	6068.34
1040	12/31/91	-4158	06/16/97	07/16/07	448215.55

Place of Filing

County Recorder  
San Francisco County  
San Francisco, CA 94102-4698

Total

\$ 454283.89

This notice was prepared and signed at OAKLAND, CA on the 07th day of August, 1997.

Signature *[Signature]*  
For IRS

Title

Revenue Officer 94011830

(NOTE: Certificate of officer authorized by law to take acknowledgements is not essential to the validity of Notice of Federal Tax Lien  
Rev. Rul. 71-466, 1971-2 C.B. 409)

Part 1 - Kept by Recording Office

Form 668(Y) (Rev. 1-91)

## CERTIFIED COPY

This is a true certified copy of the record  
if it bears the seal, imprinted in purple ink  
of the Assessor-Recorder



JUL 03 2019 CARMEN CHU

ASSESSOR - RECORDER  
SAN FRANCISCO COUNTY CALIFORNIA  
BY Jenny K. Liang  
Jenny Liang



**CERTIFIED COPY**

San Francisco Co Assessor-Recorder  
Doris M. Ward, Assessor-Recorder

Recording requested by:

**INTERNAL REVENUE SERVICE**

When Recorded mail to:

**INTERNAL REVENUE SERVICE  
SPF LIEN SECTION SUITE 1400S  
1301 CLAY STREET  
OAKLAND CA 94612-5210**

DOC - 97-G211751-00

Acct 14-(IRS) Internal Revenue Service

Monday, SEP 08, 1997 09:56:28

REC \$5.00|PAG \$1.00|MIC \$1.00

STP \$0.00

Ttl Pd \$7.00

REEL G962 IMAGE 0137

Nbr-0000854755

oar/AB/1-1

Form **668(Y)**  
(Rev. January 1991)

217

Department of Treasury - Internal Revenue Service

**Notice of Federal Tax Lien Under Internal Revenue Laws**

District **NORTHERN CALIFORNIA**

Serial Number **949744756**

For Optional Use by Recording Office

As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, notice is given that taxes (including interest and penalties) have been assessed against the following named taxpayer. Demand for payment of this liability had been made, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer **EARL J THOMPSON**

Residence **2077 JACKSON STREET NO 304  
SAN FRANCISCO, CA 94109-2830**

**IMPORTANT RELEASE INFORMATION:** With respect to each assessment listed below, unless notice of lien is refuted by the data given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

Kind of Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day of Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/89	-4158	06/16/97	07/16/07	17501.85

Place of Filing

County Recorder  
San Francisco County  
San Francisco, CA 94102-4698

Total \$ 17501.85

This notice was prepared and signed at **OAKLAND, CA**, on this, the **07th** day of **August**, 19 **97**.

Signature *[Signature]*  
For IRS

Title

Revenue Officer 94011830

(NOTE: Certificate of officer authorized by law to take acknowledgments is not essential to the validity of Notice of Federal Tax Lien  
Rev. Rul. 71-406, 1971 - 2 C.B. 409)

Part 1 - Kept by Recording Office

Form **668(Y)** (Rev. 1-01)

## CERTIFIED COPY

This is a true certified copy of the record  
if it bears the seal, imprinted in purple ink  
of the Assessor-Reorder



JUL 03 2019 CARMEN CHU

ASSESSOR - RECORDER  
SAN FRANCISCO COUNTY CALIFORNIA  
BY Jenny K. Liang  
Jenny Liang

GOVERNMENTAL AGENCY (under Family Code, §§ 17400, 17406): KEITH C. PEPPER, DIRECTOR MARIN COUNTY DEPARTMENT OF CHILD SUPPORT SERVICES 88 ROWLAND WAY STE 200 NOVATO CA 94945-5049 TELEPHONE NO. (Optional): (866) 901-3212 FAX NO. (Optional): (415) 473-4150 E-MAIL ADDRESS (Optional): <a href="mailto:icsa@co.marin.ca.us">icsa@co.marin.ca.us</a> ATTORNEY FOR (Name): Under Family Code §§ 17400 & 17406		FOR COURT USE ONLY  <div style="font-size: 48pt; text-align: center;">FILED</div> <div style="text-align: center;">JUN 03 2010</div> <div style="text-align: center;">KIM TURNER Court Executive Officer MARIN COUNTY SUPERIOR COURT By: A. Garcia, Deputy</div>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN STREET ADDRESS: 3501 CIVIC CENTER DR, RM 113 MAILING ADDRESS: PO BOX 4988 CITY AND ZIP CODE: SAN RAFAEL 94913-4988 BRANCH NAME: SUPERIOR COURT			
PETITIONER/PLAINTIFF: BETH JACKSON RESPONDENT/DEFENDANT: EARL J. THOMPSON OTHER PARENT:			
SHORT FORM ORDER AFTER HEARING		CASE NUMBER: 158432	

1. This matter proceeded as follows: ☐ Uncontested ☐ By stipulation ☒ Contested
- a. Date: 05/13/2010 Dept.: D10 Judicial officer: William S. Hochman
- b. ☐ Petitioner/plaintiff present ☐ Attorney present (name):
- c. ☒ Respondent/defendant present ☐ Attorney present (name):
- d. ☐ Other parent present ☐ Attorney present (name):
- e. Attorney for local child support agency present under Family Code sections 17400 and 17406 by (name): Margaret S. Bandel
- f. ☐ Other (specify):
2. THE COURT FINDS, based upon the moving papers:
- a. (Name): EARL J THOMPSON Is the obligor (the parent ordered to pay support) in this proceeding.
- b. ☐ The obligor is and based thereon has no ability to pay support.
- c. ☐ Health insurance coverage at no or reasonable cost is currently not available to the obligor to cover the minor children in this action.
3. THE COURT ORDERS:
- a. All orders previously made in this action will remain in full force and effect except as specifically modified below.
- b. ☐ This matter is continued to \_\_\_\_\_ in Dept.: \_\_\_\_\_ for the following purposes only:
- c. ☐ Obligor is ordered to appear on the continuance date.
- d. ☐ Current child support is modified to \$ \_\_\_\_\_ per month beginning (date):
- e. ☐ The court retains jurisdiction to order support retroactive to:
- (1) ☐ (Specify date):
- (2) ☐ The date the obligor becomes employed or otherwise has the ability to pay support.
- (3) ☐ The date the obligor abandons or separates from the children at issue in this case.
- f. ☐ Any order to liquidate the support arrearage is suspended until further order of this court.
- g. The parents must notify the local child support agency in writing within 10 days of any change in residence or employment.
- h. ☐ The obligor is ordered to obtain health insurance coverage for the children in this action if it becomes available at no or reasonable cost.
- i. ☒ Other (specify): See attached additional page.
4. Number of pages attached: 1
- Date: JUN 03 2010
- Approved as conforming to court order:

WILLIAM S. HOCHMAN

(SIGNATURE OF ATTORNEY FOR OBLIGOR)

JUDICIAL OFFICER

Page 1 of 1



## Findings:

1) That as of 04-30-2010 Respondent owes child support arrears in the amount of \$57,949.64.

## ORDERS:

1) That commencing 06-01-2010 Respondent shall pay \$1,000.00 a month to liquidate the child support arrears.

//

//

//

ATTORNEY OR PARTY WITHOUT ATTORNEY OR GOVERNMENTAL AGENCY (Under Family Code, §§ 17400, 17406) (Name, state bar number, and address): KEITH C. PEPPER, DIRECTOR MARIN COUNTY DEPARTMENT OF CHILD SUPPORT SERVICES 88 ROWLAND WAY STE 200 NOVATO CA 94945-5049 0410176211-01 TELEPHONE NO.: (866) 801-3212 FAX NO.: (415) 473-4150 ATTORNEY FOR (Name): Under Family Code §§ 17400 & 17406		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN STREET ADDRESS: 3501 CIVIC CENTER DR, RM 113 MAILING ADDRESS: PO BOX 4988 CITY AND ZIP CODE: SAN RAFAEL 94913-4988 BRANCH NAME: SUPERIOR COURT		
PETITIONER/PLAINTIFF: BETH JACKSON RESPONDENT/DEFENDANT: EARL J. THOMPSON OTHER PARENT:		
<b>PROOF OF SERVICE BY MAIL</b>		CASE NUMBER: 158432

**NOTICE:** To serve temporary restraining orders you must use personal service (see form FL-330).

- I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.
- My residence or business address is: 88 ROWLAND WAY STE 200  
NOVATO CA 94945-5049
- I served a copy of the following documents (specify):  
Short Form Order After Hearing (5/13/2010)

by enclosing them in an envelope AND

- ☐ depositing the sealed envelope with the United States Postal Service with the postage fully prepaid.
- ☒ placing the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with the business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

- The envelope was addressed and mailed as follows:

- Name of person served: EARL J THOMPSON
- Address: 4684 OAK GLEN DR  
REDDING CA 96001-6130
- Date mailed: 06/14/2010
- Place of mailing (city and state): NOVATO, CA

- I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 06/14/2010

DOREEN D MCBIRNEY

(TYPE OR PRINT NAME)

(SIGNATURE OF PERSON COMPLETING THIS FORM)



DD2177623323

SW - 3627

012124

EJ-001



2009-0003771

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, address, State Bar number, and telephone number):

Recording requested by and return to:

Michael P. Dacquisto, Esq.  
SBN 84894  
1901 Court Street  
Redding, CA 96001

530/244-6007

☒ ATTORNEY FOR ☒ JUDGMENT CREDITOR ☐ ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHASTA

STREET ADDRESS: 1500 COURT STREET

MAILING ADDRESS: 1500 COURT STREET

CITY AND ZIP CODE: REDDING, CA 96001

BRANCH NAME:

Recorded REC FEE 11.00  
Official Records  
County of Shasta  
Leslie Morgan  
Assessor-Recorder

11:21AM 06-Feb-2009 ZL Page 1 of 2

FOR RECORDER'S USE ONLY

PLAINTIFF: SHARRAH DUNLAP SAYWER, INC.

DEFENDANT: CEDARS ROAD LLC, VIOLET PLAZA, LLC,  
E.J. THOMPSON

CASE NUMBER:

163996

**ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS** ☐ Amended

FOR COURT USE ONLY

1. The ☒ judgment creditor ☐ assignee of record applies for an abstract of judgment and represents the following:

a. Judgment debtor's

Name and last known address

CEDARS ROAD LLC

4684 OAK GLENN DRIVE

REDDING, CA 96001

ATTN: VALERY THOMPSON, AGENT

- b. Driver's license no. [last 4 digits] and state: ☒ Unknown  
c. Social security no. [last 4 digits]: ☒ Unknown  
d. Summons or notice of entry of sister-state judgment was personally served or mailed to (name and address): CEDARS ROAD LLC  
4684 OAK GLENN DRIVE, REDDING, CA 96001; ATTN: VALERY THOMPSON, AGENT

2. ☒ Information on additional judgment debtors is shown on page 2.

3. Judgment creditor (name and address):

SHARRAH DUNLAP SAWYER, INC.

6590 Lockheed Drive; Redding, CA 96002

Date: 1-29-09

MICHAEL P. DACQUISTO

(TYPE OR PRINT NAME)

4. ☐ Information on additional judgment creditors is shown on page 2.

5. ☐ Original abstract recorded in this county:

a. Date:

b. Instrument No.:

(SIGNATURE OF APPLICANT OR ATTORNEY)

6. Total amount of judgment as entered or last renewed:  
\$ 46,080.73

7. All judgment creditors and debtors are listed on this abstract.

8. a. Judgment entered on (date): 12-5-08

b. Renewal entered on (date):

9. ☐ This judgment is an installment judgment.

10. ☐ An ☐ execution lien ☐ attachment lien is endorsed on the judgment as follows:

a. Amount: \$

b. In favor of (name and address):

11. A stay of enforcement has

a. ☒ not been ordered by the court.

b. ☐ been ordered by the court effective until (date):

12. a. ☒ I certify that this is a true and correct abstract of the judgment entered in this action.

b. ☐ A certified copy of the judgment is attached.

Clerk, by , Deputy

(SEAL)

This abstract issued on (date):

6002 0 E NVF  
JAN 30 2009

PLAINTIFF: SHARRAH DUNLAP SAYWER, INC.	CASE NUMBER:
DEFENDANT: CEDARS ROAD LLC, VIOLET PLAZA, LLC, E.J. THOMPSON	163996

**NAMES AND ADDRESSES OF ADDITIONAL JUDGMENT CREDITORS:**

13. Judgment creditor (name and address):

14. Judgment creditor (name and address):

15. ☐ Continued on Attachment 15.

**INFORMATION ON ADDITIONAL JUDGMENT DEBTORS:**

16. Name and last known address

VIOLET PLAZA LLC  
4684 OAK GLENN DRIVE  
REDDING, CA 96001  
ATTN: VALERY THOMPSON, AGENT

Driver's license no. [last 4 digits]  
and state:

☒ Unknown

Social security no. [last 4 digits]:

☒ Unknown

Summons was personally served at or mailed to (address):

4684 OAK GLENN DRIVE  
REDDING, CA 96001

17. Name and last known address

E.J. THOMPSON  
4684 OAK GLENN DRIVE  
REDDING, CA 96001

Driver's license no. [last 4 digits]  
and state:

☒ Unknown

Social security no. [last 4 digits]:

☒ Unknown

Summons was personally served at or mailed to (address):

4684 OAK GLENN DRIVE  
REDDING, CA 96001

18. Name and last known address

Driver's license no. [last 4 digits]  
and state:

☐ Unknown

Social security no. [last 4 digits]:

☐ Unknown

Summons was personally served at or mailed to (address):

19. Name and last known address

Driver's license no. [last 4 digits]  
and state:

☐ Unknown

Social security no. [last 4 digits]:

☐ Unknown

Summons was personally served at or mailed to (address):

20. ☐ Continued on Attachment 20.

2006-0054500

EJ-001

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, address, State Bar number, and telephone number).  
Recording requested by and return to:

Susan S. Hinz, Attorney at Law SBN: 99013  
Law Offices of Susan S. Hinz  
1616 West Street  
Redding, California 96001  
530-224-2020

☒ ATTORNEY FOR ☒ JUDGMENT CREDITOR ☐ ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Shasta

STREET ADDRESS: 1500 Court Street

MAILING ADDRESS: 1500 Court Street

CITY AND ZIP CODE: Redding, California 96001

BRANCH NAME: Redding Branch

PLAINTIFF: VESTRA Resources, Inc.

DEFENDANT: E. J. Thompson, et al.

Recorded | REC FEE 10.00  
Official Records |  
County of | CONFORMED COPY 0.00  
Shasta | INVOLUNTARY LIEN 9.00  
Cris Andrews  
Assessor-Recorder

04:21PM 26-Oct-2006 | ZL Page 1 of 2



**ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS** ☐ Amended

CASE NUMBER:

157941

FOR COURT USE ONLY

1. The ☒ judgment creditor ☐ assignee of record applies for an abstract of judgment and represents the following:

a. Judgment debtor's

Name and last known address

E. J. Thompson  
3965 Cheryl Drive  
Redding, California 96002

b. Driver's license No. and state: A9194267 California

c. Social security No.: 4157

d. Summons or notice of entry of sister-state judgment was personally served or mailed to (name and address):

☐ Unknown

☐ Unknown

2. ☒ Information on additional judgment debtors is shown on page 2.

3. Judgment creditor (name and address):

VESTRA Resources, Inc.

962 Maraglia Street, Redding, CA 96002

Date: October 25, 2006

Susan S. Hinz, Attorney at Law

(TYPE OR PRINT NAME)

4. ☐ Information on additional judgment creditors is shown on page 2.

5. ☐ Original abstract recorded in this county:

a. Date:

b. Instrument No.:

(SIGNATURE OF APPLICANT OR ATTORNEY)

6. Total amount of judgment as entered or last renewed:  
\$ 80,066.61

7. All judgment creditors and debtors are listed on this abstract.

8. a. Judgment entered on (date): 9/25/2006

b. Renewal entered on (date):

9. ☐ This judgment is an installment judgment.

10. ☐ An ☐ execution lien ☐ attachment lien is endorsed on the judgment as follows:

a. Amount: \$

b. In favor of (name and address):

11. A stay of enforcement has

a. ☒ not been ordered by the court.

b. ☐ been ordered by the court effective until

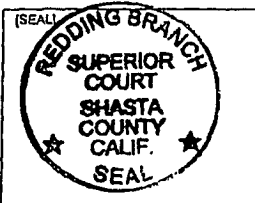
(date):

12. a. ☒ I certify that this is a true and correct abstract of the judgment entered in this action.

b. ☐ A certified copy of the judgment is attached.

S. NULL, Clerk of the Court

Clerk, by Deputy



This abstract issued on (date):

OCT 26 2006

Form Adopted for Mandatory Use  
Judicial Council of California  
EJ-001 [Rev. January 1, 2006]

**ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS**

Page 1 of 2  
Code of Civil Procedure, §§ 408.460,  
674, 700.190

American LegalNet, Inc.  
www.USCourtForms.com

35068



PLAINTIFF: VESTRA Resources, Inc.	CASE NUMBER:
DEFENDANT: E. J. Thompson, et al.	157941

**NAMES AND ADDRESSES OF ADDITIONAL JUDGMENT CREDITORS:**

13. Judgment creditor (name and address):

14. Judgment creditor (name and address):

15. ☐ Continued on Attachment 15.

**INFORMATION ON ADDITIONAL JUDGMENT DEBTORS:**

16. Name and last known address

Mid State Properties  
3965 Cheryl Drive  
Redding, California 96002

Driver's license No. & state: ☐ Unknown  
Social security No.: ☐ Unknown  
Summons was personally served at or mailed to (address):

17. Name and last known address

MIDSTATE Properties, Inc., a Nevada  
Corporation No. C2801638, Valery Thompson,  
3965 Cheryl Drive, Redding, CA 96002

Driver's license No. & state: ☐ Unknown  
Social security No.: ☐ Unknown  
Summons was personally served at or mailed to (address):

18. Name and last known address

Driver's license No. & state: ☐ Unknown  
Social security No.: ☐ Unknown  
Summons was personally served at or mailed to (address):

19. Name and last known address

Driver's license No. & state: ☐ Unknown  
Social security No.: ☐ Unknown  
Summons was personally served at or mailed to (address):

20. Name and last known address

Driver's license No. & state: ☐ Unknown  
Social security No.: ☐ Unknown  
Summons was personally served at or mailed to (address):

21. Name and last known address

Driver's license No. & state: ☐ Unknown  
Social security No.: ☐ Unknown  
Summons was personally served at or mailed to (address):

22. ☐ Continued on Attachment 22.

