

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS
 DATE: 11/14/15

Departmental Concurrence

**SUBMITTAL TO THE BOARD OF SUPERVISORS
 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

628 A



FROM: Don Kent, Treasurer-Tax Collector

SUBMITTAL DATE:
OCT 14 2015

SUBJECT: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 199, Item 239. Last assessed to: John M. Kanaley & Tasha Shontay Kanaley. District 3 [\$7,000]. Fund 65595 Excess Proceeds from Tax Sale.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from John M. Kanaley, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 446320064-5;
 (continued on page two)

BACKGROUND:

Summary

In accordance with Section 3691 et seq. of the California Revenue and Taxation Code, and with prior approval of the Board of Supervisors, The Tax Collector conducted the February 4, 2014 public auction sale. The deed conveying title to the purchasers at the auction was recorded March 21, 2014. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on April 22, 2014 to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of lot book reports as well as Assessor's and Recorder's records, and various research methods were used to obtain current mailing addresses for these parties of interest.
 (continued on page two)


 Don Kent
 Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 7,000	\$ 0	\$ 7,000	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale	Budget Adjustment: N/A
	For Fiscal Year: 15/16

C.E.O. RECOMMENDATION:

APPROVE

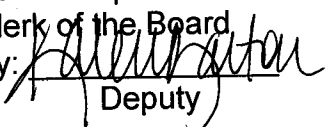
BY: 
 Samuel Wong

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
Nays: None
Absent: None
Date: November 3, 2015
xc: Treasurer

Kecia Harper-Ihem
 Clerk of the Board
 By: 
 Deputy

Prev. Agn. Ref.: | District: 3 | Agenda Number:

9-32

- Positions Added
- Change Order
- A-30
- 4/5 Vote

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

FORM 11: Recommendation for Distribution of Excess Proceeds for Tax Sale No. 199, Item 239. Last assessed to: John M. Kanaley & Tasha Shontay Kanaley. District 3 [\$7,000]. Fund 65595 Excess Proceeds from Tax Sale.

DATE: OCT 14 2015

PAGE: Page 2 of 2

RECOMMENDED MOTION:

2. Deny the claim from Tasha S. Kanaley;
3. Authorize and direct the Auditor-Controller to issue a warrant to John M. Kanaley in the amount of \$7,000.06, no sooner than ninety days from the date of this order, unless an appeal has been filed in Superior Court, pursuant to the California Revenue and Taxation Code Section 4675.

BACKGROUND:

Summary (continued)

The Treasurer-Tax Collector has received two claims for excess proceeds:

1. Claim from John M. Kanaley based on a Quit Claim Deed recorded April 04, 2005 as Instrument No. 2005-0260699, a Revocation of Power of Attorney dated October 16, 2004, a Judgment of Dissolution of Marriage dated August 12, 2014, a Notice of Entry of Judgment dated August 12, 2014 and a Statement of Facts from John M. Kanaley dated September 14, 2015.
2. Claim from Tasha S. Kanaley based on a Quit Claim Deed recorded April 04, 2005 as Instrument No. 2005-0260699.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that John M. Kanaley be awarded excess proceeds in the amount of \$7,000.06. The claim from Tasha S. Kanaley be denied since she transferred title to the property to include herself on title using a revoked Power of Attorney. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimants by certified mail.

Impact on Citizens and Businesses

Excess proceeds are being released to the last assessee of the property.

ATTACHMENTS (if needed, in this order):

Copies of the Excess Proceeds Claim forms and supporting documentation are attached.

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY
(SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)

To: Don Kent, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 199 Item 239 Assessment No.: 446320064-5

Assessee: KANALEY, JOHN M & TASHA SHONTAY

Situs:

Date Sold: February 4, 2014

Date Deed to Purchaser Recorded: March 21, 2014

Final Date to Submit Claim: March 23, 2015

RECEIVED
2015 JAN 22 PM 1:59
RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 7000.04 from the sale of the above mentioned real property. I/We were the lienholder(s), property owner(s) [check in one box] at the time of the sale of the property as is evidenced by Riverside County Recorder's Document No. 2005-0240694; recorded on 04/04/2005. A copy of this document is attached hereto. I/We are the rightful claimants by virtue of the attached assignment of interest. I/We have listed below and attached hereto each item of documentation supporting the claim submitted.

NOTE: YOUR CLAIM WILL NOT BE CONSIDERED UNLESS THE DOCUMENTATION IS ATTACHED.

SUBMITTING A COPY OF THE DEED - ATTACHED

If the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tenants will have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the claimant may only receive his or her respective portion of the claim.

I/We affirm under penalty of perjury that the foregoing is true and correct.

