

## Constantino, Mary

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**From:** Joseph Prezioso <josephpt522@gmail.com>  
**Sent:** Thursday, August 07, 2014 3:16 PM  
**To:** jayne.kim@calbar.ca.gov  
**Cc:** Beth Hillman; a.murray@wsj.com; adacoordinator@scscourt.org; Alex G Tse; Alison Brunner; Allison Nicho JD; Amir Dan Rubin; Amy Chance; Ashley Dunn; Barbara Ralston; Beverley.Meyers@doj.ca.gov; Bob Salladay; Bryan Greene; Candice M. Will; Carol Hazell, RN, PHN; Carolyn W. Colvin; Catherine Blakemore; chad.terhune@latimes.com; Charles Piller; Christa Scharfenberg; Christopher Cadelago; chubert@sacbee.com; Dan Smith; Dan Walters; Dan Morain; dan noyes; danderluh@sacbee.com; Daniel R. Levinson; Daniel Saban; Dara.Schur@disabilityrightsca.org; dave.cortese@bos.sccgov.org; David Caraccio; David J. Johnson; David J. Johnson; Lewis, David; David Norman; David Sayen; David Siders; Debra Zumwalt; dennisburns@cityofpaloalto.org; Diana S. Dooley; Dianne Feinstein; dprice@padailypost.com; dwalsh@sacbee.com; Edmund G. Brown Jr.; elandsberg@wclp.org; eic@stanforddaily.com; elissa.gershon@disabilityrightsca.org; Elizabeth C. Peterson; elizabeth.zirker@disabilityrightsca.org; emagill@law.stanford.edu; Emily Steel; Eric H. Holder Jr; eric.berumen@mbc.ca.gov; Eva L. Lopez; Eve L. Hill; Gregory Enns; Herbert M. Brown; Hilary Barroga; hilarya@lawfoundation.org; HRC; Ila C. Deiss; inspector.general@usdoj.gov; Info@disabilityrightsca.org; Internal Revenue Service; IRS EO Classification; Ivan Negroni; J. R. Langer; James B. Comey; Jan Bernstein Chargin; Jeanne Allen; Jeffrey K. Harp; Jeffrey F. Rosen; Jeremy B. White; Jennifer.C.Cass@usdoj.gov; Jill Abramson; Jim Tashima; Jocelyn Samuels; Joey Gallardo; Joel Armstrong; John Boehner; John Chase; John D.Trasviña; John Markoff; Jonathan M. Smith; Jonathan Clarkson; Jose Arzate; Joseph Hopkins MD; Joshua Z. Feldman; Joyce L Feuille; Joyce Terhaar; JRosen@da.sccgov.org; Judy Alexander; Kamala D. Harris; Karae M. Lisle; Kathleen Collins; Kathleen Kraskouskas; Ken Yeager; Kenneth J. Carroll; Kevin Aslanian; Kim Swain; Kim, Grace M.; Kim, Grace M.; Kimberly Kirchmeyer; Kimberly Lewis; Kohar Enemark, MPH, OTR/L, CHES; Kris Timo; kristina.loquist@bos.sccgov.org; Kyra Kazantzis; LCSW Beatriz Bravo; Leon Rodriguez; Linda Girvin; Lisa Douglass; Lori Collins; Louis R. Rico; Manuel A. Romero; Maria F. Cremer; Marissa Calma; Mark Geiger; Mark Johnston; Mary Bonilla; Melinda Haag; Stump, Molly; Nathan Robert Barankin; Nathan Robert Barankin; national@nytimes.com; news@stanforddaily.com; Octavio Jimenez; opinions@stanforddaily.com; Palo Alto Family YMCA; Pamela Boughton; Patrick P. O'Carroll Jr.; Patti M Nieves; Paul Hebert; Paula Chaffee, Ph. D.; Phillip Reese; Phyllis W. Cheng; POC for Homeless Persons Ky Le; Preet Bhasin; price@padailypost.com; Raju Narisetti; Raju Narisetti; Rebecca Bond; Rebecca Moskowitz; Richard J. Tietgens; Richard Spector; Zoe Lofgren; Zoe Lofgren; Yeonmi Kim M. S. W. Ph. D.; William Safford; William Shryer; William J. King, Jr.; Will Lightbourne; valerie@carlolawgroup.com; V. David Banda; Travis W England; Tom Knudson; theunit@nbcbayarea.com; The Salvation Army Silicon Valley; susan.taylor@sheriff.sccgov.org; Steven H. Rosenbaum; State Senator Alquist; Scott Lebar; Scott R. Seaman; Sarah DiBoise; Sara Winslow; Sara K. Pratt; Sandy Perry; sadie@firstpaloalto.com; S. Marie ZERR; Roy S. Gordet Attorney at Law; Roy S. Gordet Attorney at Law; Rodrigo Alonso Ph. D.; Robin Brooks; Robert Rosenthal; Robert Moossy; Robert McMenemy; Robert McMenemy; Rebecca Matt  
**Subject:** FORMAL COMPLAINT - DAYANA PELAYO /STATE BAR ACT Article 7 - UNLAWFUL PRACTICE OF LAW  
**Attachments:** Dayana Pelayo.pdf; Gmail 06-27-14 Referral of DOJ to DRC.pdf; Travis England US DOJ.pdf; Gmail - Senate Bill 1100 legislation (Chapter 226, October, 2005).pdf

I file formal complaint against Dayana Pelayo for violation of State Bar Act

I was referred to Disability Rights California by Travis England, Trial Attorney, Disability Rights Section, Civil Rights Division, U.S. Department of Justice (see attached).