Recording Requested By:  
STATE OF CALIFORNIA  
FRANCHISE TAX BOARD

When Recorded Mail To:

LIEN DESK  
PO BOX 2952  
SACRAMENTO, CA 95812-2952

97-000100

Rec Fee .00  
Check .00

Recorded  
Official Records  
County of  
MARIN  
JOAN C THAYER  
Recorder  
3:35am 2 Jan-97

AB 1



# NOTICE OF STATE TAX LIEN

FILED WITH: COUNTY OF MARIN

CERTIFICATE NUMBER: 96362-000000

The Franchise Tax Board of the State of California hereby certifies that the following named taxpayer(s) is liable under Parts 10 or 11 of Division 2 of the Revenue and Taxation Code to the State of California for amounts due and required to be paid by said taxpayer as follows:

Name of Taxpayer: EARL J THOMPSON

FTB Account Number: 4158

Social Security Number: -4158

Last Known Address: PO BOX 2210, SUSANVILLE, CA 96130

For Taxable Years: 1994

TAX	PENALTY	INTEREST	COLLECTION COSTS	PAYMENTS AND ADJUSTMENTS	* TOTAL
3,012.00	1,506.00	642.27	82.00	0.00	5,242.27

That further interest and fees will accrue at the rate prescribed by law until paid; that the Franchise Tax Board of the State of California complied with all of the provisions of Parts 10 or 11 of Division 2 of the Revenue and Taxation Code of the State of California in computing, levying, determining and assessing the tax; that said amounts are due and payable and have not been paid. The lien attaches to all property and rights to such property now owned or later acquired by the taxpayer.

IN WITNESS WHEREOF the Franchise Tax Board of the State of California has duly authorized the undersigned to execute this Notice in its name.

Dated: 12/27/96  
COLLECTION BUREAU  
Telephone Number: (916) 845-4350

By:

\* Additional interest is accruing at the rate prescribed by law.

FTB279N MEO Rev 1/94

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

JUN 27 2013

DEPUTY

35054

95-030308

Rec Fee .00  
Total .00

Recording Requested By State of California Employment Development Department (916) 464-2664
When recorded mail to: STATE OF CALIFORNIA EMPLOYMENT DEVELOPMENT DEPARTMENT CENTRAL COLLECTION DIVISION, MIC 92 P.O. BOX 826880 SACRAMENTO, CALIFORNIA 94280-0001

Recorded  
Official Records  
County of  
MARIN  
JOAN C THAYER  
Recorder  
9:50am 3-Jul-95

AB 1

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7171 of the Government Code)

EARL JAMES THOMPSON  
E JAMES CONSTRUCTION

-4158

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

2077 JACKSON STREET  
SAN RAFAEL CA 94109

Account No. 375 6253 5 County MARIN Certificate No. W951723058

TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL
07/01/90 THRU 03/31/93	71,096.16	93,603.62	31,677.78	196,377.56

Interest calculated through 06/21/95

The Director of the Employment Development Department hereby certifies the above is liable to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVENAMED.

Date 06/21/95  
At Sacramento, California



The Director of the Employment Development Department has complied with all provisions of the Unemployment Insurance Code in the computation and levy of the amount assessed and has caused this notice of lien to be issued by a duly authorized representative.

by

Authorized Representative

This document is produced on a laser printer.

DE 2181 Rev. 10 (10-91) State of California / Employment Development Department

## MARIN COUNTY OFFICIAL RECORDS

Recording Requested By  
State of California  
Employment Development Department  
(916) 454-2888

When recorded mail to:  
STATE OF CALIFORNIA  
EMPLOYMENT DEVELOPMENT DEPARTMENT  
CENTRAL COLLECTION DIVISION, MIC 92  
P.O. BOX 826880  
SACRAMENTO, CALIFORNIA 94280-0001

95-010068

Recorded  
Official Records  
County of  
MARIN  
JOAN C THAYER  
Recorder  
8:55am 2-Mar-95

Rec Fee .00  
Total .00

CL 1

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7171 of the Government Code)

EARL JAMES THOMPSON  
E JAMES CONSTRUCTION

-4158

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

2077 JACKSON STREET  
SAN RAFAEL CA 94109

Account No. 375 6253 5 County MARIN Certificate No. W950483050

TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL
10/01/93 THRU 06/30/94	330.00	91.00	11.57	432.57

Interest calculated through 02/17/95

The Director of the Employment Development Department hereby certifies the above is liable to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVE NAMED.

Date 02/17/95  
At Sacramento, California



The Director of the Employment Development Department has complied with all provisions of the Unemployment Insurance Code in the computation and levy of the amount assessed and has caused this notice of lien to be issued by a duly authorized representative.

By

DBT  
Authorized Representative

This document is produced on a laser printer.

DE 2181 Rev. 10 (10-91) State of California / Employment Development Department

35056

## MARIN COUNTY OFFICIAL RECORDS

94-085463

Rec Fee	1.00
Total	1.00

Recording Requested By  
State of California  
Employment Development Department  
(916) 464-2888

When recorded mail to  
STATE OF CALIFORNIA  
EMPLOYMENT DEVELOPMENT DEPARTMENT  
CENTRAL COLLECTION DIVISION, MIC 92  
P.O. BOX 826480  
SACRAMENTO, CALIFORNIA 94280-0001

Recorded  
Official Records  
County of  
MARIN

JAMES DAL BUN  
Recorder  
1:25pm 10 Dec 94

AB

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7171 of the Government Code)

EARL JAMES THOMPSON  
E JAMES CONSTRUCTION

-4158

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

JUN 27 2009

2077 JACKSON STREET  
SAN RAFAEL CA 94109

Account No. 375 6253 5 County MARIN Certificate No. W943403068

TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL
07/01/93 THRU 03/31/94	9,246.93	2,867.07	683.58	12,797.58

Interest calculated through 12/06/94

The Director of the Employment Development Department hereby certifies the above is liable to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVE NAMED.

Date 12/06/94  
At Sacramento, California



The Director of the Employment Development Department has complied with all provisions of the Unemployment Insurance Code in the computation and levy of the amount assessed and has caused this notice of lien to be issued by a duly authorized representative.

By

Authorized Representative

This document is produced on a laser printer.

DE 2181 Rev. 10 (10-91) State of California / Employment Development Department

35057

Recording Requested By State of California Employment Development Department (415) 472-5651
When recorded mail to: STATE OF CALIFORNIA EMPLOYMENT DEVELOPMENT DEPARTMENT CENTRAL COLLECTION DIVISION, MIC 92 P.O. BOX 826880 SACRAMENTO, CALIFORNIA 94280-0001

94-027268

Recorded  
Official Records  
County of  
MARIN  
JAMES DAL BON  
Recorder  
12:00pm 31-Mar-94

Rec Fee .00  
Total .00

GP 1

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7171 of the Government Code)

EARL JAMES THOMPSON  
E JAMES CONSTRUCTION

-4158

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

JUN 27 2019

DEPUTY

PO BOX 9823  
SAN RAFAEL CA 94912-9823

Account No. 375 6253 5 County MARIN

Certificate No. W940753052

TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL
10/01/92 THRU 09/30/93	7,211.61	2,329.03	540.77	10,081.41

Interest calculated through 03/16/94

The Director of the Employment Development Department hereby certifies the above is liable to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVE NAMED.

Date 03/16/94  
At Sacramento, California



The Director of the Employment Development Department has complied with all provisions of the Unemployment Insurance Code in the computation and levy of the amount assessed and has caused this notice of lien to be issued by a duly authorized representative.

By

Authorized Representative

This document is produced on a laser printer.

DE 2181 Rev. 10 (10-91) State of California / Employment Development Department

Recording Requested By:

STATE OF CALIFORNIA  
FRANCHISE TAX BOARD

93-063386

Total

.00

When Recorded Mail To:

LIEN DESK  
PO BOX 2952  
SACRAMENTO, CA 95812-2952Recorded  
Official Records  
County of  
MARIN  
JAMES DAL BON  
Recorder  
10:45am 6-Aug-93

KS 1



## NOTICE OF STATE TAX LIEN

FILED WITH: COUNTY OF MARIN

CERTIFICATE NUMBER: 93187-000038

The Franchise Tax Board of the State of California hereby certifies that the following named taxpayer(s) is liable under Parts 10 or 11 of Division 2 of the Revenue and Taxation Code to the State of California for amounts due and required to be paid by said taxpayer as follows:

Name of Taxpayer: EARL J THOMPSON

FTB Account Number: 4158THOM

Social Security Number: -4158(H)

Last Known Address: P O BX 9823

SAN RAFAEL CA 94912

For Taxable Years: 1990,91

TAX	PENALTY	INTEREST	COLLECTION COSTS	PAYMENTS	TOTAL
6,063.00	3,031.50	1,312.70	148.00	0.00	10,555.20

That further interest will accrue at the rate prescribed by law until paid, that the Franchise Tax Board of the State of California complied with all of the provisions of Parts 10 or 11 of Division 2 of the Revenue and Taxation Code of the State of California in computing, levying, determining and assessing the tax, that said amounts are due and payable and have not been paid. The lien attaches to all property and rights to such property now owned or later acquired by the taxpayer.

IN WITNESS WHEREOF the Franchise Tax Board of the State of California has duly authorized the undersigned to execute this Notice in its name.

By

Dated 07/06/93

COLLECTION BUREAU

Telephone Number (916) 369-4350

\* Additional interest is accruing at the rate prescribed by law

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

JUN 27 2019

BY

DEPUTY

Recording Requested By  
State of California  
Employment Development Department  
(415) 472-5651

When recorded mail to  
STATE OF CALIFORNIA  
EMPLOYMENT DEVELOPMENT DEPARTMENT  
CENTRAL COLLECTION DIVISION, MIC 92  
P.O. BOX 826880  
SACRAMENTO, CALIFORNIA 94280-0001

93-055072

Recorded  
Official Records  
County of  
MARIN  
JAMES DAL BON  
Recorder  
1:20pm 12-Jul-93

Rec Fee .00  
Total .00

CL 1

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7171 of the Government Code)

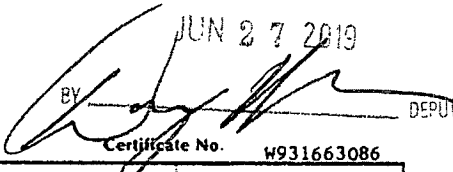
EARL JAMES THOMPSON  
E JAMES CONSTRUCTION

-4158

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

PO BOX 9823  
SAN RAFAEL CA 94912-9823

Account No. 375 6253 5 County MARIN

BY  DEPUTY  
Certificate No. W931663086

TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL
01/01/92 THRU 12/31/92	6,877.62	2,234.25	640.25	9,752.12

Interest calculated through 06/15/93

The Director of the Employment Development Department hereby certifies the above is liable to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVE NAMED.

Date 06/15/93  
At Sacramento, California



The Director of the Employment Development Department has complied with all provisions of the Unemployment Insurance Code in the computation and levy of the amount assessed and has caused this notice of lien to be issued by a duly authorized representative

By

  
Authorized Representative

This document is produced on a laser printer.

DE 2181 Rev. 10 (11-91) State of California / Employment Development Department



## MARIN COUNTY OFFICIAL RECORDS

Recording Requested By State of California Employment Development Department (415) 472-5651
When recorded mail to: STATE OF CALIFORNIA EMPLOYMENT DEVELOPMENT DEPARTMENT CENTRAL COLLECTION DIVISION, MIC 92 P.O. BOX 826880 SACRAMENTO, CALIFORNIA 94280-0001

93-024272

Recorded  
Official Records  
County of  
MARIN  
JAMES DAL BON  
Recorder  
12:15pm 24-Mar-93

Rec Fee .00  
Total .00

CL 1

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7121 of the Government Code)

EARL JAMES THOMPSON  
E JAMES CONSTRUCTION

-4158

P O BX 9823  
SAN RAFAEL CA 94912

Account No. 375 6253 5 County MARIN Certificate No. W930703018

TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL
10/01/91 THRU 06/30/92	300.00	89.00	11.46	400.46

Interest calculated through 03/11/93

The Director of the Employment Development Department hereby certifies the above is liable to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVE NAMED.

Date 03/11/93  
At Sacramento, California



The Director of the Employment Development Department has complied with all provisions of the Unemployment Insurance Code in the computation and levy of the amount assessed and has caused this notice of lien to be issued by a duly authorized representative

By

*D. Wilkerson*  
Authorized Representative

This document is produced on a laser printer.

DE 2181 Rev 10 (10-91) State of California / Employment Development Department

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
OF THE MARIN COUNTY RECORDER  
DATE ISSUED

JUN 27 2019

DEPUTY

35061

Recording Requested By State of California Employment Development Department (415) 472-5651
Where record is to be filed STATE OF CALIFORNIA EMPLOYMENT DEVELOPMENT DEPARTMENT CENTRAL COLLECTION DIVISION, MIC 92 P.O. BOX 826880 SACRAMENTO, CALIFORNIA 94280-0001

92-102716

Recorded  
 Official Records  
 County of  
 MARIN  
 JAMES DAI RON  
 Recorder  
 11:55am 23-Dec-92

Rec. Fee  
 Total

1.00  
 1.00

## NOTICE OF STATE TAX LIEN

(Filed pursuant to Section 7171 of the Government Code)

EARL JAMES THOMPSON  
 E JAMES CONSTRUCTION

-4158

P O BX 9823  
 SAN RAFAEL CA 94912

Account No.	375 6253 5	County	MARIN	Certificate No.	W023463059
TAX PERIOD	TAX	PENALTY	INTEREST	TOTAL	
07/01/91 THRU 03/31/92	2,489.45	1,038.52	302.44	3,830.41	

Interest calculated through 12/11/92

The Director of the Employment Development Department hereby certifies the above is due to the State of California for amounts due and required to be paid as determined under the provisions of the Unemployment Insurance Code, the Revenue and Taxation Code, or both.

THE AMOUNT OF DELINQUENCY ABOVE SET FORTH SHALL BE A LIEN UPON ALL REAL OR PERSONAL PROPERTY AND RIGHTS TO SUCH PROPERTY, INCLUDING ALL AFTER-ACQUIRED PROPERTY AND RIGHTS TO PROPERTY BELONGING TO THE ABOVE NAMED.

12/11/92

A. Sacramento 12/11/92



*D. Wilkins*  
 Deputy Registrar

THIS IS CERTIFIED TO BE A TRUE COPY OF THE RECORDS  
 OF THE MARIN COUNTY RECORDER  
 DATE ISSUED

JUN 27 2014

BY

DEPUTY

# Exhibit E



# Exhibit F

REDDING  
DEPARTMENT 10  
BURNLEY ☐

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SHASTA

NOTICE/SENTENCE/COMMITMENT/JUDGMENT/RELEASE FORM

PEOPLE vs. Thompson, Earl

CASE 1. 09M2671

CHARGES: 1. LC 3700.5 2. VC 21453(a) 3. \_\_\_\_\_ 4. \_\_\_\_\_

CASE 2. 09T14969

YOU ARE ORDERED TO APPEAR ON: \_\_\_\_\_

TIME: \_\_\_\_\_

DEPT. \_\_\_\_\_

CASE 3. \_\_\_\_\_

CASE 4. \_\_\_\_\_

DATE: 08/10/09

JUDGE: Bigsby

WORK PROGRAM/CONVERSION:

☐ Report to the Probation Department within 48 hours at 1525 Court Street (first floor), Redding for \_\_\_\_\_ days work program.

You will be required to pay a work program/conversion fee through Court Collections.

☐ Report to Burney Branch Court, 20509 Shasta Street, Burney for \_\_\_\_\_ days work program and sign up by \_\_\_\_\_.

Note: Failure to sign up or failure to complete work program by the assigned date may result in the issuance of a bench warrant.

CUSTODIAL STATUS:

Remanded to custody. Bail: 1. \$ \_\_\_\_\_ 2. \$ \_\_\_\_\_ 3. \$ \_\_\_\_\_ 4. \$ \_\_\_\_\_

Defendant released-sentenced. ☐ Released on O.R. ☐ Bail Remains: \_\_\_\_\_ ☐ Bail Increased \_\_\_\_\_ ☐ Bail Reduced \_\_\_\_\_

BEING RELEASED ON OWN RECOGNIZANCE, DEFENDANT AGREES THAT: (A) She/he will appear at all times and places as ordered by the Court, or magistrate releasing her/him, and as ordered by any Court in which, or any magistrate before whom the charge is subsequently pending. (B) If she/he fails to so appear and is apprehended outside the State of California, he/she waives extradition. (C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return her/him to custody or require that she/he give bail or other assurance of his/her appearance as provided in Part 2, Title 10 of the Penal Code. (D) FAILURE TO APPEAR CONSTITUTES A SEPARATE AND NEW MISDEMEANOR/FELONY. PUNISHABLE FOR A FELONY BY \$10,000 FINE AND/OR IMPRISONMENT IN THE STATE PRISON OR IN THE COUNTY JAIL, FOR NOT MORE THAN ONE YEAR OR BOTH; FOR A MISDEMEANOR BY \$1,000 FINE AND/OR ONE YEAR IN JAIL. (E) The defendant promises not to depart this State without permission of the Court. By signing below, I acknowledge that I have been informed of and understand the penalties and consequences of a violation of the conditions of my release. 1. Obey all laws. 2. Appear on all court dates. 3. Stay in contact with your attorney. 4. Have no contact with victim(s). Other orders \_\_\_\_\_

SENTENCE: 1. 360<sup>00</sup> 2. 605<sup>00</sup> 3. \_\_\_\_\_ 4. \_\_\_\_\_

Pay fine of \$ 965<sup>00</sup> + \$35.00 collection fee by \_\_\_\_\_ or \$ \_\_\_\_\_ with proof of correction by \_\_\_\_\_.

Pay \$ \_\_\_\_\_ monthly beginning \_\_\_\_\_ until account paid in full.

Amount to be added to A/R No. \_\_\_\_\_ Current Balance \$ \_\_\_\_\_

☐ Report to CCD, 1500 Court Street, Room 219, by \_\_\_\_\_ to set up a payment plan.

☐ Return Statement of Assets to Room 219 by \_\_\_\_\_.

Failure to do so may result in increased bail and/or warrant being issued for your arrest.

JAIL/SENTENCE: 1. \_\_\_\_\_ days 2. \_\_\_\_\_ days 3. \_\_\_\_\_ days 4. \_\_\_\_\_ days

☐ Sentence to be served consecutively/concurrently \_\_\_\_\_.

☐ Defendant sentenced to State Prison/CRC for \_\_\_\_\_.

☐ Credit for time already served: Actual \_\_\_\_\_ + Conduct \_\_\_\_\_ = Total \_\_\_\_\_.