Executed this 3 day of MARCH, 2014 at LDS ANGELES, CALIFORNIA
County, State

Tasha S. Kanaley
Signature of Claimant

John M. Kanaley
Signature of Claimant

Tasha S. Kanaley
Print Name

JOHN M. Kanaley
Print Name

22361 KITTRIDGE ST
Street Address

22361 KITTRIDGE STREET
Street Address

WOODLAND HILLS, CA 91303
City, State, Zip

WOODLAND HILLS, CA 91303
City, State, Zip

(818) 429-0242
Phone Number

(818) 702-8795
Phone Number

RECORDING REQUESTED BY:
AND WHEN RECORDED MAIL TO:

NAME: TASHA SHONTAY KANALEY

STREET ADDRESS: 22361 KITTRIDGE ST..

CITY, ST., ZIP CODE: WOODLAND HILLS, CA 91303.



M	S	U	PAGE	SIZE	DA	PCOR	NOCOR	SMF	MISC.
	1		1			✓			✓
A	R	L			COPY	LONG	REFUND	NCHG	EXAM

TRA:006

SPACE ABOVE THIS LINE

QUIT CLAIM DEED

DOCUMENTARY TRANSFER TAX \$ - GIFT -

- computed on full value of property conveyed, or
- computed on full value less liens and encumbrances remaining at time of sale



Signature of Declarant or Agent Determining Tax -Firm Name

JOHN M. KANALEY undersigned grantor, for a valuable considerable, receipt of which is hereby acknowledged, do hereby remise, release and forever quitclaim to JOHN M. KANALEY & TASHA SHONTAY KANALEY the following described real property in the City of Hemet, County of Riverside, State of California.

Lot 15 of Tract No. 9924, 095/024 as per recorded in records of said county.

Assessment No. 446320064-5

This is a bonafide Gift and Grantor received nothing in return.

Executed on 04/01/05 2005. At NORWALK, CA 90650

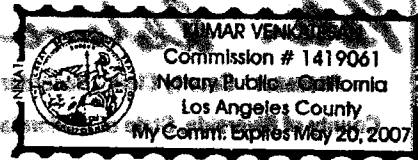
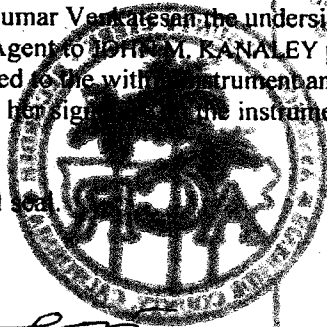
John M. Kanaley
Tasha S. Kanaley
 TASHA SHONTAY KANALEY
 Power Agent to JOHN M. KANALEY

State of California)
County of Los Angeles) SS

CEMENTED COPY

On April 1st 2005, before me, Kumar Venkatesan, the undersigned, a Notary Public, personally appeared TASHA SHONTAY KANALEY (Power Agent to JOHN M. KANALEY) prove to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal



[Signature]
(Signature of Notary)

CEMENTED COPY

REVOCATION OF POWER OF ATTORNEY

KNOW BY ALL PERSONS BY THESE PRESENTS:

That I, Karvaley, John M., Social Security Number _____ of the State of California, a member of the United States Armed Forces, do hereby REVOKE the POWER OF ATTORNEY I gave to Tasha S. Karvaley on or about 16 Oct 04. This revocation is effective immediately.

John M. Karvaley
(Signature)

Subscribed, sworn to and acknowledged before me on the 14 day of Dec 2004 by John M. Karvaley, the GRANTOR of the POWER OF ATTORNEY herein revoked, who is known to me to be a member of the Armed Forces of the United States serving on Active Duty. This acknowledgement is executed in my capacity as a notary under the authority granted by Title 10, United States Code, Section 1044a, which also states that no seal is required on this acknowledgement.

Michael E. Cross
SIGN

MICHAEL E. CROSS
PRINT

Assistant Judge Advocate
OFFICIAL CAPACITY

CPT US Army
RANK/ COMPONENT

This page is part of your document - DO NOT DISCARD



20080189597

Pages:
002



Recorded/Filed in Official Records
Recorder's Office, Los Angeles County,
California

Fee: 31.00

Tax: 0.00

Other: 0.00

Total: 31.00

01/31/08 AT 08:00AM

Title Company

TITLE(S) : DEED



LEAD SHEET

Assessor's Identification Number (AIN)

To be completed by Examiner OR Title Company in black ink.