Ms. Peayo was contacted me via telephone (she would not provide email or mailing address) and represented herself as:

- a member of the California Bar
- a law clerk for a Federal District Judge, Northern District of California
- an employee of Disability Rights California

**IMPORTANT NOTE:** Disability Rights California is a "Care custodian" as defined in Section 15610.17 (u) of the Welfare and Institutions Code

Any protection or advocacy agency or entity that is designated by the Governor to fulfill the requirements and assurances of the following:

"(1) The federal developmental Disability Assistance and Bill of Rights Act, as amended, contained in Chapter 75 (commencing with Section 6000) of Title 42 of the United States Code, for protection and advocacy of the rights of persons with developmental disabilities.

"(2) The Protection and Advocacy for the Mentally Ill Individuals Act of 1986, as amended, contained in Chapter 114 (commencing with Section 10801) of Title 42 of the United States Code, for the protection and advocacy of the rights of persons with mental illnesses.

Ms. Peayo is in fact NOT A MEMBER OF THE STATE BAR  
IS NOT AN EMPLOYEE OF DISABILITY RIGHTS CALIFORNIA  
And I confirmed with the Federal District Court this morning that SHE IS  
NOT A LAW CLERK in the NORTHERN DISTRICT OF  
CALIFORNIA.

Given that DRC is a Care Custodian this act of moral turpitude by Ms. Peayo is also an act of ABUSE OF A DEPENDENT ADULT.

(A) Section 15610.05 of the Welfare and Institutions Code states:

"„Abandonment" means the desertion or willful forsaking of an elder or a dependent adult by anyone having care or custody of that person under circumstances in which a reasonable person would continue to provide care and custody."

(A) Section 15610.07 of the Welfare and Institutions Code states:

"„Abuse of an elder or a dependent adult" means either of the following:"

"(b) The deprivation by a care custodian of goods or services that are necessary to avoid physical harm or mental suffering."

The Clerk at the Federal District Court instructed me to report this matter to the U.S. Attorney's Office and the California State Bar.

Pursuant to section 6126 of the State Bar Act I am making application to the superior court of California to initiate a proceeding and ask the court to take jurisdiction over the practice of Disability Rights California due to good cause that the interests of this client would be extremely prejudiced if such proceeding was not maintained.

I will also ask the court to issue an order to show cause to Ms. Pelayo to appear before the court to explain, justify and provide an explanation for her behavior and convince the court why it should not order the matter to the U.S. Attorney's Office for indicted for **FALSE IMPERSONATION OF FEDERAL OFFICER OR EMPLOYEE (18 U.S.C. § 912)**.

**And by copy of this e-mail I am making demand upon the U.S. Department of Justice, who MADE THE REFERRAL to me to please URGENTLY PROVIDE ASSISTANCE AND DIRECT ME TO WHERE I CAN FIND PROPER COUNCIL.**

My Case manager has filed a formal complaint of dependent adult abuse with adult protective services. I had to have EMT respond twice in the last two days to provide emergency glucose as my blood sugar was so low - I have been deprived of my home, food stamps, General Assistance, a State Fair Hearing Regarding my Application to the Title XIX GHPP Program and a Fair Hearing on my Social Security Administration Disability Application Hearing which I was not able to attend due to being illegally evicted from my HUD funded THP less than 30 days before the hearing.

If I do not hear from the US. DOJ with an explanation I will also ask the Court to issue a order to show cause to the US DOJ to explain their actions and negligence in this matter given it was the US DOJ that contacted me of May 20 2014 and has now abandoned me including the reprehensible act of the Federal Bureau of Investigation REFUSES SERVICE to THIS CITIZEN Monday and failing to honor its commitment as a signatory law enforcement agency to the Santa Clara County Dependent Adult Abuse Law Enforcement Protocol.

Not only is this failure of a MANDATORY REPORT to act a criminal violation of state law the FBI agent who refused me service (he also refused to identify himself so he may not in fact be a FBI agent) made the following incredulous statements:

- FBI agents by regulation are not permitted to identify themselves
- FBI agents are not subject to California State Law
- I was refused service because Hereditary Disorders **ARE NOT REAL DISABILITIES....**

The California State Legislature begs to disagree and if the U.S. Government will not honor our State's laws then you should never have Federalized this program in 2005 and stood by and watched the rights of 170,000 children get abused as half a billion dollars poured into our state to no benefit of the CCS/GHPP plan participants.

If the State Bar does not act to protect this citizens rights the I will also bring action under CCP 1085 to compel Chief Trial Counsel Kim to act and perform her duty owned to this citizen.

And the question posed on May 7 is still relevant:

"

Who is responsible to make sure that these children, with very serious and complex medical conditions are not having their civil rights violated by the government?"

I am willing to try; which is more than can be said for the cowards on this e-mail.