☐ Further orders: \_\_\_\_\_

PLUS FEES BELOW:

Rest. Fine: \$ 110

Booking Fee: \$ \_\_\_\_\_

Div./Dom./Lab: \$ \_\_\_\_\_

Bad Check Fee: \$ \_\_\_\_\_

Victim Rest.: 1 \$ Reserved

Security Fee: \$ 30

Attorney Fees: \$ \_\_\_\_\_

Other CCM: \$ 30

Total fees/fines: \$ 1170<sup>00</sup>

02 \$ 1135<sup>00</sup> if PIF by 8/10

☐ Report to the SHERIFF'S WORK RELEASE FACILITY, 4560 Veterans Lane, Redding. ★SEE REVERSE

Date: 8/24/09

Street Address: 4684 Oak Glen Dr

Mailing Address: same

City: Redding State: Ca Zip: 96001

Employer: SELF

Employer Address: same

Signature: [Signature]

Telephone Number: 530-243-8345

Work Number: same

Date of Birth: 4/11/63

CDL No. or I.D. No.: A9194267

Social Security No.: 020-4158

I certify the foregoing is a true copy of the judgment rendered on the above date by the above-named judge.

By: [Signature]

35088

TO THE SHERIFF: The foregoing certified copy of judgment in the above-entitled action is your authority for the execution.

# JUDGMENT/SENTENCE

- ☒ Defendant placed on conditional, revocable community release for period of 36 months on the following terms:
- ☐ Defendant placed on \_\_\_\_\_ months formal probation / Prop. 36 probation on the following terms:
- ☒ Obey all laws.
- ☐ Serve \_\_\_\_\_ days/hours jail with credit for time served ☐ concurrent with ☐ consecutive to any other sentence \_\_\_\_\_
- ☐ Report to Sheriff's Work Release Facility ☐ forthwith ☐ today ☐ within 48 hours ☐ by \_\_\_\_\_
- ☐ Report to an alcohol treatment program to attend and complete the ☐ 3-Month ☐ 6-Month ☐ 9-Month ☐ 18-Month or a ☐ 12 hour Education Program. You must comply with all terms and conditions imposed and successfully complete said program.
- ☐ Driving restricted/suspended/revoked for \_\_\_\_\_ months ☐ To and from treatment program ☐ In the necessary course of employment and to and from work; ☐ Defendant advised of VC 13202.5 (or .6) suspension ☐ Comply with any license restriction, suspension, or revocation imposed by DMV. If these terms conflict with an order of Dept. of Motor Vehicles, the DMV order controls.
- ☐ Court finds compelling reasons exist not to suspend driver's license based on ☐ medical necessity ☐ employment ☐ school
- ☒ Pay fine of \$ 360.00 or ☐ fine stayed w/successful probation on \_\_\_\_\_ count(s)
- ☒ Restitution fine of \$100.00 + (\$100.00 stayed w/successful probation) ☒ 10% Admin. fee of \$10.00
- ☒ Court Security fee of \$20.00 x \_\_\_\_\_ (per convicted charge) ☐ DUI Admin. Fee of \$24.00
- ☒ Misd./Felony Criminal Conviction fee of \$30.00 x \_\_\_\_\_ (per convicted charge) ☐ Pay \$36.00 per PC 1202.5
- ☐ Infraction Criminal Conviction fee of \$35.00 x \_\_\_\_\_ (per convicted charge) ☐ Pay \$15.00 per FG 12021 secret witness fee
- ☐ Booking fees of \$128.00 ☐ Domestic Violence fee of \$400.00
- ☐ Cost of Probation at \$25.00 per month of probation term ☐ Crime Lab fine of \$180.00
- ☐ Pay fine of \$ \_\_\_\_\_ or \$ \_\_\_\_\_ with proof of correction on count(s) \_\_\_\_\_ by \_\_\_\_\_
- ☐ Complete \_\_\_\_\_ days/hours community service.
- ☐ Pay victim restitution of \$ \_\_\_\_\_ to \_\_\_\_\_ as directed by CCD ☐ plus 10% Admin Fee.
- ☒ Court reserves jurisdiction over victim restitution.
- ☐ Submit person, property, vehicle, and residence, at any time, with or without probable cause, by any peace officer to warrantless search for ☐ firearms/weapons, ☐ alcohol, ☐ drugs, ☐ drug paraphernalia, ☐ stolen goods, and/or \_\_\_\_\_ (other).
- ☐ Do not possess, consume, or use ☐ firearms (for 10 years)/weapons, ☐ alcohol, ☐ drug paraphernalia, ☐ illicit drugs, except as prescribed by a physician. Report any prescription immediately to the Probation Department if on formal probation.
- ☐ Do not drive with any measurable amount of alcohol in your system.
- ☐ Do not enter places where alcohol is primarily sold.
- ☐ Submit to chemical testing at request of any Peace Officer for the use of alcohol/drugs.
- ☐ Do not possess a checking account, credit card, charge account, or blank checks.
- ☐ Defendant shall not have contact with/stay away from/or go on the property of: \_\_\_\_\_
- ☐ except to effect custody or visitation pursuant to any formal court orders. ☐ Obey all Superior Court orders in effect.
- ☐ Do not annoy or harass: \_\_\_\_\_
- ☐ Do not use force or violence or threaten to harm: \_\_\_\_\_
- ☐ Attend and complete ☐ 1 year Batterer's Program ☐ 16-week Anger Management ☐ 52-wk Parenting Program
- ☐ 16-wk Parenting Program ☐ \_\_\_\_\_ AA Meetings
- ☐ Attend and complete all programs ordered by Probation and pay all program fees.
- ☐ Conform to the general conditions of probation set forth on the written form provided by the Probation Department.
- ☐ Do not be in the company of any child under fourteen (14) years of age unless accompanied by a responsible adult.
- ☐ Register within 48 hours with the appropriate law enforcement agency pursuant to: ☐ H&S §11590 ☐ PC §290 ☐ PC §457.1
- ☐ Report to Probation by: ☐ immediately ☐ upon release from custody ☐ by \_\_\_\_\_
- ☐ Attend and complete VIP ☐ Successfully complete residential program approved by Probation for ☐ alcohol ☐ drugs
- ☐ Referred to IDP and report to Probation & Shasta Co. Alcohol and Drug ☐ immediately ☐ upon release from custody
- ☐ Surrender all firearms as required by law. ☐ Defendant given DOJ notice form pursuant to PC 12021(d)(2).
- ☐ Defendant advised a subsequent theft offense can be filed as a felony.
- ☐ I.I.D. imposed for \_\_\_\_\_ years. ☐ Defendant shall not operate nor own a vehicle not equipped with an IID.
- ☐ Court determines the defendant is indigent and has no present ability to pay all or part of the costs of court-appointed counsel.
- ☐ Court determines the defendant has the present ability to pay reasonable costs of court-appointed counsel and orders that said defendant pay to the County of Shasta, through the Court Collections Division, the sum of \$ \_\_\_\_\_

Other Orders:

Do Not operate w/out Contractor's license

I have received a copy of this order. I agree to obey the terms and conditions of this order. I understand that if I violate any of the terms or conditions I could be sent to jail for the maximum term(s) for the offense(s) of which I have been convicted.

Date: 08/10/09

Defendant's Printed Name: Earl Thompson

Case No.: 09M2671

Defendant's Signature: [Signature]

**MISDEMEANOR DOCKET / MINUTES**

DEFENDANT: THOMPSON, EARL DEPT: 10 DATE: 08/10/09 TIME: 11:00 AM  
ADDRESS: 3965 CHERYL DR REDDING, CA 96002 DOB: 04/11/63  
JC: SETTLEMENT CONF PROB: DEFENSE ATTORNEY: NOT ON RECORD  
JSTODIAL STATUS: 001 LC 3700.5 002 BP 7028 DEN: A9194267

**PROCEEDINGS****BAIL NONE**

JUDGE: BIGELOW, MOLLY CSR: CLERK: E. Benson  
CONTINUANCES: TRIAL CONFIRMED: defendant ordered to appear in Dept 2 @ 10:00 a.m. this date Trial Est \_\_\_\_\_ days  
CSC: 1:29 p.m. DEJ/DA Prob. 1:30 p.m. POE Time Waivers  
8:15 a.m. TRC/TCC FUA ☐ GTW ☐ NTW  
9:00 a.m. JT/PVP/TCC FUA ☐ LTW to  
10:30 a.m. Motion FUR  
DUI Program ☐ IID or Declaration of Non-Ownership ☐ VIP Program ☐ Anger Mgmt/Parenting/Batterer's/Child Abuse Program  
Completion to clerk by: Installation/signing declaration to clerk by: Completion to clerk by: Completion/Enrollment to clerk by:

DATE(S) REMAIN ☐ DEFENDANT ORDERED PRESENT ON ABOVE DATES AND TIMES ☐ VACATE DATE WITH POE/POC by \_\_\_\_\_

**APPEARANCES:**

Defendant present ☐ IN CUST ☐ Defendant not present ☐ without attorney ☒ with/by attorney Harvey ☒ 977 PC  
District Attorney K. Johnson

Finding pursuant to CRC 984.2(e)(2) ☐ Interpreter \_\_\_\_\_ ☐ Sworn ☐ Language \_\_\_\_\_

On motion of DA ☐ PC 1320(A) ☐ PC 853.7 ☐ PC 1203.2(a) ☐ PC 166(a)(4) ☐ PC 979 added for FTA ☐ Warrant ordered. Bail \$ \_\_\_\_\_

Bail forfeited ☐ Bail forfeiture set aside ☐ Bail bond reinstated upon payment of fees ☐ Exonerate bail bond

OR revoked ☐ Leave warrant active ☐ No cite & release ☐ No OR

COFF OF: ☐ Anger Management/ Parenting Class/Batterer's Program ☐ IID Installed ☐ IID Declaration of Non-Ownership ☐ DUI Program ☐ VIP

ARRAIGNMENT: ☐ Defendant is arraigned; answers true name as charged; states he/she read and understands Statement of Rights; Defendant/Attorney  
has copy of complaint/petition. ☐ Arraignment & advisement of Constitutional rights waived ☐ The reading of fine/fee breakdown is waived.

Defendant advised of allegations contained in petition for revocation of probation on \_\_\_\_\_

Protective order signed and served on defendant.

Defendant ☐ released on O.R. ☐ to remain free on bail ☐ remanded ☐ on Parole hold ☐ Bail remains ☐ Bail set \$ \_\_\_\_\_

Conditions of release: ☐ Obey all laws. ☐ No contact with \_\_\_\_\_ ☐ Do not possess or consume alcohol, be in a

place where it is primarily sold ☐ Submit person, property, vehicle, and residence, with or without probable cause, by any peace officer to a warrantless search

alcohol ☐ Submit to chemical testing at request of any peace officer for the use of alcohol ☐ Other \_\_\_\_\_

Victim present and requests contact with defendant ☐ Stay away order lifted ☐ Do not harass, annoy, threaten, or use force or violence on the victim

The Court found the defendant understood his/her right to an attorney and the appointment of an attorney if unable to obtain his/her own and knowingly and

voluntarily waived the same ☐ Defendant is advised of pitfalls and dangers of representing himself. Written waiver is signed and filed. (Faretta)

Public Defender appointed \_\_\_\_\_ present. PD declares conflict/relieved. ☐ Conflict Counsel appointed \_\_\_\_\_

PLEA OF NOT GUILTY: ☐ Defendant pleads NOT GUILTY/DENIAL ENTERED \_\_\_\_\_ ☐ Prior convictions denied

Defendant demands jury trial ☐ Defendant understands and waives right to jury trial ☐ right to a speedy trial within 30-45 days

PLEA OF GUILTY/CHANGE OF PLEA: ☐ Trial vacated ☐ Other dates vacated

On motion of District Attorney, complaint amended to add ☐ FTA ☐ SPECIAL ALLEGATION ☐ COUNT \_\_\_\_\_, a violation of \_\_\_\_\_

On motion of District Attorney, complaint amended to allege violation of \_\_\_\_\_ in place of \_\_\_\_\_

Defendant requests, and is granted, permission to withdraw NOT GUILTY plea and/or pleads ☐ Guilty ☒ Nolo Contendere to COUNT \_\_\_\_\_

Defendant admits \_\_\_\_\_ prior convictions \_\_\_\_\_ special allegations \_\_\_\_\_ enhancements ☐ BAC

Harvey Waiver on COUNT(S)/CASE \_\_\_\_\_ ☐ Marsden Hearing held ☐ Denied ☐ Granted

On motion of DA, Court orders COUNT(S) / CASE / BALANCE / VOP(s) \_\_\_\_\_ dismissed.

Defendant advised of, understood and knowingly, and voluntarily waived all the following rights: His privilege against self-incrimination, the right to jury

trial/hearing, and the right to confrontation and cross-examination of the witnesses against him. ☐ Right to an attorney ☐ Defendant advised & understands if

he is an alien, this plea could cause deportation, denial of naturalization or future admission to the United States. ☐ The Court determined that the

defendant has been advised of and understands the possible range of penalties and other consequences of the plea and/or plea with priors, and agrees there is a

factual basis for the plea. ☐ Attorney concurs ☐ Written Plea of Guilty/No Contest and waiver of constitutional rights signed and accepted

Defendant admits violation of probation filed on \_\_\_\_\_ ☐ Defendant admits ☐ WPF ☐ FTP

Probation revoked and reinstated, same terms and conditions plus serve \_\_\_\_\_ days jail consecutive to any others for Violation of Probation.

Report to the Shasta County Jail within 7 days or by \_\_\_\_\_ ☐ Probation revoked and terminated ☐ Probation extended to \_\_\_\_\_

\$100.00 previously stayed is imposed.

REFERRED ENTRY OF JUDGMENT: ☐ Defendant advised eligible for DEJ. ☐ Defendant requests DEJ on COUNT(s) \_\_\_\_\_ defendant waives time

is ordered to obey all laws, pay \$100.00 as a diversion restitution fine per PC 1001.90 PLUS \$200.00 administration fee; complete a program of

community education, treatment or rehabilitation as directed by Probation; refrain from the use of any controlled substance; abide by the counseling agreement;

if, pay all program fees. Report to Probation immediately after court. ☐ Entry of judgment is deferred for two years at which time the plea may be

withdrawn and the charges dismissed if defendant has complied with the program and paid all fees and fines.

TOXICATED DRIVER PROGRAM (IDP): Defendant is ☐ referred ☐ accepted ☐ not accepted ☐ Report to Shasta County Alcohol & Drug and

probation by \_\_\_\_\_ / immediately ☐ Report to the Shasta County Jail within 7 days or by \_\_\_\_\_ ☐ Fine / Jail is ordered STAYED

See attached page for hearing/motion/court trial minutes

**35090**

ALL 4 0 2009



1 File No. M-09-02671  
2 GERALD C. BENITO  
3 DISTRICT ATTORNEY  
4 Shasta County  
5 1525 Court Street  
6 Redding, CA 96001  
7 (530) 245-6300

8 Attorney for Plaintiff

**FILED**

*af* MAR 30 2009

CLERK OF THE SUPERIOR COURT  
BY: A. YANNELLO, DEPUTY CLERK

9  
10 **IN THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SHASTA**  
11 **Redding Branch**

12 THE PEOPLE OF THE STATE OF CALIFORNIA  
13 Plaintiff,

14 vs.

15 EARL JAMES THOMPSON,

16 Defendant(s)

No. 09-02671

COMPLAINT-CRIMINAL  
Misdemeanor

Next Court Date:

17 DA # M-09-02671

18 SHASTA COUNTY DISTRICT ATTY, INVESTIGATION 08WC2199

19 The District Attorney of Shasta County, by and through the undersigned Deputy District  
20 Attorney, on information and belief, complains and accuses defendant(s) of having committed, in  
21 the County of Shasta, State of California, the crime(s) of:

22 **COUNT 1**

23 **FAILURE TO SECURE PAYMENT OF COMPENSATION, in violation of Section 3700.5 of**  
24 **the Code, a Misdemeanor.**

25 *1 LAYSON 6/22/09 pm*  
26 Defendant (s)

27 **EARL JAMES THOMPSON,**

28 On and between the 17th day of March, 2008 and 31st day of March, 2008, did willfully,  
unlawfully, and without lawful excuse fail to secure the payment of compensation as required by  
law, while said defendant knew and because of his/her knowledge and experience should  
reasonably be expected to have known, of his/her obligation to secure the payment of  
compensation.

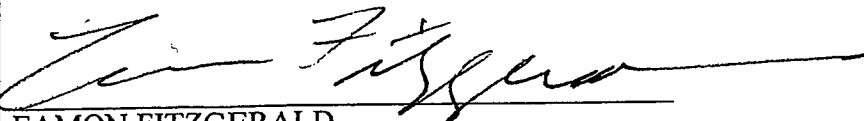
**COUNT 2**

**CONTRACTING WITHOUT A LICENSE, in violation of Section 7028 of the Business and**  
**Profession Code, a Misdemeanor.**

Defendant (s)

**EARL JAMES THOMPSON,**

On and between the 17th day of March, 2008 and 31st day of March, 2008, did unlawfully engage  
in the business of, and act in, the capacity of a contractor, without then and there having a license  
obtained from the Contractors' State License Board of the State of California authorizing him/her to  
do so.

1  
2  
3  
4  
5  
6 

7  
8 EAMON FITZGERALD  
Deputy District Attorney

9 Subscribed and sworn to before  
10 this 27TH DAY OF MARCH, 2009

11 Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense  
12 counsel provide discovery to the people as required by Penal Code Section 1054.3.

