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Attorneys for Plaintiff

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF CONTRA COSTA

THE PEOPLE OF THE STATE OF CALIFORNIA,	)	Case No.:
	)	
Plaintiff,	)	Application For a Temporary
	)	Restraining Order Barring the
v.	)	Dissipation of Assets
Maria Niduaza,	)	(Penal Code Section 186.11 <i>et seq.</i> )
Defendants.	)	
	)	Date:
	)	Time:
	)	Department:
	)	
	)	

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Petitioner alleges:

1. This is an action requesting a temporary restraining order preventing the dissipation of assets in advance of a hearing for a preliminary injunction and order for a receiver of property under PENAL CODE SECTION 186.11 et seq.
2. This court has jurisdiction under PENAL CODE SECTION 186.11.
3. The subject matter of this action is real property located at:  
783 Green Leaf Drive, Brentwood, Ca.  
1511 Buena Vista St., Brentwood, Ca.
4. Subject Property is located within Contra Costa County and is within the jurisdiction of this Court.
5. Defendant Niduaza operates residential care homes for elderly patients at the listed properties.
6. Defendant failed to pay minimum wages, failed to pay and withhold state taxes and failed to pay appropriate insurance premiums. Defendant's failures to do these acts constitute an unfair business practice. Defendant's failures to do these acts have also led to the current criminal prosecution for fraud.
7. Defendants Rommel and Glenda Publico have engaged in a pattern of criminal profiteering activity during which they have committed felonious acts chargeable and punishable under CALIFORNIA PENAL CODE SECTION 487 and CALIFORNIA UNEMPLOYMENT INSURANCE CODE SECTION 2117.5, 2118.5, and 2108.
8. Subject Property is a property interest acquired by a principal and defendants in a criminal enterprise engaging in fraud, and as such, assets are forfeitable pursuant to PENAL CODE SECTION 186.11.
9. This restraining order is necessary because the defendants have participated in a long-term

criminal fraud and profiteering scheme. The order is also necessary because defendant attempted to obstruct the investigation of these crimes by secreting away the victim/workers when employees of the Department of Industrial Relations came to interview them.

WHEREFORE, Petitioner prays for the orders as follows:

1. For a temporary restraining order declaring subject property frozen pursuant to Penal Code Section 186.11.
2. For an order setting a hearing date for a preliminary injunction and the appointment of a receiver of the property.
3. For such other and further relief as the Court may deem proper.

Dated: January 6, 2016

Respectfully submitted,

MARK PETERSON  
District Attorney

William Jay Murphy  
Deputy District Attorney