U.S. Attorney Haag, you were appointed by the President of teh United States? Do you not have anything of

say?

Mr. England, do you have the character to apologize and right the wrong you have done?

It matters not that you are talented attorneys...CHARACTER COUNTS....it is the FIRST ORDER.....without CHARACTER nothing else matters..

Only the most severe neurotic can twist a way to justify what had transoiried here..

.it is what it is....

--  
**Joseph A Prezioso**  
VICTIM OF DEPENDENT ADULT ABUSE



Joseph Prezioso &lt;josephpt522@gmail.com&gt;

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**Re: FW: Santa Clara County**

1 message

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**Joseph Prezioso** <josephpt522@gmail.com>

Fri, Jun 27, 2014 at 12:45 AM

To: Catherine Blakemore &lt;Catherine.Blakemore@disabilityrightsca.org&gt;

Cc: Kim Swain &lt;Kim.Swain@disabilityrightsca.org&gt;

Thank you Executive Director Blakemore,

I have seen some of Managing Attorney Swain's work...it is most impressive...and we have some excellent legal aid attorneys as well in Santa Clara County that I am sure you are aware of...but there are complications that you understand better than I that prevent them from becoming involved..

Please know that I did go extraordinary lengths to try to negotiate with InnVision, the THP Operator, including invoking my rite to MANDATORY MEDIATION under the Palo Alto municipal code but Landlord would not respond....the as it seemed almost ridiculous that thus issue would require litigation.....

But I am homeless, ALL ASSISTANCE HAS BEN TERMINATED (FS + GA) - ILLEGALLY AS IT WAS LAST MONTH BUT UNLIKE LAST MONTH I CAN NOTHING TO DEFEND MYSELF NOW. ..

It would appear that I have been "blacklisted" in SCCCoC....

My health is very poor...I have tried for over 2 months to just be able to apply to the Faith In Action THP..... no response.....I will call the number indicated tomorrow morning...

Thank you both for your consideration...

Joseph

I hope you can help me.....many of the other THP residents are watching...rooting for me....but to scared to speak up.....you will give them all hope if you can advocate our cause...

On Thu, Jun 26, 2014 at 6:43 PM, Catherine Blakemore <Catherine.Blakemore@disabilityrightsca.org> wrote:

Thank you for your inquiry. For individual legal assistance, please contact our Bay Area Office 510 267-1200. Our staff in that office will discuss your concerns with you, determine if it is an area we can assist with and/or advise

you of other sources of assistance. I have cc'd the Managing Attorney of the office, Kim Swain, so that she can advise staff of our office that you will be contacting them.

Best regards

CB

**From:** Joseph Prezioso [mailto:josephpt522@gmail.com]  
**Sent:** Wednesday, June 25, 2014 5:12 PM  
**To:** Catherine Blakemore  
**Cc:** Travis W England  
**Subject:** Fwd: FW: Santa Clara County

Executive Director Blakemore,

I am in urgent desperate need of some legal advocacy.....and if U.S. Attorney Travis England recommends you...that is quite a recommendation.....your team must be very good at what they do...

Please let me know if you can help.....

Thank you,

Joseph

----- Forwarded message -----

From: **England, Travis (CRT)** <Travis.England@usdoj.gov>  
Date: Wed, Jun 25, 2014 at 5:13 AM  
Subject: RE: FW: Santa Clara County  
To: Joseph Prezioso <josephpt522@gmail.com>

Dear Mr. Prezioso –

I have received your emails over the last several weeks. As you may know, I'm an attorney in the Disability Rights Section of the Civil Rights Division in the U.S. Department of Justice. Our office investigates allegations of disability-based discrimination. I have forwarded your correspondence to our ADA Complaint intake unit, where it will be reviewed and, if deemed appropriate, a follow-up will occur. Our office does not and cannot offer individual legal representation, however. Some of your emails indicate that you may need immediate assistance. Have you reached out to Disability Rights California? Disability Rights California is California's designated agency to provide protection and advocacy services for individuals with disabilities. That organization or another organization or legal office may be able to provide assistance that my office cannot. I have copied Disability Rights California's web address below:

<http://www.disabilityrightsca.org/>

Thank you,

Travis England

**From:** Joseph Prezioso [mailto:josephpt522@gmail.com]

**Sent:** Monday, June 23, 2014 2:07 AM

**To:** Nichol, Allison (CRT); Barranti, Michael (OIG); Smith, Jonathan (BOP); Hill, Eve (CRT); Bond, Rebecca (CRT); Samuels, Jocelyn (CRT); Winslow, Sara (USACAN); Brown, Adrian (USAE0); Cass, Jennifer C (CRT); Feedback, Civil; England, Travis (CRT); Haag, Melinda (USACAN); Tse, Alex (USACAN)

**Subject:** Fwd: FW: Santa Clara County

Could someone please be so kind to explain as to why I am on the street again tonight....why it the law says I am a tenant do the police come and throw me out without a court order?

Why is Secretary Sebelius said I am entitled to a State Fair Hearing ...that everyone else can have....but I am still waiting 3 years later.....why harm could come from a State Fair Hearing.??? Has anyone ever heard or seen another citizen have to wait this long for a fair hearing?

Why will no one help?