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
EF/fl

# Exhibit G



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

### Occupancy:

#### PROPERTY ADDRESS AND OWNER

4800 W EVANS AVE  
DENVER, CO 80219

Schedule Number: 0530214011000 L 2 BLK 40 HARVEY PARK ADD FLG NO 6

CHAVEZ, LAWRENCE T & JUDITH A  
4800 W EVANS AVE  
DENVER, CO 80219

#### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2014A437496

Log Number: 2014R00388  
Plans Filed/Stat Code: 021  
Class of Work: 2 (Addition)  
Use of Bldg: SFR

THOMPSON EJ  
1290 S TENNYSON ST DENVER, CO 80219  
(720) 443-8833

License Number: 242290 Expiration Date: 7/31/2015 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (720) 443-8833

#### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2009 IBC/2011 CBC

Zoning Form 21: 4/29/2014 12:00:00AM  
Engineer Authorization: REYESAJ 5/23/2014 12:00:00AM  
Permit Authorization: GarciaNM 5/23/2014 12:00:00AM

#### VALUATION

\$80,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Vold	Trans #
LOGG	\$315.00		01010-0142200-404800	4/29/14 12:13		81295303
BLDG	\$830.00		01010-0142200-371000	5/23/14 2:06		84531803

\$845.00 Total  
(\$845.00) Paid  
\$0.00 Total Due

#### ENGINEER AND ARCHITECT INFORMATION

Structural Engineer (PE Lic No): jeffrey c chacon (12330)

#### BUILDING INFORMATION

Height:  
22'5" Area(s.f.) at Grade: 931.00

#### STRUCTURAL DESCRIPTION

engineered roof joists @24"oc (R-38)  
ext walls: 2x6@16"oc (R-20)  
siding exterior  
2nd flr: 9 1/2 TJI @16"oc

#### REMARKS

second story addition and interior remodel.  
PER CRS 38-45 THIS DWELLING MUST HAVE AN APPROVED AND OPERATIONAL CARBON MONOXIDE ALARM INSTALLED WITHIN FIFTEEN FEET OF THE ENTRANCE TO EACH SLEEPING ROOM.  
Bulk Plane and Height inspection is required before exterior sheathing inspection. Use the automated inspection request line with code #114 "Bulk Plane" for Construction Permits.

#### PERMIT COMPLETION

Date Final: \_\_\_\_\_

Inspector: \_\_\_\_\_

Date Cancelled: \_\_\_\_\_

Permit # 00031467 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Commercial

Page 1 of 1

1C

Occupancy: GROUP A-2

### PROPERTY ADDRESS AND OWNER

815 N FEDERAL BLVD  
Floor: GRADE  
DENVER, CO 80204

Floor: GRADE Schedule Number: 0505332016000 L 26 TO 34 INC BLK 25 VILLA PARK

GARCIA FAMILY LIVING TRUST  
2664 RALEIGH ST  
DENVER, CO 80219-5728

### ENGINEER AND ARCHITECT INFORMATION

Structural Engineer (PE Lic No): Stephen Pendergast (14453)  
Architect (Reg No): Jon Jennings (B-1320)

### SPECIAL REQUIREMENTS

Structural Observation (Per 158.2 DBC Admin) See Remarks

### BUILDING INFO

Stories: 1

### FIRE SYSTEM INFO

Sprinkler (Description): NO()

### REMARKS

2014W00364 - Vehicle impact damage repairs at 815 Federal Blvd at Group A-2 berllounge.  
Structural Observation

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2014A418227

Log Number: 2014W00364  
Plans Filed/Stat Code: 022  
Class of Work: 3 (Repair/Replace)  
Construction Type: TYPE V-B, NON-FIRE-RESISTIVE  
Tenant Name: VEHICLE IMPACT DAMAGE REPAIRS

THOMPSON EJ  
1290 S TENNYSON ST DENVER, CO 80219  
(720) 443-8833

License Number: 242290 Expiration Date: 7/31/2015 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (720) 443-8833

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 09 bcc b+ 011 dcca

Engineer Authorization: AnderVW 1/29/2014 12:00:00AM  
Permit Authorization: AnderVW 1/29/2014 12:00:00AM

### VALUATION \$15,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$139.00		01010-0142200-371000	1/29/14 11:45		50902305
WALK	\$100.00		01010-0142200-404900	1/29/14 11:45		50902303

\$239.00 Total  
(\$239.00) Paid  
\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 3/20/2014

Inspector: MEDINA GIL(19)

Date Cancelled:

Permit # 00385306 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

Occupancy: IRC-SUD

### PROPERTY ADDRESS AND OWNER

3175 W CLYDE PL  
DENVER, CO 80211

Schedule Number: 0229202014000

HIGHLAND PARK B34 L30 & W 10FT OF L31

0003 RESIDENTIAL TRUST  
4800 BASELINE RD STE  
BOULDER, CO 80303-2877

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2013A409074

Log Number: 2013J0360051st Code: 021  
Class of Work: 4 (Alteration/Tenant Finish)  
Use of Bldg: SUD

THOMPSON EJ  
1290 S TENNYSON ST DENVER, CO 80219  
(720) 443-8833

License Number: 242290 Expiration Date: 7/31/2015 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (720) 443-8833

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2009 IRC / 2011 DBC

Engineer Authorization: WELDMKN 12/8/2013 12:00:00AM  
Permit Authorization: WELDMKN 12/8/2013 12:00:00AM

### VALUATION \$5,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$59.00		01010-0142200-371000	12/8/13 1:40		45926505
WALK	\$100.00		01010-0142200-404900	12/8/13 1:40		45926503

\$159.00 Total  
(\$159.00) Paid  
\$0.00 Total Due

### PERMIT COMPLETION

Date Final: \_\_\_\_\_  
Inspector: \_\_\_\_\_  
Date Cancelled: \_\_\_\_\_

Permit # 00183083 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Roofing and Siding Permit

Page 1 of 1

2

Occupancy: SFR

### PROPERTY ADDRESS AND OWNER

1177 S QUITMAN ST  
DENVER, CO 80219

Schedule Number: 0519104013000

L 13 BLK 3 JEROME ADD

OCARANZA, CARMEN  
1177 QUITMAN ST  
DENVER, CO 80219-3739

### ROOFING DETAILS

No. of Squares: 12.00

Roof Type: 3 - Tab

Brand Name: GAF

SIDING

### REMARKS

REMINDER - Only 2 layers of roofing is allowed. If you are tearing off layers, you must remove all previously laid layers.

For 1- and 2-Family Dwellings, 2009 IRC requires all shingles be labeled to comply with ASTM 7168 or ASTM G3161 and for the appropriate Denver Wind Speed.

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A265102

Stat Code: 302

Class of Work: 3 (Repair/Replace)

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-6001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM

RESIDENTIAL CONTRACTOR - CLASS

Contact to gain Entry: EJ Thompson (530) 355-6001

### AUTHORIZATIONS AND APPROVALS

Permit Authorization: GarcinM 12/2/2011 1:07:01PM

### VALUATION \$1,200.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$35.00		01010-0142200-371700	12/2/11 1:08		54005003

\$35.00 Total

(\$35.00) Paid

\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 1/5/2012

Inspector: GOLDTRAP, DONALD(805)

Date Cancelled:

Permit # 54005003 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Roofing and Siding Permit

Page 1 of 1

2

Occupancy: SFR

### PROPERTY ADDRESS AND OWNER

2221 W CENTER AVE  
DENVER, CO 80223

Schedule Number: 0516221016000

ATHMAR PARK UNIT NO 1 B3 L13

MIRANDA FIDEL E & ANN  
2221 CENTER AVE  
DENVER, CO 80223-2223

### ROOFING DETAILS

No. of Squares: 12.00

Roof Type: 3 - Tab

Brand Name: GAF

SIDING

### REMARKS

REMINDER - Only 2 layers of roofing is allowed. If you are tearing off layers, you must remove all previously laid layers.

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A264757

Stat Code: 302

Class of Work: 3 (Repair/Replace)

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-5001

License Number: 242290  
RESIDENTIAL CONTRACTOR - CLASS

Expiration Date: 7/31/2012 12:00:00AM

Contact to gain Entry: EJ Thompson (530) 355-5001

### AUTHORIZATIONS AND APPROVALS

Permit Authorization: GarciaNM 10/11/2011 8:55:50AM

### VALUATION \$2,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$35.00		01010-0142200-371700	10/11/11 8:57		36977003

\$35.00 Total

(\$35.00) Paid

\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 11/23/2011

Inspector: MEDINA GIL(19)

Date Cancelled:

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.





# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

Occupancy: IRC / DET GAR

### PROPERTY ADDRESS AND OWNER

1931 S CLAYTON ST  
Unit: DET GAR  
DENVER, CO 80210

Unit: DET GAR Schedule Number: 0525205015000 L 35 & 36 BLK 6 UNIV PK AMD MAP

WEICHELBAUM, JAMES  
26503 COLUMBINE GLEN AVE  
GOLDEN, CO 80401-7211

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A249373

Log Number: 2011J02810 Start Code: 012  
Class of Work: 1 (New Building)  
Use of Bldg: DET GAR

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-5001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (530) 355-5001

### BUILDING INFORMATION

Height:  
12'  
Stories: 1 Area(s.f.) at Grade: 528.00

GARAGE DESCRIPTION  
2-car detached

FOUNDATION DESCRIPTION  
monolithic  
4" SOG

STRUCTURAL DESCRIPTION  
Walls: 2x4 @ 16" oc, 1/2" OSB sheathing, stucco exterior  
Trusses @ 24" oc, 5/8" plywood sheathing  
Header: (2) 2x12

REMARKS  
New detached garage.  
All electrical and roofing work require separate permits.

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC / 2008 DBCA

Zoning Form 21: 9/15/2011 12:00:00AM  
WMD: W201109106 9/15/2011 12:00:00AM  
Engineer Authorization: GRAUESE 9/15/2011 12:00:00AM  
Permit Authorization: GRAUESE 9/15/2011 1:02:16PM

### VALUATION

\$14,200.00

### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$139.00		D1010-0142200-371000	9/15/11 1:50		28471009
WALK	\$80.00		01010-0142200-404900	9/15/11 1:50		28471007

\$189.00 Total  
(\$189.00) Paid  
\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 11/7/2011  
Inspector: BRACK, MICHAEL(34)  
Date Cancelled:

Permit # 28471009 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Roofing and Siding Permit

Page 1 of 1

2

Occupancy: IRC / DET GAR

### PROPERTY ADDRESS AND OWNER

1831 S CLAYTON ST  
DENVER, CO 80210

Schedule Number: 0525205015000

L 35 & 36 BLK 6 UNIV PK AMD MAP

WEICHELBAUM, JAMES  
26503 COLUMBINE GLEN AVE  
DENVER, CO 80210

### ROOFING DETAILS

No. of Squares: 8.00  
Roof Type: Dimension/Architect  
Brand Name: GAF  
SIDING

REMARKS  
15# felt

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A249378

Log Number: 2011J02810S1st Code: 302  
Class of Work: 1 (New Building)  
Use of Bldg: DET GAR

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-5001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (530) 355-5001

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC / 2006 DBCA

Zoning Form 21: 9/15/2011 12:00:00AM  
VMD: W201109106 9/15/2011 12:00:00AM  
Engineer Authorization: GRAUESE 9/15/2011 12:00:00AM  
Permit Authorization: GRAUESE 9/15/2011 1:13:31PM

### VALUATION

\$1,500.00

### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$35.00		01010-0142200-371700	8/15/11 1:50		28471019

\$35.00 Total

(\$35.00) Paid

\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 10/25/2011

Inspector: MONTEZ, LEONARD(10)

Date Cancelled:

Permit # 28471019 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

Occupancy: IRC / SUD

### PROPERTY ADDRESS AND OWNER

1931 S CLAYTON ST  
DENVER, CO 80210

Schedule Number: 0525205015000

L 35 & 36 BLK 6 UNIV PK AMD MAP

WEICHSSELBAUM, JAMES  
26503 COLUMBINE GLEN AVE  
DENVER, CO 80210

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A249379

Log Number: 2011J02810 Stat Code: 021  
Class of Work: 4 (Alteration/Tenant Finish)  
Use of Bldg: SUD

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80218  
(530) 355-6001

License Number: 242280 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (530) 355-6001

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC / 2008 DBCA

Engineer Authorization: GRAUESE 9/15/2011 12:00:00AM  
Permit Authorization: GRAUESE 9/15/2011 1:06:37PM

VALUATION \$10,000.00

### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$99.00		01010-0142200-371000	9/15/11 1:50		28471015
WALK	\$50.00		01010-0142200-404900	9/15/11 1:50		28471013

\$149.00 Total  
(\$149.00) Paid  
\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 11/7/2011

Inspector: BRACK, MICHAEL(34)

Date Cancelled:

Permit # 28471015 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Roofing and Siding Permit

Page 1 of 1

2

Occupancy: IRC / SUD

### PROPERTY ADDRESS AND OWNER

1931 S CLAYTON ST  
DENVER, CO 80210

Schedule Number: 0525205015000

L 35 & 36 BLK 6 UNIV PK AMD MAP

WEICHELBAUM, JAMES  
26503 COLUMBINE GLEN AVE  
DENVER, CO 80210

### ROOFING DETAILS

No. of Squares: 18.00

Roof Type: Dimension/Architect

Brand Name: GAF

SIDING

### REMARKS

30# felt

REMINDER - Only 2 layers of roofing is allowed. If you are tearing off layers, you must remove all previously laid layers.

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A249385

Log Number: 2011J02810 Stat Code: 302  
Class of Work: 4 (Alteration/Tenant Finish)  
Use of Bldg: SUD

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-5001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (530) 355-5001

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC / 2008 DBCA

Engineer Authorization: GRAUESE 8/15/2011 12:00:00AM  
Permit Authorization: GRAUESE 8/15/2011 1:15:01PM

VALUATION \$4,000.00

### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$51.00		01010-0142200-371700	8/15/11 1:50		28471023

\$51.00 Total

(\$51.00) Paid

\$0.00 Total Due

### PERMIT COMPLETION

Date Final:

Inspector: PASTORE, GARY(709)

Date Cancelled: 1/30/2013 12:00:00AM

Permit # 28471023 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

Occupancy: IRC / SUD

### PROPERTY ADDRESS AND OWNER

1290 N TENNYSON ST  
Unit: GAR  
DENVER, CO 80204

Unit: GAR Schedule Number: 0508124001000 L 1 & 2 BLK 8 WEST VILLA PARK ANNEX

WINDPOWER INC  
1290 TENNYSON ST  
DENVER, CO 80204-1224

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A249394

Log Number: 2011J02813 Stat Code: 012  
Class of Work: 1 (New Building)  
Use of Bldg: DET GAR

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-6001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (530) 355-6001

### BUILDING INFORMATION

Height:  
14'  
Stories: 1 Area(s.f.) at Grade: 490.00

### GARAGE DESCRIPTION

2-car detached

### FOUNDATION DESCRIPTION

monolithic  
4" SOG

### STRUCTURAL DESCRIPTION

Walls: 2x4 @ 16" oc, 1/2" OSB sheathing, stucco exterior  
Trusses @ 24" oc, 5/8" plywood sheathing  
Header: (2) 2x12

### REMARKS

new detached garage.  
Accessed from alley.

All electrical and roofing work require separate permits.

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC / 2006 DBCA

Zoning Form 21: 9/15/2011 12:00:00AM  
WMD: W201109107 9/15/2011 12:00:00AM  
Engineer Authorization: GRAUESE 9/15/2011 12:00:00AM  
Permit Authorization: GRAUESE 9/15/2011 12:00:00AM

### VALUATION \$12,900.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$123.00		01010-0142200-371000	9/15/11 1:49		28469009
WALK	\$50.00		01010-0142200-404900	9/15/11 1:49		28469007

\$173.00 Total  
(\$173.00) Paid  
\$0.00 Total Due

### PERMIT COMPLETION

Date Final: \_\_\_\_\_  
Inspector: \_\_\_\_\_  
Date Cancelled: \_\_\_\_\_

Permit # 28469009 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Roofing and Siding Permit

Page 1 of 1

2

Occupancy: IRC / SUD

### PROPERTY ADDRESS AND OWNER

1290 N TENNYSON ST  
Unit: GAR  
DENVER, CO 80204

Unit: GAR Schedule Number: 0508124001000 L 1 & 2 BLK 8 WEST VILLA PARK ANNEX

GRANADOS, MANUEL & AIDA ISELA  
1290 TENNYSON ST  
DENVER, CO 80204

### ROOFING DETAILS

No. of Squares: 8.00  
Roof Type: Dimension/Architect  
Brand Name: GAF  
SIDING

REMARKS  
15# felt

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A248398

Log Number: 2011J02813 Stat Code: 302  
Class of Work: 1 (New Building)  
Use of Bldg: DET GAR

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-6001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ (530) 355-6001

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC / 2008 DBCA

Zoning Form 21: 9/15/2011 12:00:00AM  
WMD: W201109107 9/15/2011 12:00:00AM  
Engineer Authorization: GRAUESE 9/15/2011 12:00:00AM  
Permit Authorization: GRAUESE 9/15/2011 1:36:08PM

### VALUATION \$3,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$43.00		01010-0142200-371700	9/15/11 1:49		28469013

\$43.00 Total

(\$43.00) Paid

\$0.00 Total Due

### PERMIT COMPLETION

Date Final: \_\_\_\_\_

Inspector: BEE, ERIC(710)

Date Cancelled: 2/22/2013 12:00:00AM

Permit # 28469013 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

### Occupancy:

#### PROPERTY ADDRESS AND OWNER

1290 S TENNYSON ST  
Unit: ADDITION  
DENVER, CO 80219

Unit: ADDITION Schedule Number: 0518106023000 L 10 BLK 5 JEROME ADD

WINDPOWER, INC.  
19 S. WOLFF STREET  
DENVER, CO 80219

#### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A236420

Log Number: 2011R00618  
Plans Filed/Stat Code: 021  
Class of Work: 2 (Addition)  
Use of Bldg: SFR

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-6001

License Number: 242260 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: E.J. (530) 355-6001

#### AUTHORIZATIONS AND APPROVALS

Building Code Used: IRC-2006 DBCA-2008

WMD: 201107050 7/11/2011 12:00:00AM  
Engineer Authorization: StephTK 8/29/2011 12:00:00AM  
Permit Authorization: beldn 8/30/2011 12:00:00AM

VALUATION \$25,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Vold	Trans #
LOGG	\$109.50		01010-0142200-404800	7/11/11 10:16		11068230
BLDG	\$219.00		01010-0142200-371000	8/30/11 1:22		23000003

\$328.50 Total  
(\$328.50) Paid  
\$0.00 Total Due

Permit # 23000003 Fee Exempt Code

#### BUILDING INFORMATION

BASEMENT DESCRIPTION  
CRAWL SPACE

FOUNDATION DESCRIPTION  
FOUNDATION IS EXISTING  
(PERMIT # 05157742)

STRUCTURAL DESCRIPTION  
FLR. JOISTS- 2X10 @ 16" O.C. R-38  
WALLS- 2X6 @ 16" O.C. R-18  
ROOF FRAMING- TRUSSES @ 24" O.C. R-38  
HEADERS- 2X10  
BMS-

#### REMARKS

2011R00618 - 1290 S Tennyson St - New Rear Addition to an Existing Single Family Residence

NOTE\_ ELEC, PLUMB'G MECH, AND ROOF'G ARE UNDER SEP. PERMITS.