Number of AIN's Shown



20080189597

RECORDING REQUESTED BY
Equity Title

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENT TO:

Name TASHA S. KANALEY
Street Address 22361 KITTRIDGE STREET
WOODLAND HILLS, CA 91303
City & State
Zip

Title Order No. LA 0740381 Escrow No. 5001-003-008
A.P.N.: 5001-003-008

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Quitclaim Deed

THE UNDERSIGNED GRANTOR(S) DECLARE(S)

DOCUMENTARY TRANSFER TAX IS \$ NONE

unincorporated area City of LOS ANGELES

Parcel No. 5001-003-008

computed on full value of property conveyed, or

computed on full value less value of liens or encumbrances remaining at time of sale, and

"THIS CONVEYANCE ESTABLISHES SOLE AND SEPARATE PROPERTY OF A SPOUSE, R/T FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, 11911."
JOHN M. KANALEY, A MARRIED MAN

hereby REMISE, RELEASE AND FOREVER QUITCLAIM to

TASHA S. KANALEY, A MARRIED WOMAN AS HER SOLE AND SEPARATE PROPERTY

the following described real property in the CITY OF LOS ANGELES,
county of LOS ANGELES, state of California:

LOT 72 OF TRACT BUCKS GOLDEN TRACT, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 10, PAGE(S) 26 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

Dated MARCH 15, 2007

John M. Kanaley
JOHN M. KANALEY

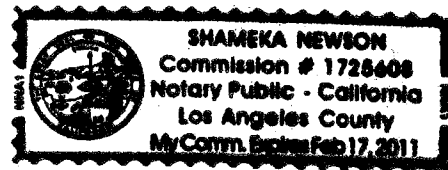
STATE OF CALIFORNIA
COUNTY OF LOS ANGELES } S.S.

On 20 March 2007 before me,

Shameka Newson
a Notary Public in and for said County and State, personally appeared
John M. Kanaley

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal
Signature [Signature]



(This area for official notarial seal)

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE; IF NO PARTY SHOWN, MAIL AS DIRECTED ABOVE

5001-003-008

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Kendra Thomas, J.D., CPLS [SBN 241049] THOMAS LAW OFFICES 21550 Oxnard Street, Third Floor Woodland Hills, CA 91367 TELEPHONE NO: (877) 479-7970 FAX NO. (Optional): (888) 509-8864 E-MAIL ADDRESS (Optional): kthomas@law-thomas.com ATTORNEY FOR (Name): Respondent, TASHA S. KANALEY</p>	<p>FOR COURT USE ONLY</p> <p>CONFORMED COPY ORIGINAL FILED Superior Court of California County of Los Angeles</p> <p>AUG 12 2014</p> <p>Sherril R. Carter, Executive Officer/Clerk By: Lily Harris, Deputy</p> <p>CASE NUMBER: BD494858</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: CENTRAL DISTRICT</p>	
<p>MARRIAGE OR PARTNERSHIP OF PETITIONER: JOHN M. KANALEY RESPONDENT: TASHA S. KANALEY</p>	
<p>JUDGMENT</p> <p><input checked="" type="checkbox"/> DISSOLUTION <input type="checkbox"/> LEGAL SEPARATION <input type="checkbox"/> NULLITY</p> <p><input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital or domestic partnership status <input type="checkbox"/> Judgment on reserved issues</p> <p>Date marital or domestic partnership status ends: AUG 12 2014</p>	

- This judgment contains personal conduct restraining orders modifies existing restraining orders. The restraining orders are contained on page(s) _____ of the attachment. They expire on (date): _____
- This proceeding was heard as follows: Default or uncontested By declaration under Family Code section 2338
 Contested Agreement in court
 a. Date: 5/19/14 Dept: 2 Room: _____
 b. Judicial officer (name): Hon. Hank M. Goldberg Temporary Judge
 c. Petitioner present in court Attorney present in court (name): _____
 d. Respondent present in court Attorney present in court (name): Kendra Thomas
 e. Claimant present in court (name): _____ Attorney present in court (name): _____
 f. Other (specify name): _____
- The court acquired jurisdiction of the respondent on (date): 9/28/10
 a. The respondent was served with process.
 b. The respondent appeared.

THE COURT ORDERS, GOOD CAUSE APPEARING

- Judgment of dissolution is entered. Marital or domestic partnership status is terminated and the parties are restored to the status of single persons
 (1) on (specify date): **AUG 12 2014**
 (2) on a date to be determined on noticed motion of either party or on stipulation.
- Judgment of legal separation is entered.
- Judgment of nullity is entered. The parties are declared to be single persons on the ground of (specify): _____
- This judgment will be entered nunc pro tunc as of (date): _____
- Judgment on reserved issues.
- The petitioner's respondent's former name is restored to (specify): _____
- Jurisdiction is reserved over all other issues, and all present orders remain in effect except as provided below.
- This judgment contains provisions for child support or family support. Each party must complete and file with the court a **Child Support Case Registry Form** (form FL-191) within 10 days of the date of this judgment. The parents must notify the court of any change in the information submitted within 10 days of the change, by filing an updated form. The **Notice of Rights and Responsibilities—Health-Care Costs and Reimbursement Procedures and Information Sheet on Changing a Child Support Order** (form FL-192) is attached.