Hut is it that a whole group of citizens, people with genetic disorders are singled out en masse and the entire group has its due process rights takes away..a group of disabled. citizens rights and not a word?

Why does no one care?

Can someone please explain?



I just cannot understand it?

When I read the statue it says SHALL INVESTIGATE...NOT  
MAY?

Is it even productive for certain groups of people to try to read the  
law?

How does one tell real laws vs the fake ones?

Why does the U.S. Department of Justice not even try to get the  
\$500 million back...does the U.S.Treasury not need the money..?

I cannot make any sense out of any this? I thought lawyer's were  
supposed to make logical arguments well?

What more could have I done.?

> From: Douglas.Press@dhcs.ca.gov  
> To: joseph.prezioso@att.net  
> Subject: RE: Santa Clara County  
> Date: Tue, 26 Jun 2012 18:46:05 -0800

>

> I will try to call you tomorrow.

>

>

>

> —Original Message—

> From: Joseph Prezioso [mailto:joseph.prezioso@att.net]  
> Sent: Tuesday, June 26, 2012 07:42 PM Pacific Standard Time  
> To: Press, Douglas (DHCS-EXEC-OLS)  
> Subject: Santa Clara County  
>  
> Chief Counsel Press,  
>  
>  
>  
> Santa Clara County is incorrigible. They are suffering from some type of mass delusion that they have handled my Medi-Cal and LIHP-MCE applications with absolute perfection (this is despite kicking me out of my FQHC for filing a grievance – though Santa Clara County acts as if SCVMC is some foreign entity) – people or organizations that are that insecure that they cannot ever admit a mistake really frighten me...  
>  
>  
>  
> I don't see how it is possible to try and work with you constructively when I am under continued sustained attack by my local government....it is just a matter of time (like 2 days after I filed for my Medi-Cal State Fair Hearing) before another "mistake" cancels my General Assistance and I have another crisis....  
>  
>  
>  
> They control all the local resources that I am entitled to and qualified for but cannot get access to – there is a THP program that the program manager vetted me for and Homeless Coordinator that the Congresswoman Lofgren sent me to see thought was a great fit for my situation and even called on my behalf.....but at the end of the day all the County has to do is wink and suddenly I am not qualified – they were the ones who set up that whole phony Medi-Cal hearing to cover up the Second Medi-Cal Application they were dragging out because at that point I should have been in the LIHP MCE but they had other plans than follow the law.....it was the County who had me evicted from the Emmanuel House...  
>  
>  
>  
> I have no idea how this all works...but CDSS is already on record twice that Santa Clara County has acted improperly with regards to my Medi-Cal Application and said an investigation is underway...  
>  
>  
>  
> If someone in Sacramento cannot get these jackals off my back then my only option is to try my best in the courts....or press...or US DOJ....  
>  
>  
>  
> I want to work with you – I want to work with the CMS team – but if my state and federal government cannot protect me from the assault and abuse I've been subject to and at least stop it from going forward then I have to pursue another strategy to try and protect myself – please remember I am quite ill living day to day on the street.....  
>  
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>  
> Sir, please get these folks off my back or at least out of the way if they do not want to help....otherwise want you want to try and do won't work and is not fair to me and I should focus all my energy on getting into court and a more aggressive press strategy (I have avoided contacting FOX as I do not wish to politicize this issue – but yes I do think they would find this an attractive story)...  
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>  
>  
> There are several slots available in THP programs that are a good fit for my medical condition – I am certain

a phone call from the right person in Sacramento can put a stop to this nonsense – if I am supposed to be a good guy working this out with my government then can I at least be treated like a good guy?

>  
>  
>

> This is the very reason the LGPD was the only police department that actually filed a criminal report regarding the Hereditary Disorders Act....they read the statue – they knew what was going on – and they really wanted to help – they even referred me to Victims of Crime program to try and get me some help – one catch – the crime has to be prosecuted – and since the “criminal” was Health Advocates LLC – a subcontractor to Santa Clara County (and just about every county in the state) you can forget that – the DA fell silent...

>  
>  
>

> And if you want to know where this whole thing completely spun out of control look no further than SCVMC Director of Customer Service, Shari Hurst – who is nothing short of a crime boss! She turned this things into the unholy mess it has become.

>  
>  
>

> So get them off my back – get me into APS in Sacramento (I do meet the legal definition of a dependent adult) – if you can't get me into a safe situation then I have to fight for my life - all I've wanted all along is the medical care I am entitled to so I can get on with my life...

>  
>  
>

> I look forward to speaking with you tomorrow – but if you cannot give some tangible plans on how I get out of this what do people expect me to do – with all my complicated medical conditions – no medical treatment – getting kicked out of shelters for writing letters...I do understand why this is best handled in an organized way for the greater good but someone has to demonstrate they understand the reality I am experiencing on the ground (backed by irrefutable evidence) – Mr. Press, it is not safe for me to go to an ER in Santa Clara County – my last visit I was told by the triage nurse to leave or they would call the police – and I am supposed to file a complaint with OCR Region IX and wait 10 months for them to look into the matter.....this is reality

>  
>  
>

> I do not accept that the State Government cannot put stop to this especially if I am working with the government cooperatively as asked.....where is AG Harris – all she has to do is pick up the phone tell these people to back off.....