HAVE TWO NEIGHBOR NOTICES.  
PER CRS 38-45 THIS DWELLING MUST HAVE AN APPROVED AND OPERATIONAL CARBON MONOXIDE ALARM INSTALLED WITHIN FIFTEEN FEET OF THE ENTRANCE TO EACH SLEEPING ROOM.

#### PERMIT COMPLETION

Date Final:

Inspector: PASTORE, GARY(709)

Date Cancelled: 2/21/2013 12:00:00AM

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

Occupancy: SUD/IRC

### PROPERTY ADDRESS AND OWNER

8755 E 29TH PL  
DENVER, CO 80238

Schedule Number: 0128424010000 STAPLETON PAIRED HOMES U-F L3 B6  
STAPLETON FLG NO 9 BEG 48.0FT N OF SW COR L3 N 40.0FT E 56.0FT S 31.0FT E  
10FT S 9.0FT W 68.0FT POB

JACOBS, SHANA & DAVID B  
8755 29TH PL  
DENVER, CO 80238-2828

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A242082

Log Number: 2011J02491 Start Code: 021  
Class of Work: 4 (Alteration/Tenant Finish)  
Use of Bldg: 1/2 DUPLEX

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-5001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: EJ Thompson (530) 355-5001

### STRUCTURAL DESCRIPTION

Basement finish  
Adding new family room and new closet area  
Egress windows exists in family room  
New full Bathroom

Storage room and mechanical room are existing

### REMARKS

SCOPE: basement finish

If your project involves Excavation (digging) of any kind, you must contact the utility notification center of Colorado to mark underground utilities for your project. Call 1-800-822-1887 or 811 before every digging job and have underground utility lines marked at no cost and prevent undesired consequences.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, EVERY SINGLE-FAMILY DWELLING THAT INCLUDES EITHER FUEL-FIRED APPLIANCES OR AN ATTACHED GARAGE WHERE, ON OR AFTER JULY 1, 2009, INTERIOR ALTERATIONS, REPAIRS, FUEL-FIRED APPLIANCE REPLACEMENTS, OR ADDITIONS, ANY OF WHICH REQUIRE A BUILDING PERMIT, OCCURS OR WHERE ONE OR MORE ROOMS LAWFULLY USED FOR SLEEPING PURPOSES ARE ADDED SHALL HAVE AN OPERATIONAL CARBON MONOXIDE ALARM INSTALLED WITHIN FIFTEEN FEET OF THE ENTRANCE TO EACH ROOM LAWFULLY USED FOR SLEEPING PURPOSES OR IN A LOCATION AS SPECIFIED IN ANY BUILDING CODE ADOPTED BY THE STATE OR ANY LOCAL GOVERNMENT ENTITY.

Electrical, Mechanical, Plumbing, and Roofing require separate permits.

Permit and Inspection card shall be displayed or available on job site at all times and any unapproved changes from approved plans shall be submitted for review.

Basement finish: Egress windows shall have a minimum operable area of 5.7 sq ft with a finished sill height of not more than 44" above the floor, 20" clear width, 24" min clear height to comply with R310 of 2006 IRC. Emergency Escape Windows are not allowed under decks or porches per R310.5. Egress Window Wells must provide an accessible opening with a horizontal projection and width of at least 36" - window wells deeper than 44" shall have a permanent ladder, as per R310.2. Basement finish must comply with Fire Stopping Regulations prior to ceiling in for inspection. Basement ceilings must meet the seven foot (7') height requirement. Basement insulation must be R-10 minimum.

### AUTHORIZATIONS AND APPROVALS

Building Code Used: 2006 IRC/2008 DBCA

Engineer Authorization: TruIBM 8/11/2011 12:00:00AM  
Permit Authorization: TruIBM 8/11/2011 12:00:00AM

### VALUATION \$9,000.00

#### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$91.00		01010-0142200-371000	8/11/11 3:15		16389005
WALK	\$60.00		01010-0142200-404800	8/11/11 3:15		16389003

\$141.00 Total  
(\$141.00) Paid  
\$0.00 Total Due

### PERMIT COMPLETION

Date Final: 10/5/2011

Inspector: BREIT, STEVE(15)

Date Cancelled:

Permit # 16389005 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.





# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Roofing and Siding Permit

Page 1 of 1

2

Occupancy: SUD

### PROPERTY ADDRESS AND OWNER

1290 S TENNYSON ST  
DENVER, CO 80219

Schedule Number: 0519106023000

L 10 BLK 5 JEROME ADD

WINDPOWER INC  
19 S WOLFF ST  
DENVER, CO 80219

### ROOFING DETAILS

No. of Squares: 15.00

Roof Type: Dimension/Architect

Brand Name: gar  
SIDING

### REMARKS

REMINDER - Only 2 layers of roofing is allowed. If you are tearing off layers, you must remove all previously laid layers.

PER CRS 38-45 THIS DWELLING MUST HAVE AN APPROVED AND OPERATIONAL CARBON MONOXIDE ALARM INSTALLED WITHIN FIFTEEN FEET OF THE ENTRANCE TO EACH SLEEPING ROOM.

### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A239326

Stat Code: 302

Class of Work: 3 (Repair/Replace)

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80219  
(530) 355-5001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS (530) 355-5001

### AUTHORIZATIONS AND APPROVALS

Permit Authorization: CHOURMR 7/29/2011 12:00:00AM

VALUATION \$2,000.00

### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Void	Trans #
BLDG	\$35.00		01010-0142200-371700	7/29/11 9:09		11189003

\$35.00 Total

(\$35.00) Paid

\$0.00 Total Due

### PERMIT COMPLETION

Date Final: \_\_\_\_\_

Inspector: PASTORE, GARY(709)

Date Cancelled: 1/10/2013 12:00:00AM

Permit # 11189003 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.



# CITY AND COUNTY OF DENVER

Community Planning and Development

See our website to check your project status:

<http://www.denvergov.org/planning>

Building Inspection  
(720) 865-2520

## Construction Permit - Residential

Page 1 of 1

1R

### Occupancy:

#### PROPERTY ADDRESS AND OWNER

1280 S TENNYSON ST  
DENVER, CO 80218

Schedule Number: 0518106023000

L 10 BLK 5 JEROME ADD

WINDPOWER INC  
19 WOLFF ST  
DENVER, CO 80218-1717

#### REMARKS

adding new closets in two bedrooms,  
new frame and drywall.  
replacing plywood floor sheathing throughout house.  
replacing/repairing rotted rafter tails.  
repair/replace existing front 4x8 deck, replacing decking, railing and post.

#### APPLICATION AND CONTRACTOR INFORMATION

Application Number: 2011A234602

Log Number: 2011J02038 Stat Code: 021  
Class of Work: 4 (Alteration/Tenant Finish)  
Use of Bldg: SUD

THOMPSON EJ  
19 S WOLFF ST DENVER, CO 80218  
(530) 355-6001

License Number: 242290 Expiration Date: 7/31/2012 12:00:00AM  
RESIDENTIAL CONTRACTOR - CLASS  
Contact to gain Entry: ej (530) 355-6001

#### AUTHORIZATIONS AND APPROVALS

Engineer Authorization: REYESAJ 7/6/2011 12:00:00AM  
Permit Authorization: REYESAJ 7/6/2011 12:00:00AM

#### VALUATION \$10,000.00

##### Inspection Approval and Fees

Fee Type	Amount	Exempt Code	Fund/Org/Rev #	Payment Date	Vold	Trans #
BLDG	\$89.00		01010-0142200-371000	7/6/11 10:52		11066716
WALK	\$80.00		01010-0142200-404800	7/6/11 10:52		11066715

\$149.00 Total  
(\$149.00) Paid  
\$0.00 Total Due

#### PERMIT COMPLETION

Date Final: \_\_\_\_\_

Inspector: PASTORE, GARY(709)

Date Cancelled: 2/21/2013 12:00:00AM

Permit # 11066716 Fee Exempt Code

For all work done under this permit the permittee accepts full responsibility for compliance with the Denver Building Code and all other applicable Denver ordinances. This permit is subject to cancellation when work was not started within 60 days of the date issued, or when work has been suspended for 60 days or when request for inspection has not been made within 60 days of the previous inspection. Required inspections shall be requested one (1) working day in advance. Final inspection required for all work permitted under this permit.

# Exhibit H

BEFORE THE  
REGISTRAR OF CONTRACTORS  
CONTRACTORS STATE LICENSE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**RUSSELL/THOMPSON, INC.**

4684 Oak Glen Drive

Redding, CA 96001

VALERY ALENA THOMPSON, CEO/PRES

JAMES JEAN RUSSELL, RMO

License No. **915036**

**ALL TYPE CONSTRUCTION**

6309 Noosha Lane

Anderson, CA 96003

JAMES JEAN RUSSELL, Sole Owner

License No. **908016**

Respondent(s)

CASE NO. N2009-284

DEFAULT DECISION  
AND ORDER

[Gov. Code, § 11520]

Respondent **RUSSELL/THOMPSON, INC.**, having been served with Accusation, Case No. N2009-284, Statement to Respondent and a Notice of Defense form as provided by sections 11503 and 11505 of the Government Code; having filed a Notice of Defense and having failed to appear for a hearing, the Agency has determined that the Respondent is in default. Taking official notice of its own internal records, pursuant to Business and Professions Code section 125.3, it is hereby determined that the reasonable cost for Investigation and Enforcement is \$13,519.07 as of June 16, 2011.

This agency will take action on the Accusation and documents on file herein without a hearing as provided by sections 11505(a) and 11520 of the Government Code and makes the following findings of fact:

FINDINGS OF FACT

1. On or about July 16, 2010, Accusation, Case No. N2009-284 was filed against **RUSSELL/THOMPSON, INC.** (Respondent) before the Contractors State License Board. A true and correct copy of the Accusation, Case No. N2009-284, is attached as Exhibit "1" to the separate accompanying "Default Decision Evidence Packet" and incorporated by reference as if fully set forth herein.

2. On or about April 30, 2008, the Contractors State License Board (Board) issued Contractor's License No. **915036** to **RUSSELL/THOMPSON, INC.**. Said License was in full force and effect at all times relevant to the charges and allegations contained in Accusation, Case No. N2009-284. A true and correct copy of the Certificate of Licensure is attached as Exhibit "2" to the separate accompanying "Default Decision Evidence Packet" and incorporated by reference as if fully set forth herein.

**002385**

3. On or about July 20, 2010, Respondent was served by certified mail and first class mail with a true and correct copy of Accusation, Case No. N2009-284, together with copies of all statutorily required documents, at his address of record on file with the Board, which was: 4684 Oak Glen Drive, Redding, CA. 96001. A true and correct copy of the Statement to Respondent and Declaration of Service are attached as Exhibit "3" to the separate accompanying "Default Decision Evidence Packet" and incorporated by reference as if fully set forth herein. Service of Accusation, Case No. N2009-284, was effective as a matter of law under the provisions of Government Code section 11505, subdivision (c).

4. Government Code section 11506 states, in pertinent part:

"(c) The respondent shall be entitled to a hearing on the merits if the respondent files a notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation not expressly admitted. Failure to file a notice of defense shall constitute a waiver of respondent's right to a hearing, but the agency in its discretion may nevertheless grant a hearing."

5. Respondent failed to appear at the hearing after being served by certified mail and first class mail of the date, time and location of the scheduled administrative hearing, and has therefore waived his right to a hearing on the merits of the charges and allegations contained therein.

6. Government Code section 11520, subdivision (a), states, in pertinent part:

"If the respondent either fails to file a notice of defense or to appear at the hearing, the agency may take action based upon the respondent's express admissions or upon other evidence and affidavits may be used as evidence without any notice to respondent. . . ."

#### DETERMINATION OF ISSUES

7. Pursuant to its authority under California Government Code section 11520, and based on the relevant evidence before it as contained in the Default Decision Evidence Packet, the Board hereby finds, by clear and convincing evidence, that the charges and allegations contained in Accusation, Case No. N2009-284, Business and Professions Code sections 7112, 498, 7109(a), 7113, 7115, 7121.7(a), 7114, 7028(a), 7161(a), 7111.1, 7159(a)(5), (d), and the Findings of Fact contained in paragraphs 1 - 6 above, and each of them, separately and severally, are true and correct.

ORDER

IT IS SO ORDERED THAT:

License Number **915036** issued to RESPONDENT **RUSSELL/THOMPSON, INC.** is revoked.

IT IS FURTHER ORDERED that pursuant to section 7102 of the Business and Professions Code and section 870 of the Code of Regulations, title 16, Respondent **RUSSELL/THOMPSON, INC.**, License No. **915036**, shall not apply for reissuance or reinstatement of said license for three year(s) from the effective date of this Decision.

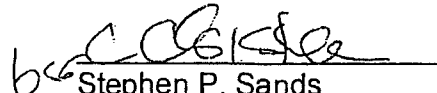
License No. **908016** issued to **ALL TYPE CONSTRUCTION** is revoked.

IT IS FURTHER ORDERED that pursuant to section 7102 of the Business and Professions Code and section 870 of the Code of Regulations, Respondent **ALL TYPE CONSTRUCTION**, License No. **908016**, shall not apply for reissuance or reinstatement of said license for three year(s) from the effective date of this Decision.

IT IS THE responsibility of the respondents named in this Decision, to read and follow the terms and conditions of the Order. Proof of payments of restitution, and payments for the Cost of Investigation and Enforcement if ordered, are to be sent to CSLB, Sacramento Case Management, Post Office Box 26888, Sacramento, CA 95826.

This Decision shall become effective on August 17, 2011.

IT IS SO ORDERED July 13, 2011.

  
Stephen P. Sands  
Registrar of Contractors

### INFORMATION PURSUANT TO §11521 OF THE GOVERNMENT CODE

If you wish to file a Petition for Reconsideration pursuant to Government Code §11521, the Petition must be received prior to the effective date of the Decision. However, please be aware that the Board needs approximately 5 working days to process a Petition. Petitions should be sent to the following address: CONTRACTORS STATE LICENSE BOARD, P.O. BOX 269121, SACRAMENTO, CA 95826, ATTN: LEGAL ACTION DEPUTY. Fax documents can be sent to (916) 255-1688.

**11521.** (a) The agency itself may order a reconsideration of all or part of the case on its own motion or on petition of any party. The agency shall notify a petitioner of the time limits for petitioning for reconsideration. The power to order a reconsideration shall expire 30 days after the delivery or mailing of a decision to a respondent, or on the date set by the agency itself as the effective date of the decision if that date occurs prior to the expiration of the 30-day period or at the termination of a stay of not to exceed 30 days which the agency may grant for the purpose of filing an application for reconsideration. If additional time is needed to evaluate a petition for reconsideration filed prior to the expiration of any of the applicable periods, an agency may grant a stay of that expiration for no more than 10 days, solely for the purpose of considering the petition. If no action is taken on a petition within the time allowed for ordering reconsideration, the petition shall be deemed denied.

(b) The case may be reconsidered by the agency itself on all the pertinent parts of the record and such additional evidence and argument as may be permitted, or may be assigned to an administrative law judge. A reconsideration assigned to an administrative law judge shall be subject to the procedure provided in Section 11517. If oral evidence is introduced before the agency itself, no agency member may vote unless he or she heard the evidence.

1 EDMUND G. BROWN JR.  
Attorney General of California  
2 ARTHUR D. TAGGART  
Supervising Deputy Attorney General  
3 JEFFREY M. PHILLIPS  
Deputy Attorney General  
4 State Bar No. 154990  
1300 I Street, Suite 125  
5 P.O. Box 944255  
Sacramento, CA 94244-2550  
6 Telephone: (916) 324-6292  
Facsimile: (916) 327-8643  
7 *Attorneys for Complainant*

8 **BEFORE THE**  
9 **REGISTRAR OF CONTRACTORS**  
10 **CONTRACTORS' STATE LICENSE BOARD**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
12 **STATE OF CALIFORNIA**

13 In the Matter of the Accusation Against:

Case No. N2009-284

14 **RUSSELL/THOMPSON, INC.**  
4684 Oak Glen Drive  
Redding, California 96001  
15 **VALERY ALENA THOMPSON, CEO/PRES.**  
**JAMES JEAN RUSSELL, RMO**  
Contractor's License No. 915036, B

**A C C U S A T I O N**

16 and

17 **ALL TYPE CONSTRUCTION**  
6309 Noosha Lane  
Anderson, California 96003  
18 **JAMES JEAN RUSSELL, SOLE OWNER**  
Contractor's License No. 908016, B  
19

20 Respondents.

21  
22 Complainant alleges:

23 **PARTIES**

24 1. Wood Robinson ("Complainant") brings this Accusation solely in his official capacity  
25 as the Enforcement Supervisor I of the Contractors' State License Board ("Board"), Department  
26 of Consumer Affairs.

27 ///

28 ///



1           **Russell/Thompson, Inc.**

2           2.     On or about April 30, 2008, the Registrar of Contractors ("Registrar") issued  
3 Contractor's License Number 915036, classification B (general building contractor), to  
4 Russell/Thompson, Inc. ("Respondent Russell/Thompson, Inc." or "Russell/Thompson, Inc.")  
5 with Valery Alena Thompson (hereinafter "V. Thompson") as chief executive officer  
6 ("CEO")/president and James Jean Russell ("Respondent Russell" or "Russell") as responsible  
7 managing officer ("RMO"). Respondent Russell/Thompson, Inc.'s license will expire on April  
8 30, 2014, unless renewed.

9           **All Type Construction**

10          3.     On or about December 13, 2007, the Registrar issued Contractor's License Number  
11 908016, classification B, to Respondent Russell, owner of All Type Construction. On December  
12 3, 2009, Russell's license was suspended pursuant to Code of Civil Procedure section 996.340  
13 (failure to maintain a contractor's license bond). Russell's license expired on December 31, 2009,  
14 while under suspension.

15          **Earl James Thompson**

16          4.     On or about October 18, 1990, the Registrar issued Contractor's License Number  
17 605060, classification B, to Earl James Thompson, also known as E. J. Thompson (hereinafter  
18 "E. J. Thompson" or "E.J."), owner of Sterling Ventures. On or about April 8, 1991, the Registrar  
19 issued Contractor's License Number 617470, classification B, to Jackson Enterprises with E. J.  
20 Thompson as qualifying partner.

21          5.     Effective March 9, 1995, Contractor's License Numbers 605060 and 617470, issued  
22 to E. J. Thompson, were revoked by the Registrar based on a disciplinary proceeding titled *In the*  
23 *Matter of the Accusation Against: Sterling Ventures and Jackson Enterprises*, Case Nos. N-93-  
24 122 and N-93-123, for violations of Business and Professions Code ("Code") sections 7109,  
25 subdivision (a) (departure from trade standards), 7109, subdivision (b) (deviations from  
26 plans/specifications), 7113 (failure to complete the project for the contract price), 7116 (willful or  
27 fraudulent acts causing substantial injury to another), and 7119 (failure to prosecute the project  
28 with reasonable diligence).