CASE NAME (Last name, first name of each party): KANALEY, JOHN M. v. KANALEY, TASHA S.	CASE NUMBER: BD494858
--	---------------------------------

4. l. The children of this marriage or domestic partnership are:

(1) Name **JONATHAN KANALEY** Birthdate **1/12/06**

j. Child custody and visitation (parenting time) are ordered as set forth in the attached

- (1) Settlement agreement, stipulation for judgment, or other written agreement which contains the information required by Family Code section 3048(a).
- (2) *Child Custody and Visitation Order Attachment* (form FL-341).
- (3) *Stipulation and Order for Custody and/or Visitation of Children* (form FL-355).
- (4) Previously established in another case. Case number: _____ Court: _____

k. Child support is ordered as set forth in the attached

- (1) Settlement agreement, stipulation for judgment, or other written agreement which contains the declarations required by Family Code section 4065(a).
- (2) *Child Support Information and Order Attachment* (form FL-342).
- (3) *Stipulation to Establish or Modify Child Support and Order* (form FL-350).
- (4) Previously established in another case. Case number: _____ Court: _____

l. Spousal, domestic partner, or family support is ordered:

- (1) Reserved for future determination as relates to petitioner respondent
- (2) Jurisdiction terminated to order spousal or partner support to petitioner respondent
- (3) As set forth in the attached *Spousal, Partner, or Family Support Order Attachment* (form FL-343).
- (4) As set forth in the attached settlement agreement, stipulation for judgment, or other written agreement.
- (5) Other (specify): _____

m. Property division is ordered as set forth in the attached

- (1) Settlement agreement, stipulation for judgment, or other written agreement.
- (2) *Property Order Attachment to Judgment* (form FL-345).
- (3) Other (specify): _____

n. Attorney fees and costs are ordered as set forth in the attached

- (1) Settlement agreement, stipulation for judgment, or other written agreement.
- (2) *Attorney Fees and Costs Order* (form FL-346).
- (3) Other (specify): **Each Side to Pay their Own Attorney's Fees**

o. Other (specify): _____

Each attachment to this judgment is incorporated into this judgment, and the parties are ordered to comply with each attachment's provisions. Jurisdiction is reserved to make other orders necessary to carry out this judgment.

Date:

6. Number of pages attached: 28 19

JUDICIAL OFFICER
 SIGNATURE FOLLOWS LAST ATTACHMENT

NOTICE

Dissolution of legal separation may automatically cancel the rights of a spouse or domestic partner under the other spouse's or domestic partner's will, trust, retirement plan, power of attorney, pay-on-death bank account, transfer-on-death vehicle registration, survivorship rights to any property owned in joint tenancy, and any other similar property interest. It does not automatically cancel the rights of a spouse or domestic partner as beneficiary of the other spouse's or domestic partner's life insurance policy. You should review these matters, as well as any credit cards, other credit accounts, insurance policies, retirement plans, and credit reports, to determine whether they should be changed or whether you should take any other actions.

A debt or obligation may be assigned to one party as part of the dissolution of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party.

An earnings assignment may be issued without additional proof if child, family, partner, or spousal support is ordered.

Any party required to pay support must pay interest on overdue amounts at the "legal rate," which is currently 10 percent.

PETITIONER/PLAINTIFF: JOHN M. KANALEY	CASE NUMBER:
RESPONDENT/DEFENDANT: TASHA M. KANALEY	BD494858

FL-341

CHILD CUSTODY AND VISITATION (PARENTING TIME) ORDER ATTACHMENT

- TO Findings and Order After Hearing (form FL-340) Judgment (form FL-180)
 Stipulation and Order for Custody and/or Visitation of Children (form FL-355)
 Other (specify):

- Jurisdiction. This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code, commencing with section 3400).
- Notice and opportunity to be heard. The responding party was given notice and an opportunity to be heard, as provided by the laws of the State of California.
- Country of habitual residence. The country of habitual residence of the child or children in this case is the United States other (specify):
- Penalties for violating this order. If you violate this order, you may be subject to civil or criminal penalties, or both.