>  
>  
>

> This is much, much uglier than what you have seen in Sacramento.....I'll walk you through the whole sorry affair and give you all my evidence and leave it to you to sort out – but please sir – all I ask is what I am entitled to - a safe shelter program that is consistent with my medical condition so that I can recover and proper medical care.....

>  
>  
>

> Before you can start investigating the criminal activity must be stopped first.....and if you do not believe what I allege is true then there is no point in sneaking.....

>  
>  
>

> Joseph A Prezioso  
>  
> 405 N Fourth St B18  
>

- > San Jose CA 95112
- >
- > 408-883-5446
- >
- > 877-493-2031 fax
- >
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**Joseph A Prezioso**

**80 South Market Street**

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**THINKSTRONG**



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—  
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Joseph Prezioso <josephpt522@gmail.com>

## Senate Bill 1100 legislation (Chapter 226, October, 2005)

1 message

Joseph Prezioso <josephpt522@gmail.com>

Wed, May 7, 2014 at 4:06 PM


To: senator.yee@sen.ca.gov, Mareva.Brown@sen.ca.gov, Alicia.Lewis@sen.ca.gov, senator.berryhill@sen.ca.gov, Brent.Finkel@sen.ca.gov, senator.liu@sen.ca.gov, Darcel.Sanders@sen.ca.gov, senator.emmerson@sen.ca.gov, Teresa.Trujillo@sen.ca.gov, senator.evans@sen.ca.gov, Sofia.andrade@sen.ca.gov, senator.wright@sen.ca.gov, Stan.DiOrio@sen.ca.gov, Assemblymember.stone@assembly.ca.gov, Myesha.Jackson@asm.ca.gov, Assemblymember.Ammiano@assembly.ca.gov, Wendy.Hill@asm.ca.gov, Assemblymember.Mainenschein@assembly.ca.gov, Erin.Donnette@asm.ca.gov, Assemblymember.Hall@assembly.ca.gov, Brian.Duke@asm.ca.gov, Assemblymember.calderon@assembly.ca.gov, Kelsy.Castillio@asm.ca.gov, Assemblymember.Garcia@assembly.ca.gov, philip.horner@asm.ca.gov, Assemblymember.Grove@assembly.ca.gov, Kristina.Brown@asm.ca.gov  
Cc: Joyce Terhaar <jterhaar@sacbee.com>, Kimberly Lewis <nhelpdc@healthlaw.org>, Laurence Paradis <lparadis@drlegal.org>, "Lisa Porria, cHAP" <lisa.porria@hcahealthcare.com>, Raju Narisetti <raju.narisetti@wsj.com>, Shira Wakschlag <swakschlag@dredf.org>, chad.terhune@latimes.com, pat.mcmahon@latimes.com  
Bcc: Travis W England <travis.england@usdoj.gov>, Alex G Tse <alex.tse@usdoj.gov>, Melinda Haag <melinda.haag@usdoj.gov>, Joann M Swanson <lla.deiss@usdoj.gov>, Michael T Pyle <michael.t.pyle@usdoj.gov>, Jennifer.C.Cass@usdoj.gov, Leif.Johnson@usdoj.gov, jocelyn.samuels@usdoj.gov, Eve.Hill@usdoj.gov

**"Effective September 1, 2005, with Centers for Medicare & Medicaid Services approval and Senate Bill 1100 legislation (Chapter 226, October, 2005), CCS and GHPP became Title XIX Medicaid waiver programs. Both programs will now be regarded as "Medicaid" programs."**

Since the California State Legislature has passed the subject law NOT A SINGLE CHILD ENROLLED IN EITHER THE CCS or GHPP programs has EVER REQUESTED A STATE FAIR HEARING which they are legally entitled to. Doesn't that seem irregular to you?

Who is responsible for Legislative Oversight of DHCS & CDSS to make sure that these children, with very serious and complex medical conditions are not having their civil rights violated by the government?

 **Federalization of the GHPP CCS Programs Title XIX ...**

 **(A) email Secretary Sebelius US HHS 05-27-12 GHPP Fair ...**

Thank you.

—  
**Joseph A Prezioso**

**80 South Market Street**  
**San Jose CA 95113**  
**408-483-7877**  
**855-250-6990 (Fax)**  
**THINKSTRONG**

**Constantino, Mary**

---

**From:** Heidi Yauman <heidi.yauman@mail.com>  
**Sent:** Saturday, August 09, 2014 8:07 PM  
**To:** steve.baty@cityofgilroy.org; steve.baty@cityofgilroy.org; Lee.Butler@ci.gilroy.ca.us; jmkcplcgilroy@aol.com; cog.hr@cityofgilroy.org; bles@ci.gilroy.ca.us; Tarasco@cityofgilroy.org  
**Cc:** mary.murtagh@eahhousing.org; MP-MANAGER@eahhousing.org; ELAINE.BOUCHARD@eahhousing.org; Dino, Joel; Quillman, Margaret; Spotwood, Alicia; anne.macleod@cityofpaloalto.org; HRC; NANCY.THOMPSON@eahhousing.org; cheryl.stevens@cco.sccgov.org; ridendtrainn@gmail.com; mark.gonzalez@cco.sccgov.org  
**Subject:** Fw: Recorded Statements / Re: EAH Housing  
**Attachments:** MARY\_MURTAGH\_PROMOTES\_VIOLENCE2.gif; orry\_korb\_drops\_bomb\_hud\_subsidized\_eah\_housing\_markham\_paza\_apartment\_compl ex2.gif; ORRY-KORB-GREENLIGHT-CRIMINAL-PROTECTION-RACKET-EAH-HOUSING\_FRAUD1.gif