6. On July 26, 1994, in the criminal proceeding titled *People v. Earl James Thompson* (Super. Ct. Marin County, 1994, Case Nos. SC058579A and SC053621A), E. J. Thompson pled guilty to violating Unemployment Insurance Code section 2117.5 (tax evasion, a felony) and Penal Code section 550, subdivision (a)(1) (filing a false and fraudulent claim for payment of a loss, a felony).<sup>1</sup> On January 23, 1995, E. J. Thompson was sentenced to serve 4 years and 8 months in state prison.

7. On November 28, 2000, the Board issued Citation Number 6-2000-1861 to E. J. Thompson for violations of Code section 7028, subdivision (a) (unlicensed contracting) and 7027.1 (advertising by an unlicensed contractor), with a \$1,900 civil penalty, which has not been paid.

8. On April 15, 2004, the Board issued Citation Number 6-2203-2735 to E. J. Thompson for violation of Code section 7028, subdivision (a) (unlicensed contracting), with a \$1,000 civil penalty, which has not been paid.

## JURISDICTION

9. Code section 7090 provides, in pertinent part, that the Registrar may suspend or revoke any license if the licensee is guilty of or commits any one or more of the acts or omissions constituting cause for disciplinary action.

10. Code section 7095 states, in pertinent part, that the Registrar in making his order may:

(a) Provide for the immediate complete suspension by the licensee of all operations as a contractor during the period fixed by the decision;

(b) Permit the licensee to complete any or all contracts shown by competent evidence taken at the hearing to be then uncompleted; and

(c) Impose upon the licensee compliance with such specific conditions as may be just in connection with his operations as a contractor disclosed at the hearing, and may further provide

<sup>1</sup> Thompson intentionally failed to withhold employment taxes, unemployment insurance fees, and disability insurance fees, and failed to pay personal income tax while maintaining his construction business. Later, Thompson intentionally staged a phony burglary of his home, and presented a fraudulent claim to his insurance company of over \$25,000.

1 that until such conditions are complied with, no application for restoration of the suspended or  
2 revoked license shall be accepted by the Registrar.

3 11. Code section 7106.5 states that the expiration, cancellation, forfeiture, or suspension  
4 of a license by operation of law or by order or decision of the Registrar or a court of law, or the  
5 voluntary surrender of a license by a licensee shall not deprive the Registrar of jurisdiction to  
6 proceed with any investigation of or action or disciplinary proceeding against the license, or to  
7 render a decision suspending or revoking the license. Under Code section 7141, a license may be  
8 renewed at any time within five years after its expiration.

9 12. Code section 7097 states:

10 Notwithstanding the provisions of Sections 7121 and 7122, when any  
11 license has been suspended by a decision of the registrar pursuant to an accusation or  
12 pursuant to subdivision (b) of Section 7071.17, Section 7085.6 or 7090.1, any  
13 additional license issued under this chapter [the Contractors' State License Law] in  
14 the name of the licensee or for which the licensee furnished qualifying experience and  
15 appearance under the provisions of Section 7068, may be suspended by the registrar  
16 without further notice.

17 13. Code section 7098 states:

18 Notwithstanding the provisions of Sections 7121 and 7122, when any  
19 license has been revoked under the provisions of this chapter [the Contractors' State  
20 License Law], any additional license issued under this chapter in the name of the  
21 licensee or for which the licensee furnished qualifying experience and appearance  
22 under the provisions of Section 7068, may be revoked by the registrar without further  
23 notice.

24 14. Code section 7121 states:

25 Any person who has been denied a license for a reason other than failure  
26 to document sufficient satisfactory experience for a supplemental classification for an  
27 existing license, or who has had his or her license revoked, or whose license is under  
28 suspension, or who has failed to renew his or her license while it was under  
suspension, or who has been a member, officer, director, or associate of any  
partnership, corporation, firm, or association whose application for a license has been  
denied for a reason other than failure to document sufficient satisfactory experience  
for a supplemental classification for an existing license, or whose license has been  
revoked, or whose license is under suspension, or who has failed to renew a license  
while it was under suspension, and while acting as a member, officer, director, or  
associate had knowledge of or participated in any of the prohibited acts for which the  
license was denied, suspended, or revoked, shall be prohibited from serving as an  
officer, director, associate, partner, or qualifying individual of a licensee, and the  
employment, election, or association of this type of person by a licensee in any  
capacity other than as a nonsupervising bona fide employee shall constitute grounds  
for disciplinary action.

15. Code section 7121.5 states:

Any person who was the qualifying individual on a revoked license, or of a license under suspension, or of a license that was not renewed while it was under suspension, shall be prohibited from serving as an officer, director, associate, partner, or qualifying individual of a licensee, whether or not the individual had knowledge of or participated in the prohibited acts or omissions for which the license was revoked, or suspended, and the employment, election, or association of such person by a licensee shall constitute grounds for disciplinary action.

16. Code section 7122.5 states:

The performance by any individual, partnership, corporation, firm, or association of any act or omission constituting a cause for disciplinary action, likewise constitutes a cause for disciplinary action against any licensee who at the time such act or omission occurred was the responsible managing employee, qualifying partner, responsible managing officer, or qualifying member of such individual, partnership, corporation, firm, or association, whether or not he had knowledge of or participated in the prohibited act or omission.

#### STATUTORY AND REGULATORY PROVISIONS

17. Code section 498 states that "[a] board may revoke, suspend, or otherwise restrict a license on the ground that the licensee secured the license by fraud, deceit, or knowing misrepresentation of a material fact or by knowingly omitting to state a material fact."

18. Code section 7028, subdivision (a), states that "[i]t is a misdemeanor for any person to engage in the business or act in the capacity of a contractor within this state without having a license therefor, unless the person is particularly exempted from the provisions of this chapter."

19. Code section 7109, subdivision (a), states:

A willful departure in any material respect from accepted trade standards for good and workmanlike construction constitutes a cause for disciplinary action, unless the departure was in accordance with plans and specifications prepared by or under the direct supervision of an architect.

20. Code section 7111.1 states that "[t]he failure of, or refusal by, a licensee to respond to a written request of the registrar to cooperate in the investigation of a complaint against that licensee constitutes a cause for disciplinary action.

21. Code section 7112 states that "[o]mission or misrepresentation of a material fact by an applicant or a licensee in obtaining, or renewing a license, or in adding a classification to an existing license constitutes a cause for disciplinary action."

///

1           22. Code section 7113 states that "[f]ailure in a material respect on the part of a licensee  
2 to complete any construction project or operation for the price stated in the contract for such  
3 construction project or operation or in any modification of such contract constitutes a cause for  
4 disciplinary action."

5           23. Code section 7114 states that "[a]iding and abetting an unlicensed person to evade the  
6 provisions of this chapter or combining or conspiring with an unlicensed person, or allowing  
7 one's license to be used by an unlicensed person, or acting as an agent or partner or associate, or  
8 otherwise, of an unlicensed person with the intent to evade the provisions of this chapter  
9 constitutes a cause for disciplinary action."

10          24. Code section 7115 provides, in pertinent part, that failure in any material respect to  
11 comply with the provisions of the Contractors' State License Law (Business and Professions  
12 Code § 7000, et seq.), or any rule or regulation adopted pursuant to this chapter, constitutes a  
13 cause for disciplinary action.

14          25. Code section 7121.6 states, in pertinent part:

15               (a) An individual who meets all of the following criteria shall not perform  
16 any act regulated under this chapter for or on behalf of a licensee, other than as a bona  
fide nonsupervising employee:

17               (1) The individual was a member, officer, director, owner, or partner of a  
18 license that was revoked.

19               (2) The individual had knowledge of or participated in any act or  
omission for which the license was revoked.

20               (3) The individual is not eligible for reinstatement for licensure under  
21 Section 7102.

22               (b) An individual who meets all of the following criteria shall not perform  
23 any act regulated under this chapter for or on behalf of a licensee, other than as a bona  
fide nonsupervising employee:

24               (1) The individual furnished the qualifications for licensure, as set forth  
under Section 7068, and that license was revoked.

25               (2) The individual served in the capacity of the qualifying individual  
26 during the commission or omission of any of the acts that resulted in the revocation of  
the license, whether or not he or she had knowledge of or participated in those acts.

27               (3) The individual is not eligible for reinstatement for licensure under  
28 Section 7102.

1 (c) A violation of this section is a misdemeanor punishable by a fine of  
2 not less than four thousand five hundred dollars (\$4,500), by imprisonment in a  
3 county jail for not less than 90 days nor more than one year, or by both the fine and  
4 imprisonment. The penalty provided by this subdivision is cumulative to the penalties  
5 available under other laws of this state . . .

6  
7  
8  
9  
10 26. Code section 7121.7 states, in pertinent part:

11 (a) A qualifying individual, officer, partner, or other person named on a  
12 license shall not knowingly employ an individual who is described in subdivision (a)  
13 or (b) of Section 7121.6, except as a bona fide nonsupervising employee.

14 (b) A violation of this section is a misdemeanor punishable by a fine of  
15 not less than four thousand five hundred dollars (\$4,500), by imprisonment in a  
16 county jail for not less than 30 days nor more than one year, or by both the fine and  
17 imprisonment . . .

18  
19  
20 27. Code section 7159 states, in pertinent part:

21 (a)(1) This section identifies the projects for which a home improvement  
22 contract is required, outlines the contract requirements, and lists the items that shall  
23 be included in the contract, or may be provided as an attachment.

24 . . . .  
25 (5) Failure by the licensee, his or her agent or salesperson, or by a person  
26 subject to be licensed under this chapter, to provide the specified information, notices,  
27 and disclosures in the contract, or to otherwise fail to comply with any provision of  
28 this section, is cause for discipline.

29 . . . .  
30 (c) In addition to the specific requirements listed under this section, every  
31 home improvement contract and any person subject to licensure under this chapter or  
32 his or her agent or salesperson shall comply with all of the following:

33 . . . .  
34 (d) A home improvement contract and any changes to the contract, shall  
35 be in writing and signed by the parties to the contract prior to the commencement of  
36 any work covered by the contract . . .

37  
38 28. Code section 7161 states, in pertinent part:

39 It is a misdemeanor for any person to engage in any of the following acts,  
40 the commission of which shall be cause for disciplinary action against any licensee or  
41 applicant:

42 . . . .  
43  
44 ///

45 ///

1 (b) Making any substantial misrepresentation in the procurement of a  
2 contract for a home improvement or other work of improvement or making any false  
3 promise of a character likely to influence, persuade or, induce any person to enter into  
4 the contract . . .

5 29. California Code of Regulations, title 16, section 871 provides, in pertinent part, that  
6 "[i]n reaching a decision on a disciplinary action under the Administrative Procedure Act  
7 (Government Code Section 11400 et seq.), the board shall consider the disciplinary guidelines  
8 entitled "Disciplinary Guidelines" (Rev. 12/11/96) which are hereby incorporated by reference".

9 30. The Board's disciplinary guidelines provide that revocation is the maximum penalty  
10 for violations of Code section 7112 (misrepresentation on an application) and state that "[a]bsent  
11 compelling mitigating circumstances, misrepresentation is a serious offense that warrants an  
12 outright revocation". The Board's disciplinary guidelines also provide that revocation is the  
13 minimum penalty for violations of Code section 498 (securing a license through fraud, deceit, or  
14 knowing misrepresentation).

#### 15 COST RECOVERY/RESTITUTION

16 31. Code section 125.3 provides, in pertinent part, that the Registrar may request the  
17 administrative law judge to direct a licensee found to have committed a violation or violations of  
18 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
19 enforcement of the case.

20 32. Government Code section 11519, subdivision (d), provides, in pertinent part, that the  
21 Registrar may require restitution of damages suffered as a condition of probation in the event  
22 probation is ordered.

#### 23 FIRST CAUSE FOR DISCIPLINE

##### 24 (Misrepresentation of a Material Fact in Obtaining a Contractor's License)

25 33. On or about March 28, 2008, V. Thompson and Respondent Russell submitted an  
26 application for a contractor's license to the Board, designating V. Thompson as president,  
27 secretary, and treasurer for Russell/Thompson, Inc. and Russell as RMO. On or about March 27,  
28 2008, V. Thompson certified under penalty of perjury that all statements, answers, and  
representations made in the application were true and accurate.

///

1 34. Question 12 on the application states, in pertinent part, as follows:

2 To the best of your knowledge, has anyone on this application (or any  
3 company the person was a part of, or *any immediate family member of the applicant*)  
4 ever received a citation from the Contractors State License Board or had a  
5 contractor's license or other professional or vocational license denied, suspended, or  
6 revoked by this state or elsewhere? . . . If you checked Yes, you are required to attach  
7 a statement detailing the events leading to this action. (Emphasis added).

8 35. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
9 pursuant to Code section 7112 in that V. Thompson misrepresented a material fact in obtaining  
10 the contractor's license on behalf of Russell/Thompson, Inc., as follows: V. Thompson certified  
11 under penalty of perjury that none of her immediate family members ever had a citation issued or  
12 a contractor's license revoked. In fact, V. Thompson's husband, E. J. Thompson, had two of his  
13 contractor's licenses revoked on March 9, 1995, as set forth in paragraph 5 above, and had  
14 received citations for unlicensed contracting on November 28, 2000, and April 15, 2004, as set  
15 forth in paragraphs 7 and 8 above.

16 **SECOND CAUSE FOR DISCIPLINE**

17 **(Securing a License through Fraud, Deceit, or Knowing Misrepresentation)**

18 36. Complainant incorporates by reference as though fully set forth herein the allegations  
19 contained in paragraphs 33 and 34 above.

20 37. Respondents Russell/Thompson and Russell are subject to disciplinary action  
21 pursuant to Code section 498 in that V. Thompson secured or obtained Contractor's License  
22 Number 915036 on behalf of Russell/Thompson, Inc. by fraud, deceit, or knowing  
23 misrepresentation of a material fact, as set forth in paragraph 35 above.

24 ///

25 ///

26 ///

27 ///

28 ///



EVANS PROJECT

38. In or about October 2007, Lolita Evans ("Evans") decided to purchase a home for her 95 year old grandmother and herself. Evans contacted an acquaintance from her church, V. Thompson, a licensed real estate agent. V. Thompson showed Evans several homes, all of which needed repair or remodeling. V. Thompson told Evans that her husband, E. J., was a contractor and could evaluate the houses for potential remodeling.

39. In or about January 2008, Evans asked E. J. to look at a home she was considering purchasing located at 1780 Marlene Avenue, Redding, California. E. J. met with Evans at the home and made suggestions for various improvements. E. J. told Evans that he was currently building a custom home and a strip mall in the Redding area and normally did not take small jobs, but offered to help Evans and her grandmother.

40. In or about February 2008, E. J. entered into an oral contract with Evans to remodel the home located on Marlene Avenue for \$18,000 (hereinafter "Evans project"). Evans asked E. J. if a building permit was needed for the work. E. J. told Evans that most of the work required a permit; however, if he obtained the permits prior to construction, it would slow the project down. E. J. assured Evans that he would obtain the permits after the remodeling was completed and that the city would "slap his hand" for failing to obtain the permits before work began.

41. In late February 2008, escrow closed on the home. In early March 2008, E. J. and his crew began work on the project. The work was performed by Russell and Brandon Chabino ("Chabino"). E. J. brought various materials to the jobsite and answered questions Russell and Chabino had about the work. On and between March 24, 2008, and April 4, 2008, Evans paid E. J. a total of \$20,300 on the project. Evans and her grandmother moved into the home on April 9, 2008; however, the work was not completed.

42. On or about April 30, 2008, Russell/Thompson, Inc. was issued Contractor's License No. 915036 with V. Thompson as CEO and Russell as RMO.

43. On or about May 15, 2008, E. J. asked Evans for \$2,750 to pay for various materials and requested that she make the check payable to V. Thompson because he did not want to "show any more income for the month." Work was last performed in or about late May 2008.

1           44. On or about August 2, 2008, a representative of the City of Redding arrived at Evans'  
2 home and issued a "STOP" notice directing her to cease all construction work. Evans contacted  
3 Debra Wright ("Wright"), a Code Enforcement Officer with the City of Redding, who informed  
4 Evans that a building permit had not been obtained for the project and that E. J. was not a licensed  
5 contractor. Gary Brown ("Brown"), a building inspector with the City of Redding, came to the  
6 home and inspected the remodeling work. Brown found that the remodeling work was poorly  
7 done and that there was exposed electrical wiring underneath the home. Evans contacted V.  
8 Thompson and reported the problems discovered by Brown.

9           45. In late August 2008, Evans met with E. J. and V. Thompson and told them that she  
10 had learned from Wright that E. J. was not a licensed contractor. E. J. showed Evans the pocket  
11 license card for "Russell/Thompson, Inc." and stated, "There! That proves I am a licensed  
12 contractor!"

13           46. In August 2008, the Shasta County District Attorney's Office investigated a complaint  
14 they had received regarding the Evans project and found that neither E. J. nor Russell/Thompson,  
15 Inc. were licensed contractors at the time the contract was negotiated between Evans and E. J.

16           47. In December 2008, Evans filed a complaint with the Board.

17           48. On March 27, 2009, a criminal complaint was filed against E.J. in Shasta County  
18 Superior Court, Case No. 09-02671, for contracting without a license, in violation of Code section  
19 7028 (a misdemeanor), and for failing to secure payment of compensation, in violation of Labor  
20 Code section 3700.5 (a misdemeanor).

21           49. On June 13, 2009, Michael Dewald ("Dewald") of Dewald Construction inspected the  
22 work performed on the project and found that it did not meet accepted trade standards for good  
23 and workmanlike construction. Dewald estimated that it would cost in excess of \$28,000 to  
24 correct the defects in the workmanship.

25           50. On June 25, 2009, an investigator of the Board sent Russell a letter, directing him to  
26 meet with the investigator on July 16, 2009, to discuss Evans' complaint against  
27 Russell/Thompson, Inc. On July 2, 2009, the investigator sent a second letter to Russell, stating

28 ///

1 that the appointment had been rescheduled to July 21, 2009. Russell did not meet with the  
2 investigator as requested.

3 51. On July 22, 2009, Russell telephoned the Board and spoke with the investigator.  
4 Russell told the investigator that E. J. and V. Thompson did not want him to speak with the Board  
5 regarding Evans' complaint. The investigator explained to Russell that he would be in violation  
6 of Code section 7111.1 if he failed to cooperate in the Board's investigation against  
7 Russell/Thompson, Inc. Russell refused to speak with the investigator as directed.