5. Custody. Custody of the minor children of the parties is awarded as follows:

<u>Child's name</u>	<u>Date of birth</u>	<u>Legal custody to</u> <small>(person who makes decisions about health, education, etc.)</small>	<u>Physical custody to</u> <small>(person with whom the child lives)</small>
JONATHAN KANALEY	1/12/06	JOINT	Respondent Mother

6. Child abduction prevention. There is a risk that one of the parents will take the children out of California without the other parent's permission. (Child Abduction Prevention Orders Attachment (form FL-341(B)) must be attached and must be obeyed.)

7. Visitation (parenting time)
- Reasonable right of visitation to the party without physical custody (not appropriate in cases involving domestic violence)
 - See the attached _____-page document.
 - The parties will go to mediation at (specify location):
 - No visitation
 - Visitation (parenting time) for the petitioner respondent other (name):
will be as follows:

- (1) Weekends starting (date): Immediately
(The first weekend of the month is the first weekend with a Saturday.)
- 1st 2nd 3rd 4th 5th weekend of the month
- from Saturday at 3:00 a.m. p.m. Starting 7/15/14, Petitioner's visitation will step up to 1st and 3rd weekends from Friday 4:00 p.m. to Sunday 7:00 p.m.
- to Sunday at 7:00 a.m. p.m.
- (a) The parents will alternate the fifth weekends, with the petitioner respondent other (name):
having the initial fifth weekend, which starts (date):
- (b) The petitioner will have fifth weekends in odd even months.

THIS IS A COURT ORDER.

CHILD CUSTODY AND VISITATION (PARENTING TIME) ORDER ATTACHMENT

PETITIONER/PLAINTIFF: JOHN M. KANALEY RESPONDENT/DEFENDANT: TASHA M. KANALEY	CASE NUMBER: BD494858
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7. e. (2) Alternate weekends starting (date):
 The petitioner respondent other (name): _____ will have the children
 with him or her during the period
 from _____ at _____ a.m. p.m.
 (day of week) (time)
 to _____ at _____ a.m. p.m.
 (day of week) (time)

(3) Weekdays starting (date): Immediately
 The petitioner respondent other (name): _____ will have the children
 with him or her during the period
 from Monday at 4:00 a.m. p.m.
 (day of week) (time)
 to Monday at 8:00 a.m. p.m.
 (day of week) (time)

(4) Other (specify days and times as well as any additional restrictions): Other visitation by written agreement of the parties.

See Attachment 7e(4).

8. The court acknowledges that criminal protective orders in case number (specify): _____ relating to the parties in this case are in effect
 in (specify court): _____ under Penal Code section 136.2, are current, and have priority of enforcement.

9. Supervised visitation. Until further order of the court other (specify): _____
 the petitioner respondent other (name): _____ will have supervised visitation with
 the minor children according to the schedule

set forth on page 1. (You must attach Supervised Visitation Order (form FL-341(A)).

10. Transportation for visitation:
 a. The children must be driven only by a licensed and insured driver. The car or truck must have legal child restraint devices.
 b. Transportation to the visits will be provided by the petitioner respondent
 other (specify): _____
 c. Transportation from the visits will be provided by the petitioner respondent
 other (specify): _____
 d. The exchange point at the beginning of the visit will be at (address): 22361 Kittridge Street, Woodland Hills, CA
 e. The exchange point at the end of the visit will be at (address): 22361 Kittridge Street, Woodland Hills, CA
 f. During the exchanges, the parent driving the children will wait in the car and the other parent will wait in his or her home while the children go between the car and the home.
 g. Other (specify):
 Petitioner will drop off the minor child at the designated time even if Respondent is not home, as long as age-appropriate supervision is at the house.

11. Travel with children. The petitioner respondent other (name): _____
 must have written permission from the other parent or a court order to take the children out of
 a. the state of California.
 b. the following counties (specify): _____
 c. other places (specify): _____

THIS IS A COURT ORDER.

CHILD CUSTODY AND VISITATION (PARENTING TIME)
 ORDER ATTACHMENT

PETITIONER/PLAINTIFF: JOHN M. KANALEY	CASE NUMBER
RESPONDENT/DEFENDANT: TASHA M. KANALEY	BD494858

12. **Holiday schedule.** The children will spend holiday time as listed below in the attached schedule. (Children's Holiday Schedule Attachment (form FL-341(C)) may be used for this purpose.)

13. **Additional custody provisions.** The parents will follow the additional custody provisions listed below in the attached schedule. (Additional Provisions--Physical Custody Attachment (form FL-341(D)) may be used for this purpose.)
 In the event Petitioner misses a Friday and/or Saturday visit this will constitute a change of circumstance by which visitation will change to 1st and 3rd Sundays from noon to 7:00 p.m. If Petitioner is unable to make the visitation for a work-related emergency, this provision will not trigger so long as Petitioner provides 2 hour notice via Our Family Wizard of his inability to honor the visitation as scheduled.