**Sent:** Saturday, August 09, 2014 at 8:00 PM

**From:** "Downtown San Jose" <downtown.sanjose.california@gmail.com>

**To:** leslye.corsiglia@sanjoseca.gov, Housing@sanjoseca.gov, housing@sunnyvale.ca.gov, madison.nguyen@sanjoseca.gov, district3@sanjoseca.gov, hgrunt@novato.org, housing@cupertino.org, "Arlene Peterson" <arlene.peterson01@gmail.com>, larry.kubo@cco.sccgov.org, orry.korb@cco.sccgov.org, jeff.smith@ceo.sccgov.org, jrosen@da.sccgov.org, fehouncil@dfeh.ca.gov, city.council@menlopark.org, city.council@cityofpaloalto.org, heidi.yauman@mail.com

**Subject:** Recorded Statements / Re: EAH Housing

**Complaints about EAH Housing: Elaine Bouchard – EAH Housing / Markham Plaza property manager. Hostile Living Environment, Eviction Fraud, Harassment, Violence and Embezzlement**

	<a href="#"><u>EAH Housing Audio 1</u></a>
	<a href="#"><u>EAH Housing Audio 2</u></a>
	<a href="#"><u>EAH Housing Audio 3</u></a>
	<a href="#"><u>EAH Housing Audio 4</u></a>
	<a href="#"><u>EAH Housing Audio 5</u></a>
	<a href="#"><u>EAH Housing Audio 6</u></a>
	<a href="#"><u>EAH Housing Audio 7</u></a>
	<a href="#"><u>EAH Housing Audio 8</u></a>



**Constantino, Mary**

**From:** Tony Ciampi <t.ciampi@hotmail.com>  
**Sent:** Thursday, August 14, 2014 9:04 PM  
**To:** Burt, Patrick; Council, City; Klein, Larry; michael.gennaco@oirgroup.com; Burns, Dennis; Keene, James; Stump, Molly; McAdams, Karen; Holman, Karen; HRC  
**Cc:** kamala.harris@doj.ca.gov; gerald.engler@doj.ca.gov; jrosen@da.sccgov.org; jay.boyarsky@da.sccgov.org; mbuller@da.sccgov.org; david.angel@da.sccgov.org; terry.harman@da.sccgov.org  
**Subject:** 3 PAPD Officers Expose Department Corruption

Palo Alto City Councilman Pat Burt,

You wanted to know if you had any corrupt police officers in your department. I told you Chief Dennis Burns, Sgt. Natasha Powers, (who was fired from what I hear), Officers Kelly Burger, Manuel Temores, April Wagner, and a few others.

<http://chiefburns.weebly.com/exhibit-5.html>

<http://chiefburns.weebly.com/>

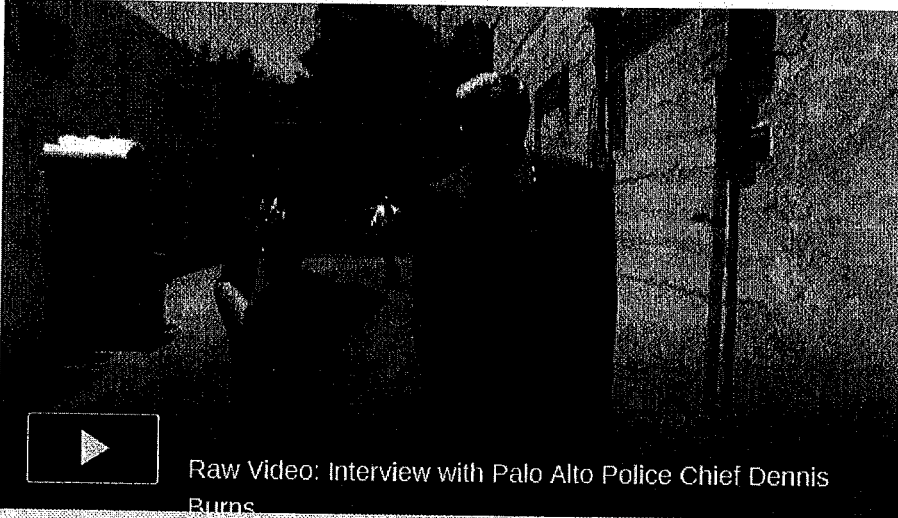
But you didn't do anything and therefore the corruption continues.

<http://www.nbcbayarea.com/investigations/Palo-Alto-Police-Officers-Say-Ticket-Quotas-Put-Public-Safety-at-Risk-271004841.html>

IT IS VERY TELLING THAT 80 PERCENT OF OFFICERS FEAR RETALIATION FROM DEPARTMENT LEADERS.