8 52. On July 31, 2009, V. Thompson was interviewed by the investigator. V. Thompson  
9 stated, among other things, that she and E. J. were the contractors on the Evans project, that E. J.  
10 is the manager of Russell/Thompson, Inc., and that she gave E. J. permission to use her pocket  
11 license identification card for Russell/Thompson, Inc.

12 53. On or about August 10, 2009, E. J. pled nolo contendere to violating Labor Code  
13 section 3700.5.

14 **FIRST CAUSE FOR DISCIPLINE**

15 **(Departure from Trade Standards)**

16 54. Respondents Russell/Thompson and Russell are subject to disciplinary action  
17 pursuant to Code section 7109, subdivision (a), in that on the Evans project, Respondents  
18 willfully departed from accepted trade standards for good and workmanlike construction in the  
19 following material respects:

20 a. Respondents installed the gas fireplace without obtaining a building permit, failed to  
21 pressure test the new gas line, and installed the electrical wiring so that it bypassed the on/off  
22 switch.

23 b. Respondents failed to properly install the new carpeting in that there were noticeable  
24 bulges in various areas and the nap ran in different directions.

25 c. Respondents failed to remove the pre-existing caulk line from the old baseboard prior  
26 to painting the interior of the home.

27 d. Respondents installed the 220 volt outlet for the kitchen stove without obtaining a  
28 building permit.

- 1 e. Respondents failed to install an air gap for the new dishwasher.
- 2 f. Respondents notched the wood floor joists below the tiled handicap shower.
- 3 g. Respondents failed to secure the utility sink in the garage to the wall and failed to  
4 install a plumbing vent.
- 5 h. Respondents failed to secure the 220 volt outlet for the washer and dryer to the wood  
6 framing, failed to install a cover plate over the 110 volt outlet, failed to properly secure the wiring  
7 to the wood framing, and failed to properly secure the hot and cold water lines to the wood  
8 framing.
- 9 i. Respondents failed to properly strap the hot water tank in the garage in that  
10 Respondents strapped the front of the unit instead of strapping the unit at the top and bottom and  
11 attaching it to the adjoining walls. Further, Respondents placed the hot water tank on a  
12 flammable base (plywood).
- 13 j. Respondents failed to secure the wiring under the house to the wood framing and  
14 failed to place the spliced wiring in a J-box with a solid cover plate.
- 15 k. Respondents failed to install the new hot and cold water lines at least 12 inches apart  
16 and failed to install the waste pipe with a negative slope of no less than 1/4 inch per foot.
- 17 l. Respondents failed to properly construct the railings for the new sundeck in that the  
18 openings exceeded 4 inches in diameter, set the pre-fabricated concrete piers directly on the soil  
19 rather than in concrete footings, and failed to construct the stairwell to a width of no less than 36  
20 inches (the inside width of the stairwell varied from 25 to 27½ inches).

21 **SECOND CAUSE FOR DISCIPLINE**

22 **(Failure to Complete Project for Price Stated in Contract)**

23 55. Respondents Russell/Thompson and Russell are subject to disciplinary action  
24 pursuant to Code section 7113 in that Respondents failed in a material respect to complete the  
25 Evans project for the contract price, as set forth in paragraph 54 above, and Evans will be  
26 required to spend a substantial sum in excess of the contract price to complete the project in  
27 accordance with the contract.

28 ///

1 THIRD CAUSE FOR DISCIPLINE

2 (Unlawful Employment of a Revoked Contractor)

3 56. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
4 pursuant to Code section 7115 in that V. Thompson knowingly employed her husband, E. J.  
5 Thompson, a revoked contractor, as the project manager or supervising employee on the Evans  
6 project, in violation of Code section 7121.7, subdivision (a).

7 FOURTH CAUSE FOR DISCIPLINE

8 (Aiding and Abetting an Unlicensed Contractor)

9 57. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
10 pursuant to Code section 7114 in that on the Evans project, V. Thompson, aided or abetted,  
11 combined or conspired with, allowed Respondent Russell/Thompson, Inc.'s license to be used by,  
12 or acted as agent or partner or associate, of E. J. Thompson, a revoked contractor and convicted  
13 felon, with the intent to evade the provisions of the Contractors' State License Law.

14 FIFTH CAUSE FOR DISCIPLINE

15 (Contracting Without a License)

16 58. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
17 pursuant to Code section 7115 in that Respondents acted in the capacity of a contractor on the  
18 Evans project before Contractor's License Number 915036 was issued to Russell/Thompson, Inc.,  
19 in violation of Code section 7028, subdivision (a).

20 SIXTH CAUSE FOR DISCIPLINE

21 (Making Substantial Misrepresentation in the Procurement of a Contract)

22 59. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
23 pursuant to Code section 7161, subdivision (a), in that Respondents' agent, employee and/or  
24 representative, E. J. Thompson, made a substantial misrepresentation in the procurement of the  
25 contract on the Evans project, as follows: E. J. Thompson falsely represented to Evans that he  
26 was a licensed contractor when, in fact, his contractor's licenses were revoked effective March 9,  
27 1995.

28 ///

1 SEVENTH CAUSE FOR DISCIPLINE

2 (Failure to Respond to Written Request of the Registrar)

3 60. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
4 pursuant to Code section 7111.1 in that on the Evans project, Russell failed or refused to respond  
5 to the written requests of the Registrar's representative to cooperate in the investigation of Evans  
6 complaint against Respondent Russell/Thompson, Inc.

7 EIGHTH CAUSE FOR DISCIPLINE

8 (Failure to Provide Consumer with Written Contract)

9 61. Respondents Russell/Thompson, Inc. and Russell are subject to disciplinary action  
10 pursuant to Code section 7159, subdivision (a)(5), in that on the Evans project, Respondents  
11 failed to comply with subdivision (d) of that section, as follows: Respondents failed to provide  
12 Evans with a written contract signed by the parties prior to commencing work on the project,  
13 therefore depriving Evans of notice of her rights and Respondent's duties and responsibilities  
14 under the Contractors' State License Law.

15 OTHER MATTERS

16 62. Pursuant to Code sections 7097 and 7098, if Contractor's License Number 915036,  
17 issued to Respondent Russell/Thompson, Inc., is suspended or revoked, the Registrar may  
18 suspend or revoke, without notice, Contractor's License Number 908016, issued to James Jean  
19 Russell, owner of All Type Construction. Further, the Registrar may suspend or revoke, without  
20 notice, any other license issued in the name of James Jean Russell or for which James Jean  
21 Russell furnished the qualifying experience or appearance.

22 63. Pursuant to Code section 7121.5, if discipline is imposed on Contractor's License  
23 Number 915036, issued to Respondent Russell/Thompson, Inc., James Jean Russell shall be  
24 prohibited from serving as an officer, director, associate, partner, or qualifying individual for any  
25 licensee during the time the discipline is imposed, whether or not he had knowledge of or  
26 participated in the acts or omissions constituting grounds for discipline, and any licensee which  
27 employs, elects or associates James Jean Russell shall be subject to disciplinary action.

28 ///

64. Pursuant to Code section 7122.5, the causes for discipline established as to Respondent Russell/Thompson, Inc. constitute causes for discipline against Contractor's License Number 908016, issued to James Jean Russell, owner of All Type Construction, and any other license issued to James Jean Russell regardless of whether James Jean Russell had knowledge of or participated in the acts or omissions alleged above which constitute cause for discipline against Respondent Russell/Thompson, Inc.

65. Valery Alena Thompson had knowledge of and participated in the acts or omissions alleged above constituting grounds for discipline against Respondents Russell/Thompson, Inc. and Russell.

66. Pursuant to Code section 7121, if discipline is imposed on Contractor's License Number 915036, issued to Respondent Russell/Thompson, Inc., Valery Alena Thompson shall be prohibited from serving as an officer, director, associate, partner, or qualifying individual for any licensee during the time the discipline is imposed, and any licensee which employs, elects or associates Valery Alena Thompson in any capacity other than as a nonsupervising bona fide employee shall be subject to disciplinary action.

## PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Registrar of Contractors issue a decision:

1. Revoking or suspending Contractor's License Number 915036, issued to Russell/Thompson, Inc.;
2. Revoking or suspending Contractor's License Number 908016, issued to James Jean Russell, owner of All Type Construction;
3. Prohibiting James Jean Russell from serving as an officer, director, associate, partner, or qualifying individual of any licensee during the period that discipline is imposed on Contractor's License Number 915036, issued to Russell/Thompson, Inc., or Contractor's License Number 908016, issued to James Jean Russell, owner of All Type Construction;
4. Revoking or suspending any other license for which James Jean Russell is furnishing the qualifying experience or appearance;

- 1           5.     Prohibiting Valery Alena Thompson from serving as an officer, director, associate,  
2 partner, or qualifying individual of any licensee during the period that discipline is imposed on  
3 Contractor's License Number 915036, issued to Russell/Thompson, Inc.;
- 4           6.     Ordering restitution of all damages according to proof suffered by Lolita Evans;
- 5           7.     Ordering Russell/Thompson, Inc. and James Jean Russell, owner of All Type  
6 Construction, to pay the Registrar of Contractors his costs in the investigation and enforcement of  
7 the case according to proof at the hearing, pursuant to Business and Professions Code section  
8 125.3;
- 9           8.     Ordering Russell/Thompson, Inc. and James Jean Russell, owner of All Type  
10 Construction, to provide the Registrar with a listing of all contracting projects in progress and the  
11 anticipated completion date of each;
- 12          9.     Taking such other and further action as deemed necessary and proper.

13  
14 DATED:

*July 16, 2010*

*Wood Robinson* FOR  
WOOD ROBINSON  
Enforcement Supervisor I  
Contractors' State License Board  
Department of Consumer Affairs  
State of California  
Complainant



BEFORE THE  
REGISTRAR OF CONTRACTORS  
CONTRACTORS STATE LICENSE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation  
Against:

STERLING VENTURES, formerly  
E. JAMES CONSTRUCTION  
P. O. Box 9823  
San Rafael, CA 94912  
License No. 605060  
Classification: B

JACKSON ENTERPRISES  
P. O. Box 11944  
San Rafael, CA 94912  
License No. 617470  
Classification: B

Respondent(s)

NORTHERN REGION

CASE NO. N-93-123

DEFAULT DECISION  
OF THE REGISTRAR

Sterling Ventures, referred to as respondent, having been served with the Accusation, Statement to Respondent, and form of Notice of Defense as provided by Sections 11503 and 11505 of the Government Code of the State of California, and having failed to file a Notice of Defense within the time allowed by Section 11506 of said Code; and the default of respondent having been duly entered, the undersigned agency has determined that respondent has waived the right to a hearing to contest the merits of the Accusation, that respondent is in default; and this agency will take action on the Accusation and documents on file herein without a hearing as provided by Sections 11505(a) and 11520 of the Government Code and makes the following findings of fact:

FINDINGS OF FACT

The facts and allegations set forth in the Accusation are true. Said Accusation is on file with the Registrar of Contractors, and the facts and allegations contained therein are incorporated by reference as if fully set forth herein.

DETERMINATION OF ISSUES

Based on the findings of fact stated above, respondent has

committed acts constituting grounds for disciplinary action under Business and Professions Code, Sections 7109(a,b), 7113, 7116, 7119, 7097, 7098, 7121, 7121.5. 7122.5.

ORDER

WHEREFORE, for the aforesaid causes the following order is made:

License No. 605060 issued to Sterling Ventures is revoked.

License No. 617470 issued to Jackson Enterprises is revoked.

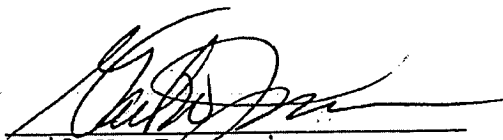
IT IS FURTHER ORDERED that pursuant to Section 7102 of the Business and Professions Code and Section 870 of Title 16 of the California Code of Regulations, respondent Sterling Ventures, license number 605060, shall not apply for reissuance or reinstatement of said license for 5 year(s) from the effective date of this decision.

IT IS FURTHER ORDERED that pursuant to Section 7102 of the Business and Professions Code and Section 870 of Title 16 of the California Code of Regulations, respondent Jackson Enterprises, license number 617470, shall not apply for reissuance or reinstatement of said license for 5 year(s) from the effective date of this decision.

Respondent shall not be deprived of making any further showing by way of mitigation; However, such showing must be made in writing to the Registrar of Contractors, P.O. Box 26000, Sacramento, California 95826, prior to revocation.

This Decision shall become effective on the 9th day of March, 1995

Dated and signed February 7, 1995.

  
Gail W. Jesswein  
Registrar of Contractors

BEFORE THE  
REGISTRAR OF CONTRACTORS  
CONTRACTORS STATE LICENSE BOARD  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation	)	
Against:	)	
	)	
JACKSON ENTERPRISES	)	NORTHERN REGION
P. O. Box 11944	)	
San Rafael, CA 94912	)	CASE NO. N-93-122
License No. 617470	)	
Classification: B	)	DEFAULT DECISION
	)	OF THE REGISTRAR
STERLING VENTURES	)	
1085 Revere Avenue	)	
San Francisco, CA 94124	)	
License No. 605060	)	
Classification: B	)	
Respondent(s)	)	

Jackson Enterprises, referred to as respondent, having been served with the Accusation, Statement to Respondent, and form of Notice of Defense as provided by Sections 11503 and 11505 of the Government Code of the State of California, and having failed to file a Notice of Defense within the time allowed by Section 11506 of said Code; and the default of respondent having been duly entered, the undersigned agency has determined that respondent has waived the right to a hearing to contest the merits of the Accusation, that respondent is in default; and this agency will take action on the Accusation and documents on file herein without a hearing as provided by Sections 11505(a) and 11520 of the Government Code and makes the following findings of fact:

FINDINGS OF FACT

The facts and allegations set forth in the Accusation are true. Said Accusation is on file with the Registrar of Contractors, and the facts and allegations contained therein are incorporated by reference as if fully set forth herein.

DETERMINATION OF ISSUES

Based on the findings of fact stated above, respondent has committed acts constituting grounds for disciplinary action under Business and Professions Code, Sections 7107, 7110, 7116, 7119, 7097, 7098, 7121.5, 7122.5.

ORDER

WHEREFORE, for the aforesaid causes the following order is made:

License No. 617470 issued to Jackson Enterprises is revoked.

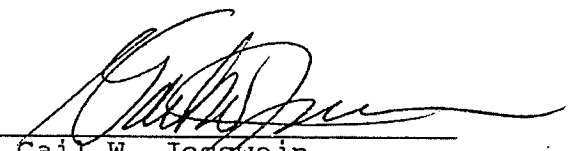
License No. 605060 issued to Sterling Ventures is revoked.

IT IS FURTHER ORDERED that pursuant to Section 7102 of the Business and Professions Code and Section 870 of Title 16 of the California Code of Regulations, respondent Jackson Enterprises, license number 605060, shall not apply for reissuance or reinstatement of said license for 5 year(s) from the effective date of this decision.

Respondent shall not be deprived of making any further showing by way of mitigation; However, such showing must be made in writing to the Registrar of Contractors, P.O. Box 26000, Sacramento, California 95826, prior to revocation.

This Decision shall become effective on the 9th day of March 1995.

Dated and signed February 7, 1995.

  
Gail W. Jesswein  
Registrar of Contractors

5. PERSONNEL AND OTHER ENTITIES

E JAMES CONSTRUCTION  
LICENSE #605060  
CLASSIFICATION B  
EARL JAMES THOMPSON, SOLE OWNER

6. HISTORY OF PRIOR ACTION

NONE

7. SYNOPSIS OF SECTIONS VIOLATED

(7107) Abandoned the project without legal excuse at a time when the following work remained to be completed:

1. Building "A" the administration building was approximately 85% complete with the following major items left to be completed:

- a) Complete the unfinished wall framing.
- b) Complete exterior and interior shear wall nailing.
- c) Install miscellaneous blocking and seismic hardware.

(7113) Failed to complete the project for the price stated in the contract. The owner was required to spend \$38,924.00 in excess of the contract price to complete the project.

Contract Amount	\$724,576.00
Amount Paid on Contract	-610,958.00
Unpaid Balance	113,618.00
AMOUNT OF INJURY TO COMPLAINANT	
Cost to complete the project	\$152,542.00
Unpaid Balance	-113,618.00
Total amount of Injury	\$38,924.00

Paid to Sam Miller to Finish Bldg A	\$109,000.00
Paid to Larsen employees to finish Bldg J	24,942.00
Materials costs to finish Bldg J	3,500.00
Settle two liens filed by suppliers	15,100.00
Cost to complete the project	\$152,542.00

7120 Failed to pay for material and services and as result the prime contractor (Larsen) had to settle the following two liens:

1. Big 4 Rents \$13,000.00
2. Don Haban Supplys 2,100.00

8. WITNESS LIST

Donald Teixeira (Ralph Larsen and Son)  
1849 Bayshore Highway #321  
Burlingame, CA 94010  
Business Phone: 415 692 6874  
Testify as to on-site work, abandonment.

Wm Miller  
119 Jordan Lane  
Napa, CA 94558  
Business Phone: (707) 258-2449  
Testify that he finished Bldg A and was paid

Greg E. Armstrong  
10365 Old Placerville Road Suite 220  
Sacramento, CA  
Business Phone: 916-255-4027  
Testify as to investigation

9. EXHIBIT LIST	DATE
1. LICENSE HISTORY	
2. CONSUMER COMPLAINT	
3. SUBCONTRACT WITH JACKSON ENTERPRISES	9-6-91
4. PAYMENT AND COMPLAINT SUMMARY TO CSLB	7-7-92
5. PAYMENTS TO JACKSON ENTERPRISES	
6. PAYMENTS TO JACKSON'S SUPPLIERS AND UNION TRUST FUND	
7. PAYMENTS MADE TO JACKSON'S EMPLOYEES BY COMPLAINANT	
8. PAYROLL FILE OF LARSEN TO FINISH BUILDING J	
9. LETTER TO RESPONDENT RE: CAUSES OF DELAY	3-4-92
10. NOTICE OF BREACH OF CONTRACT	4-14-92
11. LETTER TO RESPONDENT RE: THEFT OF MATERIAL	4-16-92
12. GRIEVANCE FILED BY RESPONDENTS EMPLOYEES RE: NON PAYMENT OF WAGES	4-16-92
13. LETTER FROM UNION TO LARSEN RE: MASTER AGREEMENT	4-17-92
14. CONTRACT TERMINATION DUE TO BREACH OF CONTRACT	4-20-92
15. LETTER TO RESPONDENT RE: POOR WORKMANSHIP	4-21-92
16. LETTER TO RESPONDENT FROM UNION RE: MONTHLY REPORTS	4-16-92
17. SUBCONTRACT BETWEEN LARSEN & WM MILLER TO COMPLETE	6-4-92
18. LIEN NOTICES BY TWO SUPPLIERS	5-22-92
19. PERFORMANCE INFORMATION	
20. RETURNED NOTIFICATION LETTER FROM LARSEN	5-14-92
21. CSR NOTES	

SUPERIOR COURT No. 13-3824

PROOF OF SERVICE

I, MELISSA DELFIN, declare:

I am a citizen of the United States and a resident of the county of Yolo; I am over the age of eighteen years and not a party to the within entitled action; my business address is 301 Second Street, Woodland, California 95695. On November 5, 2019, I served the within document: SENTENCING BRIEF

- ☐ by placing a true copy thereof in the box located at 301 Second Street, Woodland and clearly designated for daily pick-up by the parties set forth below:
- ☐ by transmitting via facsimile the document listed above on this date before 5:00 pm to the fax number set forth below:
- ☒ by placing a true copy of the above document in a sealed envelope and deposited the same in the United States mail at Woodland, California, addressed as follows:

RODNEY BEEDE  
ATTORNEY AT LAW  
177A LINCOLN AVE  
WOODLAND, CA 95695

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 5, 2019 at Woodland, California.