14. **Joint legal custody.** The parents will share joint legal custody as listed below in the attached schedule. (Joint Legal Custody Attachment (form FL-341(E)) may be used for this purpose.)

15. **Other (specify):**
 (1) All communication between the parties will be restricted to Our Family Wizard (hereinafter "OFW"). Parties to sign up for OFW no later than 5/26/14. All communication to be restricted to issues relevant to minor child.
 (2) If visits to take place at a location other than 118 Cedar Ave, Long Beach, CA, Petitioner shall notify Respondent prior to visit.

THIS IS A COURT ORDER.

PETITIONER: JOHN M. KANALEY	CASE NUMBER:
RESPONDENT: TASHA S. KANALEY	BD494838

ADDITIONAL PROVISIONS—PHYSICAL CUSTODY ATTACHMENT

TO Petition or Application for Order Findings and Order After Hearing or Judgment
 Stipulation and Order for Custody and/or Visitation of Children

1. Notification of parent's current address. Each parent must notify the other parent of his or her current address and telephone number within (specify number): 5 days of any change in his or her
- a. address for residence mailing work.
- b. telephone/message number at home work the children's schools.

Neither parent may use such information for the purpose of harassing, annoying, or disturbing the peace of the other or invading the other's privacy. If a parent has an address with the State of California's Safe at Home confidential address program, no residence or work address is needed.

BD494838

2. Notification of proposed move of child. Each parent must notify the other parent (specify number): _____ days prior to any planned change in residence of the children. The notification must state, to the extent known, the planned address of the children, including the county and state of the new residence. The notification must be sent by certified mail, return receipt requested.

3. Child care
- a. The children must not be left alone without age-appropriate supervision.
- b. The parents must let each other know the name, address, and phone number of the children's regular child-care providers.

4. Right of first option of child care. In the event either parent requires child care for (specify number): _____ hours or more while the children are in his or her custody, the other parent must be given first opportunity, with as much prior notice as possible, to care for the children before other arrangements are made. Unless specifically agreed or ordered by the court, this order does not include regular child care needed when a parent is working.

6. Cancelled parenting time
- a. If the noncustodial parent fails to arrive at the appointed time and fails to notify the custodial parent that he or she will be late, then the custodial parent need wait for only (specify number): 15 minutes before considering the visitation canceled.
- b. In the event a noncustodial parent is unable to exercise visitation on a given occasion, he or she must notify the custodial parent at least 24 hours prior to the visit to allow the minor child to make other plans.
- c. The custodial parent must give the noncustodial parent as much notice as possible if the children are ill and unable to participate in scheduled time with the other parent. A doctor's excuse is required.

6. Phone contact between parents and children
- a. The children may have telephone access to the parents and the parents may have telephone access to the children at reasonable times, for reasonable durations.
- b. The scheduled phone contact between parents and the children is (specify):
- c. Neither parent nor any other third party may listen to or monitor the calls.

7. No negative comments. Neither parent will make or allow others to make negative comments about the other parent or the other parent's past or present relationships, family, or friends within hearing distance of the children.

8. No use of children as messengers. The parents will communicate directly with each other on matters concerning the children and may not use the children as messengers between them.

9. Alcohol or substance abuse. The petitioner respondent may not consume alcoholic beverages, narcotics, or restricted dangerous drugs (except by prescription) within (specify number): _____ hours prior to or during periods of time with the children and may not permit any third party to do so in the presence of the children.

10. No exposure to cigarette smoke. The children will not be exposed to secondhand cigarette smoke while in the home or car of either parent.