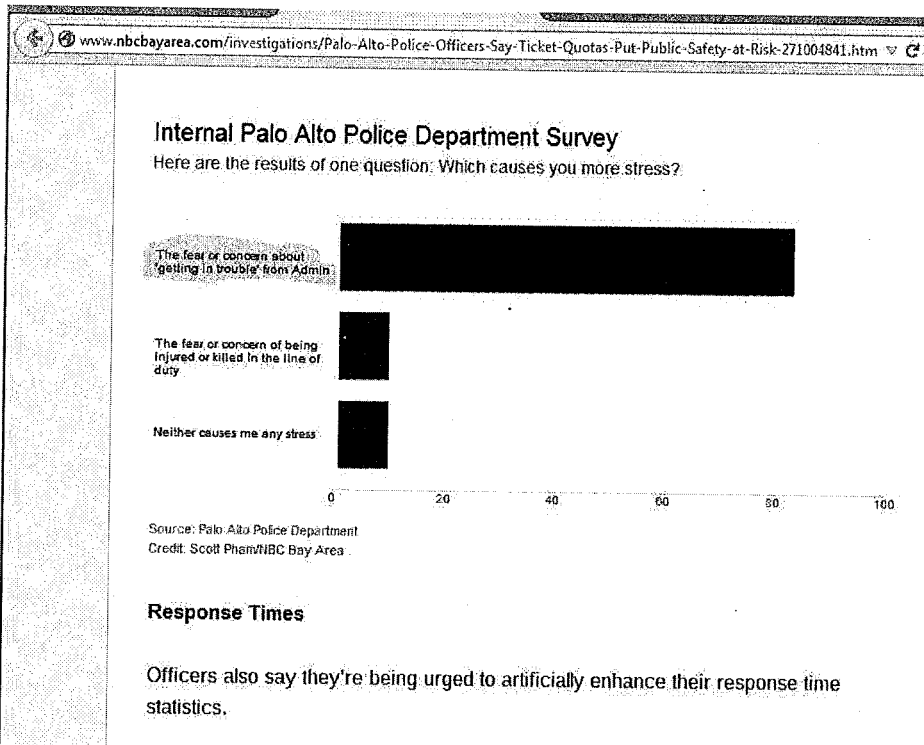
The screenshot shows the NBC Bay Area website interface. At the top, there is a navigation bar with the NBC Bay Area logo, a search bar, and a temperature display of 68°. Below the navigation bar, there is a section for 'THE INVESTIGATIVE UNIT' with the tagline 'HOLDING THE POWERFUL ACCOUNTABLE' and a 'SEND TIPS 888-996-8477' button. The main content area features the article title 'Palo Alto Police Officers Say Ticket Quotas Put Public Safety at Risk' under the 'INVESTIGATIONS' category. The browser's address bar shows the URL: www.nbcbayarea.com/investigations/Palo-Alto-Police-Officers-Say-Ticket-Quotas-Put-Public-Safety-at-Risk-271004841.html.

"Whether he's my friend or not, a friend tells a friend the truth. Dennis, why aren't you responding? What do you have to hide?" James told NBC Bay Area.



Raw Video: Interview with Palo Alto Police Chief Dennis Burns

Members of a Bay Area police agency say the leadership at their department is choosing public image over public safety. Vicky Nguyen reports in a video that aired on August 12, 2014.



They said the pressure to write more tickets led some officers to avoid patrolling neighborhoods and parks, turning instead to high traffic areas where they could boost their ticket numbers.

No state or local agency...may establish any policy requiring any peace officer or parking enforcement employees to meet an arrest quota.

*California Vehicle Code 41602*

It's a concern echoed by three members of the police force who agreed to speak on camera, with identities disguised. They say they turned to NBC Bay Area after administrators ignored the concerns raised in the survey.

Tony Ciampi

**Constantino, Mary**

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**From:** winter dellenbach <winterdell@earthlink.net>  
**Sent:** Sunday, August 31, 2014 11:34 AM  
**Subject:** What is happening with Buena Vista - Hearing Officer decision

Dear Friends - Many of you may have read this week that the Buena Vista Hearing Officer (May Hearing) issued his tentative decision about the adequacy of the Relocation Plan and compensation to mitigate loss to residents should they have to leave - loss of homes, property, and for relocation costs. Below is the piece I just wrote for our Barron Park newsletter, published soon - it will fill you in on details and where to from here. While this is not the tentative decision we wanted, it is hardly insurmountable.

The actual decision is attached, below.

Keep the Faith -

Winter Dellenbach

Friends of Buena Vista

fobv.org

### **What is happening with Buena Vista?**

Winter Dellenbach

A dynamic 3-night, mid-May legal Hearing highlighted the competing property rights of the landowner and resident homeowners. The legal issue to be decided was if the property owner's Relocation Plan for residents was adequate to compensate for loss of homes and property, and if it made relocation to a comparable community actually possible. The lawyers cited law and questioned expert witnesses about the cost of replacing mobile homes, housing prices, how the value of residents' property was determined, and the impact on Buena Vista children of losing their good schools. Testimony from residents and the public was given.