  
MELISSA DELFIN



1 DANIEL E. LUNGREN, Attorney General  
2 of the State of California  
3 JOHN E. BARSELL  
4 Deputy Attorney General  
5 2101 Webster Street, 12th Floor  
6 Oakland, California 94612-3049  
7 MAILING ADDRESS:  
8 455 Golden Gate Avenue, Room 6200  
9 San Francisco, California 94102-3658  
10 Telephone: (510) 286-4110  
11 Attorneys for Complainant

12 BEFORE THE  
13 REGISTRAR OF CONTRACTORS  
14 CONTRACTORS' STATE LICENSE BOARD  
15 DEPARTMENT OF CONSUMER AFFAIRS  
16 STATE OF CALIFORNIA

17 In the Matter of the Accusation ) NO. N-93-122  
18 Against: )  
19 JACKSON ENTERPRISES ) ACCUSATION  
20 P. O. Box 11944 )  
21 San Rafael, CA 94912 )  
22 License No. 617470, B )  
23 BETH ANN JACKSON, PT )  
24 EARL JAMES THOMPSON, QP )  
25 and )  
26 STERLING VENTURES )  
27 1085 Revere Avenue )  
San Francisco, CA 94124 )  
License No. 605060, B )  
EARL JAMES THOMPSON, Owner. )  
Respondents. )

28 A. T. Lennan, for causes for discipline, alleges:

29 1. Complainant A. T. Lennan makes and files this

1. accusation in his official capacity as Assistant Regional Deputy,  
Contractors' State License Board, Department of Consumer Affairs.

3

4           2.   LICENSE INFORMATION

5           a.   Jackson Enterprises

6           On April 8, 1991, the Registrar of Contractors issued  
7 license number 617470, classification B (general building  
8 contractor), to Jackson Enterprises (hereinafter referred to as  
9 respondent Jackson Enterprises), with Beth Ann Jackson as a  
10 Partner, and Earl James Thompson as the Qualifying Partner. On  
11 April 22, 1993, the license was placed under suspension under Code  
12 of Civil Procedure section 996.340 (contractor's bond). On  
13 April 30, 1993, the license expired while still under suspension.

14           b.   Sterling Ventures

15           On October 18, 1980, the Registrar of Contractors issued  
16 license number 605060, classification B (general building  
17 contractor), to Earl James Thompson, as owner of E. James  
18 Construction. On September 14, 1993, the license was placed under  
19 suspension under Business and Professions Code section 7071.6  
20 (judgment bond). The license was reinstated on October 8, 1993.  
21 On November 12, 1993, the name style was changed to Sterling  
22 Ventures. The license will expire on October 31, 1994, unless  
23 renewed.

24

25           3.   Under Business and Professions Code section 7090,  
26 the Registrar may suspend or revoke any license when he finds that  
27 the holder, while a licensee or applicant, has committed any acts

1 or omissions constituting cause for discipline.

2 Under Business and Professions Code section 7106.5, the  
3 expiration or suspension of a license by operation of law, or by  
4 order or decision of the Registrar, or a court of law, or the  
5 voluntary surrender of the license shall not deprive the Registrar  
6 of jurisdiction to proceed with disciplinary action.

7 Under Business and Professions Code section 118(b), the  
8 cancellation of a license by order of the Registrar shall not  
9 during any period in which it may be reinstated deprive the  
10 Registrar of the authority to undertake disciplinary action.

11 Under Business and Professions Code section 125.3, the  
12 Board may request the administrative law judge to direct a  
13 licensee found to have committed a violation or violations of  
14 the licensing act to pay a sum not to exceed the reasonable costs  
15 of the investigation and enforcement of the case.

16

17

ALHAMBRA HIGH SCHOOL PROJECT

18

19 4. On or about September 6, 1991, respondent Jackson  
20 Enterprises entered into a written sub-contract with Ralph Larsen  
21 & Son, Inc. (the prime contractor on a contract with the Martinez  
22 Unified School District) to frame two school buildings at Alhambra  
23 High School at 150 E Street in Martinez, California, for \$724,576.  
24 Work began on or about October 28, 1991, and work was last  
25 performed on or about April 13, 1992. Respondent Jackson  
26 Enterprises abandoned the project after notification by Ralph  
27 Larsen & Son, Inc. of its breach of contract due to non-payment on  
the part of respondent Jackson Enterprises of employee wages and

1 fringe benefits and non-payment of material suppliers. Ralph  
2 Larsen & Son, Inc. paid directly to respondent Jackson Enterprises  
3 \$220,296.88, and on its behalf \$39,0661.50, for a total of  
4 \$610,958.38, leaving a contract balance of \$113,618.

5  
6 5. Respondent Jackson Enterprises has subjected its  
7 license to discipline under Business and Professions Code section  
8 7107 in that on or about April 14, 1992, it abandoned the Alhambra  
9 High School Project, without legal excuse, leaving the following  
10 work uncompleted:

11 a. Framing for Building A, the Administration Building,  
12 had not been performed.

13 b. Wall framing for Building J, the Math and Science  
14 Building, had not been completed.

15 c. Nailing of exterior and interior shear walls for  
16 Building J, the Math and Science Building, had not been completed.

17 d. Miscellaneous blocking and seismic hardware for  
18 Building J, the Math and Science Building, had not been installed.

19  
20 6. Respondent Jackson Enterprises has subjected its  
21 license to discipline under Business and Professions Code section  
22 7110 in that on the Alhambra High School project, it deliberately  
23 and willfully disregarded and violated section 204 of the Labor  
24 Code of the State of California by failing to pay to its employees  
25 wages earned in or about March and April, 1992, and failed to pay  
26 for the fringe benefits due pursuant to the Carpenters Master  
27 Agreement for Northern California.

1           7. Respondent Jackson Enterprises has subjected its  
2 license to discipline under Business and Professions Code section  
3 7116 in that on the Alhambra High School project, it willfully  
4 failed to pay to its employees the wages due, thereby depriving  
5 them of compensation to which they were entitled under the labor  
6 laws of the State of California as described in paragraph 6 above.  
7

8           8. Respondent Jackson Enterprises has subjected its  
9 license to discipline under Business and Professions Code section  
10 7119 in that it willfully failed to prosecute the Alhambra High  
11 School project with reasonable diligence, thereby causing  
12 substantial injury to the prime contractor Ralph Larsen & Son,  
13 Inc.  
14

15           9. Respondent Jackson Enterprises has subjected its  
16 license to discipline under Business and Professions Code section  
17 7113 in that it failed in a material respect to complete the  
18 Alhambra High School project for the contract price and the prime  
19 contractor, Ralph Larsen & Son, Inc., was required to spend a  
20 substantial sum in excess of the sub-contract price to complete  
21 the work under the sub-contract.  
22

23                                   OTHER MATTERS

24           10. Under Business and Professions Code sections 7097  
25 and 7098, if license number 617470, issued to Jackson  
26 Enterprises, is suspended or revoked, the Registrar may suspend  
27 or revoke, without notice, license number 605060, issued to Earl

1 James Thompson (who serves as the Qualifying Partner for  
2 respondent Jackson Enterprises), as owner of Sterling Ventures;  
3 and the Registrar may suspend or revoke, without notice, any  
4 other license in the name of Earl James Thompson (who serves as  
5 the Qualifying Partner for respondent Jackson Enterprises) or for  
6 which Earl James Thompson furnished the qualifying experience or  
7 appearance.

8  
9 11. Under Business and Professions Code section  
10 7121.5, if discipline is imposed on license number 617470, issued  
11 to Jackson Enterprises, Earl James Thompson (who serves as the  
12 Qualifying Partner for respondent Jackson Enterprises) shall be  
13 prohibited from serving as an officer, director, associate,  
14 partner, or qualifying individual of any licensee during the time  
15 the discipline is imposed and any licensee which employs, elects,  
16 or associates Earl James Thompson shall be subject to  
17 disciplinary action.

18  
19 12. Under Business and Professions Code section  
20 7122.5, the causes for discipline established as to respondent  
21 Jackson Enterprises constitute cause for discipline against  
22 individual license number 605060, issued to Earl James Thompson  
23 (who serves as the Qualifying Partner for respondent Jackson  
24 Enterprises), as owner of Sterling Ventures, regardless of  
25 whether he had knowledge of or participated in the acts or  
26 omissions which constitute cause for discipline against  
27 respondent Jackson Enterprises.

1           13. The facts alleged in paragraphs 5, 6, 8, and 9  
2 constitute breaches of the sub-contract on the Alhambra High  
3 School project, and under Government Code section 11519(d), the  
4 Registrar may require restitution of damages suffered as a result  
5 of such breaches as a condition of probation in the event  
6 probation is ordered.

7  
8           14. Under Business and Professions Code section 7095,  
9 the Registrar in making his order may:

10           a. Provide for the immediate complete suspension by  
11 the licensee of all operations as a contractor during the period  
12 fixed by the decision.

13           b. Permit the licensee to complete any or all  
14 contracts shown by competent evidence taken at the hearing to be  
15 then uncompleted.

16           c. Impose upon the licensee compliance with such  
17 specific conditions as may be just in connection with its  
18 operations as a contractor disclosed at the hearing, and may  
19 further provide that until such conditions are complied with, no  
20 application for restoration of the suspended or revoked license  
21 shall be accepted by the Registrar.

22

23           WHEREFORE, complainant prays that a hearing be held and  
24 that the Registrar of Contractors make his order:

25           1. Revoking or suspending license number 617470,  
26 issued to Jackson Enterprises.

27 ///

1           2. Revoking or suspending license number 605060,  
2 issued to Earl James Thompson, as owner of Sterling Ventures.

3           3. Revoking or suspending any other license issued to  
4 Earl James Thompson or for which he provides the qualifying  
5 experience or appearance.

6           4. Prohibiting Earl James Thompson from serving as an  
7 officer, director, associate, partner, or qualifying individual  
8 of any licensee during the period that discipline is imposed on  
9 license number 617470, issued to Jackson Enterprises.

10          5. Ordering restitution of all damages according to  
11 proof suffered by Ralph Larsen & Son, Inc. as a condition of  
12 probation in the event probation is ordered.

13          6. Ordering restitution of all damages suffered by  
14 Ralph Larsen & Son, Inc. as a result of Jackson Enterprises'  
15 conduct as a contractor, as a condition of restoration of license  
16 number 617470, issued to Jackson Enterprises, and license number  
17 605060, issued to Sterling Ventures.

18          7. Ordering Jackson Enterprises or Earl James Thompson  
19 to pay to the Contractor's State License Board its costs and  
20 charges in investigating and enforcing the case according to  
21 proof at the hearing, pursuant to Business and Professions Code  
22 section 125.3.

23          8. Ordering Jackson Enterprises to provide the  
24 Registrar with a list of all contracting projects in progress and  
25 the scheduled completion date of each.


26 ///

27 ///



1 9. Taking such other and further action as may be  
2 deemed proper and appropriate.

3 DATED: December 28, 1993

4   
5 A. T. LENNAN  
6 Assistant Regional Deputy  
7 Contractors' State License Board  
8 Department of Consumer Affairs  
9 State of California

10 Complainant  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

26 03555110-  
27 SF93AD1102  
dk (12-8-93)

Department of Consumer Affairs  
CONTRACTORS STATE LICENSE BOARD  
Licensee Investigation Report

License No: 617470  
Class: B  
IMS No: NE91-26550  
Date Received: 05-12-92  
Assigned to: GEA  
Date Assigned: 10-9-92

NORTHERN REGION

Complainant or Informant	Address	City	Phone
Ralph Larsen & Son Inc.	1849 Bayshore Hwy #321	Burlingame	94010 415-692-6874

Name of Owner	Address	City	Phone
Martinez Unified School District	921 Susan St	Martinez	510 370-6100

Type and Location of Project	Address	City	Phone
Alhambra High School Buildings	150 E St.	Martinez	510 370-1673

Primary Respondent	Address of Record	City	Phone
Jackson Enterprises	P.O. Box 11944	San Rafael	415 461-2840

Respondent's Personnel	Date Stats Expire
Beth Ann Jackson, P; Earl James Thompson, QP	9-5-94

Sections Violated  
7101, 7113, 7120

Related Sections  
7090, 7097, 7099, 7121, 7121.5

Summary of Investigation Ralph Larsen & Son, Inc, entered into a sub-contract with Jackson Enterprises on 9-6-91. As a subcontractor, Jackson agreed to frame two school buildings at Alhambra High School for a price of \$724,576.00. Jackson Enterprises failed to pay employee wages and also failed to pay suppliers. On 4-20-92 they were formally terminated due to breach of contract. They completed only 85% of the first building, then hired others to build the second. Larsen also paid back wages to Jackson's employees as required by the Unions Master Agreement. Total injury to Larsen is \$38,924.00.

Disposition  
Refer to Accusation

Investigation Closed by: H.E. Campbell Date 8/2/93 Reviewer [Signature]

002320

### 1. CONTRACT INFORMATION

General Contractor: Ralph Larsen & Son Inc.

Contractor: Jackson Enterprises

Date: 09-06-91

Amount: \$723,000.00 plus changes. Total price of \$724,576.00

Location: Alhambra High School  
150 E Street  
Martinez, CA 94553

Agreed Work: New Construction of wood frame 2 story 30,000 sq ft Math and Science Building for high school

Payment Schedule: Draw Schedule

Contract signed by: Donald Teixeira For Ralph Larsen & Son, Inc. Earl Thompson  
for Jackson Enterprises (see Exhibit #3)

### 2. PAYMENT INFORMATION

see Exhibits 5, 6, and 7)

### 3. PERFORMANCE INFORMATION

3. (a) Description of work done:

Project was abandoned before completion

Work Began on: 10-28-91

Work last performed on: 04-13-92

Work in need of correction: None

Work left incomplete: At the time of subcontractor (respondent) abandoned the project, the following work remained incomplete.

1. Building A the Administration Building had not been started.
2. Building J, the Math and Science building was approximately 85% complete with the following major items left to be completed:
  - a) complete the unfinished wall framing
  - b) Complete exterior and interior shear wall nailing
  - c) Install misc blocking and seismic hardware

3. (b) Statement of Complainant:

12-21-93 Deputy Armstrong went to 1849 Bayshore Highway, Burlingame to interview complainant Don Texiera. He verified contract and payment documents and gave a statement summarized as follows:

"Earl James signed the contract for Jackson Enterprises. The total contract price was \$724,576.00. The scope of the work was wood framing for two school buildings. They were buildings A & J which are the Administration Building and the Math and Science Building.

Jackson Enterprises' work began on October 28, 1991. Their last day on the job was April 13, 1992. They were approximately 85% finished with the math and science building and they hadn't started the administration building when they left the job.

It was a Union job, and the Union was going to stop sending men out because Jackson wasn't paying benefits into the Union. In fact, He hadn't paid the men at all for over two weeks. He wasn't paying suppliers either and we were getting requests for joint checks from suppliers to assure payment. We estimated that there was much more work left to do than money that was left to pay Jackson.

We sent them a Notice of Breach of Contract (see exhibit #10) Beth James called and said they could work it out. I requested a written plan but never received one. I followed up with a formal letter of termination (see exhibit #14).

We finished the rest of the math and science building ourselves. We have bills coming in and Stop Notices we need to settle. I'm on the hook because the school district holds my bond. There is still about \$23,000.00 out in Stop Notices to settle (see exhibit #18).

I also had to pay back wages directly to Jackson's employees due to the Union Master Agreement. I had to pay fringe benefits as well (see exhibit #13).

Jackson made no attempt to re-man the job. There is no pending civil suit. We can prove that we paid them in a timely manner. The school district can back us up. In fact, we even advanced them money in an attempt to keep them up and running. e paid them within two days of receiving funds. We had no control over Jackson' payroll. They couldn't make payroll so we issued them weekly checks so they could pay their men."

3. (c) Site Visit:

12-21-92 Deputy Armstrong went to the job-site at Alhambra High School. The two

buildings under contract to Jackson Enterprises were completed by others at the time of my visit.

3. (d) Statement of Respondent/Suspect:

1-25-93 Phone respondent at 415 461-2840-no answer  
1-26-93 Phone respondent at 415 461-2840-no answer  
1-27-93 Phone respondent at 415 461-2840-left message  
1-27-93 Spoke with Earl Thompson who stated he was just the license holder for Jackson Enterprises on the Alhambra High School Job and that the company is gone now. He said he didn't have much information. He said he had limited responsibility and would call me tomorrow to set an appointment.

3. (e) Statement of Expert Witness:

N/A

3. (f) Statement of Others:

12-21-92 Deputy Armstrong went to Alhambra High School to meet with Ralph Larsen and Son Superintendent Vern Bosich. Mr. Bosich's statement is summarized as follows:

"I am the superintendent on the project. Jackson enterprises failed to pay the employees their wages so the guys stopped working. They were about 85% finished with the first building and hadn't started the second. The workmanship was acceptable for the most part, it just wasn't finished."

5-5-93 Deputy Armstrong telephoned William Miller who contracted to construct Building A which was abandoned by Jackson Enterprises. His statement follows:  
"I contracted with Larsen to frame building A for \$109,000.00. The work had not been started by others. We did the job from start to finish and were paid in full." (See exhibit #17)

4. NOTICE OF DISPOSITION

5-5-93 Notified Don Texeira that the case will be referred to legal action.