PETITIONER: JOHN M. KANALEY	CASE NUMBER:
RESPONDENT: TASHA S. KANALEY	BD494858

11. No interference with schedule of other parent without that parent's consent. Neither parent will schedule activities for the children during the other parent's scheduled parenting time without the other parent's prior agreement.
12. Third-party contact
- a. The children will have no contact with (specify name):
- b. The children must not be left alone in the presence of (specify name):
13. Children's clothing and belongings
- a. Each parent will maintain clothing for the children so that the children do not have to make the exchanges with additional clothing.
- b. The children will be returned to the other parent with the clothing and other belongings they had when they arrived.
14. Log book. The parents will maintain a "log book" and make sure that the book is sent with the children between their two homes. Using businesslike notes (no personal comments), parents will record information related to the health, education, and welfare issues that arise during the time the children are with them.
15. Terms and conditions of order may be changed. The terms and conditions of this order may be added to or changed as the needs of the children and parents change. Such changes will be in writing, dated and signed by both parents; each parent will retain a copy. If the parents want a change to be a court order, it must be filed with the court in the form of a court document.
16. Other (specify):
- Each party shall advise the other of his or her current address, place of employment and phone numbers and shall advise the other of any changes as soon as reasonably possible.
 - Each party shall advise all schools and health care providers of the name, address and phone numbers of the other party in any registration, enrollment, emergency notification or other forms in which family information is requested.
 - Each party shall provide the other, within a reasonable period of time, with copies of all schedules of school and extracurricular activities, school report cards, progress and special reports, medical reports and health care instructions regarding any minor child.
 - Each party shall advise the other, within a reasonable period of time prior thereto, of all school and extra curricular activities of minor child in which parents are invited or allowed to observe or participate.
 - Each party shall advise the other, within a reasonable period of time prior thereto, of any medical and mental health treatment or evaluation of minor child, including the name and address of the provider of such services.
 - In emergency situations either party may authorize necessary health care treatment and procedures for any minor child and such party shall notify the other thereof as soon as reasonably possible.
 - Neither party shall be under the influence of alcohol, nor other substance which substantially impairs that party's ability to care for a minor child, at any time such party is responsible for the health and safety of the minor child.

PETITIONER/PLAINTIFF: JOHN M. KANALEY RESPONDENT/DEFENDANT: TASHA S. KANALEY OTHER PARENT:	CASE NUMBER: BD494858
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CHILD SUPPORT INFORMATION AND ORDER ATTACHMENT

- TO Findings and Order After Hearing (form FL-340) Judgment (form FL-180)
 Restraining Order After Hearing (CLETS-OAH)(form DV-130)
 Other (specify):

THE COURT USED THE FOLLOWING INFORMATION IN DETERMINING THE AMOUNT OF CHILD SUPPORT:

1. A printout of a computer calculation and findings is attached and incorporated in this order for all required items not filled out below.

2. Income

	Gross monthly Income	Net monthly Income	Receiving <u>TANF/CalWORKS</u>
a. Each parent's monthly income is as follows:			
Petitioner/plaintiff: \$	10,862 \$		<input type="checkbox"/>
Respondent/defendant: \$	10,000 \$		<input type="checkbox"/>
Other parent: \$	\$		<input type="checkbox"/>

b. Imputation of income. The court finds that the petitioner/plaintiff respondent/defendant
 other parent has the capacity to earn:
 \$ _____ per _____ and has based the support order upon this imputed income.

3. Children of this relationship
- a. Number of children who are the subjects of the support order (specify): 1
- b. Approximate percentage of time spent with petitioner/plaintiff: 10 %
 respondent/defendant: 90 %
 other parent: %

4. Hardships

Hardships for the following have been allowed in calculating child support:

	Petitioner/ plaintiff	Respondent/ defendant	Other parent	Approximate ending time for the hardship
a. <input type="checkbox"/> Other minor children:	\$	\$	\$	
b. <input type="checkbox"/> Extraordinary medical expenses:	\$	\$	\$	
c. <input type="checkbox"/> Catastrophic losses:	\$	\$	\$	

THE COURT ORDERS

5. Low-income adjustment
- a. The low-income adjustment applies.
 b. The low-income adjustment does not apply because (specify reasons):

6. Child support

a. Base child support

Petitioner/plaintiff Respondent/defendant Other parent must pay child support beginning (date): 6/1/14 and continuing until further order of the court, or until the child marries, dies, is emancipated, reaches age 18, or reaches age 18 and is not a full-time high school student, whichever occurs first, as follows:

<u>Child's name</u>	<u>Date of birth</u>	<u>Monthly amount</u>	<u>Payable to (name):</u>
JONATHAN KANALEY	1/12/06	\$1,082	Respondent MOTHER

Payable on the 1st of the month one-half on the 1st and one-half on the 15th of the month
 other (specify):

THIS IS A COURT ORDER.

CHILD SUPPORT INFORMATION AND ORDER ATTACHMENT

THE COURT FURTHER ORDERS

6. b. Mandatory additional child support

- (1) Child-care costs related to employment or reasonably necessary job training
- (a) Petitioner/plaintiff must pay: % of total or \$ per month child-care costs.
 (b) Respondent/defendant must pay: % of total or \$ per month child-care costs.
 (c) Other parent must pay: % of total or \$ per month child-care costs.
 (d) Costs to be paid as follows (specify):

c. Mandatory additional child support

- (2) Reasonable uninsured health-care costs for the children
- (a) Petitioner/plaintiff must pay: % of total or \$ per month.
 (b) Respondent/defendant must pay: % of total or \$ per month.
 (c) Other parent must pay: % of total or \$ per month.
 (d) Costs to be paid as follows (specify):

d. Additional child support

- (1) Costs related to the educational or other special needs of the children
- (a) Petitioner/plaintiff must pay: % of total or \$ per month.
 (b) Respondent/defendant must pay: % of total or \$ per month.
 (c) Other parent must pay: % of total or \$ per month.
 (d) Costs to be paid as follows (specify):
- (2) Travel expenses for visitation
- (a) Petitioner/plaintiff must pay: % of total or \$ per month.
 (b) Respondent/defendant must pay: % of total or \$ per month.
 (c) Other parent must pay: % of total or \$ per month.
 (d) Costs to be paid as follows (specify):

e. Non-Guideline Order

This order does not meet the child support guidelines set forth in Family Code section 4055. *Non-Guideline Child Support Findings Attachment* (form FL-342(A)) is attached.