The Hearing Officer (an east Bay attorney) recently issued a *tentative* decision, finding the owner's Relocation Plan and compensation adequate (many would disagree). Though some recent news headlines state this decision "paves the way... to closure", it does not – the road to closure is full of

potholes and the process will continue to slowly roll on to its unknown conclusion that may or may not result in residents leaving.

At the least, a more reasoned, analytical, and evidence-based decision was anticipated, but the Hearing is another stop along the way of a lengthy process that will sometimes hearten and sometimes disappoint.

In the meantime, the huge developer Prometheus Real Estate Group ended its dream, at least for now, to build 180 apartments, none affordable.

What's next? The Hearing Officer will issue a final decision probably in the fall. It may be appealed to our City Council (this years or next years) - the first and possibly last time the city would formally consider any aspect of Buena Vista. This should give us all pause - that 400 Palo Alto residents could be forced out of town with so little city due process or direct involvement). This Appeal, if it happens, will be unique in our history and may not end there.

Candidates for November's election should be asked: What will *you* do if elected to prevent Palo Alto residents being forced from their homes, schools, and jobs by redevelopment? What is your plan to preserve or replace, if lost, existing affordable housing? What value does our economic and ethnic diversity have for Palo Alto and what will you do to preserve and support it?

See decision here:

<http://www.cityofpaloalto.org/civicax/filebank/documents/43616>

**Constantino, Mary**

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**From:** chuck jagoda <chuckjagoda1@gmail.com>  
**Sent:** Tuesday, September 02, 2014 9:19 PM  
**To:** Stop the Ban Google Discussion Group; Chris Richardson; Shaun Warren; HRC; Kelcy Fleming; Paul Costelloe  
**Subject:** Tiny Houses in Portland

<http://www.truth-out.org/news/item/25942-can-tiny-houses-solve-homelessness-in-portland>

Chuck

**Constantino, Mary**

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**From:** chuck jagoda <chuckjagoda1@gmail.com>  
**Sent:** Thursday, September 04, 2014 11:34 AM  
**To:** Stop the Ban Google Discussion Group; HRC; William Safford; becky\_johnson222@hotmai.com; Robert Norse; Board; Sandy Perry-HCA; Chris Richardson; Shaun Warren; Mila Zelkha; Kelcy Fleming; MacBook; Mary Stuart; Ed Frey; Burns, Dennis; Mark Petersen-Perez; Mark Weiss; Heiri Schuppisser; Bains, Paul; Steve Pleich  
**Subject:** UN Condemns US Criminalization of Homeslessness

# NATIONAL LAW CENTER ON HOMELESSNESS & POVERTY

FOR IMMEDIATE RELEASE

September 2, 2014

Contact: E:  
(202) 638-2535 F  
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## **U.N. Committee Condemns U.S. Criminalization of Homelessness**

*Second Time this Year Criminalization Condemned by U.N. Human Rights Monitors*

**WASHINGTON, DC** - The U.N. Committee on the Elimination of Racial Discrimination in Geneva today stated it is "concerned at the high number of homeless persons, who are disproportionately from racial and ethnic minorities ... and at the criminalization of homelessness through laws that prohibit activities such as loitering, camping, begging, and lying in public spaces" and called upon the U.S. government to take corrective action. The Committee further included criminalization of homelessness in a short list of topics it wants the U.S. to "provide detailed information in its next periodic report on concrete measures taken to implement these recommendations." The U.S.'s next report is due in 2017.

The Committee's statement is part of its Concluding Recommendations, following a two

day review of U.S. government compliance with the International Convention on the Elimination of All Forms of Racial Discrimination, a treaty ratified by the U.S. in 1994.

The National Law Center on Homelessness & Poverty ("NLCHP"), which had submitted a report to the Committee as part of the review process, applauded the Committee's findings.

"Criminally punishing people simply for having no legal place continues to put the U.S. on the wrong foot on the international stage," said Maria Foscarinis, NLCHP Executive Director. The organization issued a major report on the criminalization of homelessness in July, and litigates to challenge the practice. "We welcome the Committee's Concluding Observations and call on our government to take swift action to solve homelessness with homes, not jails and prisons."

Jeremy Rosen, Director of Advocacy at NLCHP, was in Geneva for the hearings and stated, "The Committee's review also addressed the broader criminalization of race, highlighted by recent protests in Ferguson, MO around the killing of Michael Brown. Because homelessness disparately affects racial minorities, and because homeless persons are often more visible on the streets, this often compounds their profiling and ill-treatment by police. Until the U.S. reduces racial disparities in housing, we're going to continue to see them in criminal justice, and vice versa."

Echoing the recommendations of the U.N Human Rights Committee in March, the Committee's called on the U.S. to: "(a) Abolish laws and policies making homelessness a crime; (b) Ensure close cooperation among all relevant stakeholders, including social, health, law enforcement and justice professionals at all levels to intensify efforts to find solutions for the homeless in accordance with human rights standards; and (c) Offer incentives to decriminalize homelessness, including by providing financial support to local authorities that implement alternatives to criminalization, and withdrawing funding from local authorities that criminalize homelessness."

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*The National Law Center on Homelessness & Poverty is the only national organization providing high-level, comprehensive legal and legislative expertise resolving national homelessness issues through advocacy, advocacy training, public education, and impact litigation.*