Total child support per month: \$ 1,082

7. Health-care expenses

- a. Health insurance coverage for the minor children of the parties must be maintained by the petitioner/plaintiff respondent/defendant other parent if available at no or reasonable cost through their respective places of employment or self-employment. Both parties are ordered to cooperate in the presentation, collection, and reimbursement of any health-care claims. The parent ordered to provide health insurance must seek continuation of coverage for the child after the child attains the age when the child is no longer considered eligible for coverage as a dependent under the insurance contract, if the child is incapable of self-sustaining employment because of a physically or mentally disabling injury, illness, or condition and is chiefly dependent upon the parent providing health insurance for support and maintenance.
- b. Health insurance is not available to the petitioner/plaintiff respondent/defendant other parent at a reasonable cost at this time.
- c. The party providing coverage must assign the right of reimbursement to the other party.

8. Earnings assignment

An earnings assignment order is issued. Note: The payor of child support is responsible for the payment of support directly to the recipient until support payments are deducted from the payor's wages and for payment of any support not paid by the assignment.

9. In the event that there is a contract between a party receiving support and a private child support collector, the party ordered to pay support must pay the fee charged by the private child support collector. This fee must not exceed 3 1/3 percent of the total amount of past due support nor may it exceed 50 percent of any fee charged by the private child support collector. The money judgment created by this provision is in favor of the private child support collector and the party receiving support, jointly.

10. Employment search order (Family Code, § 4505)

Petitioner/plaintiff Respondent/defendant Other parent is ordered to seek employment with the following terms and conditions:

THIS IS A COURT ORDER.

PETITIONER/PLAINTIFF: JOHN M. KANALEY RESPONDENT/DEFENDANT: TASHA S. KANALEY OTHER PARENT:	CASE NUMBER: BD494858
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11. Other orders (specify): (1) In the absence of a written agreement to the contrary, Respondent shall have the right to claim minor child as a dependent for all Tax purposes. Each party shall execute and deliver, on demand, any documents necessary for such claim, including IRS form 8332. (2) Respondent waives all child support arrears accrued up to and including May 30, 2014.
12. Notices
- Notice of Rights and Responsibilities (Health-Care Costs and Reimbursement Procedures) and Information Sheet on Changing a Child Support Order* (form FL-182) must be attached and is incorporated into this order.
 - If this form is attached to *Restraining Order After Hearing* (form DV-130), the support orders issued on this form (form FL-342) remain in effect after the restraining orders issued on form DV-130 end.
13. Child Support Case Registry Form
 Both parties must complete and file with the court a *Child Support Case Registry Form* (form FL-191) within 10 days of the date of this order. Thereafter, the parties must notify the court of any change in the information submitted within 10 days of the change by filing an updated form.

NOTICE: Any party required to pay child support must pay interest on overdue amounts at the legal rate, which is currently 10 percent per year.

THIS IS A COURT ORDER.

ATTORNEY GENERAL, DEPARTMENT OF JUSTICE Kendra Thomas Thomas Law Offices	ATTORNEY GENERAL, DEPARTMENT OF JUSTICE THOMAS LAW OFFICES
DISSOMASTER REPORT 2014, Monthly	

Input Data	Father	Mother	Guidelines (2014)	Cash Flow Analysis	Father	Mother
Number of children	0	1	Note (adjusted)	Guideline		
% time with NCP	10%	0%	Father	6,822	Payment (cost)/benefit	(1,062)
Filing status	Single	HM/LA	Mother	6,610	Net spendable income	5,740
# Federal exemptions	1*	2*	Total	13,432	% combined spendable	42.7%
Wages + salary	10,882	10,000	Support		Total taxes	3,749
Self-employment income	0	0	Presumed	1,062	# withholding allowances	3
Other taxable income	0	0	Basic CS	1,062	Net wage paycheck/mo	7,027
TANF plus CS received	0	0	Add-ons	0	Proposed	
Other non-taxable income	0	0	Per Kid		Payment (cost)/benefit	(1,104)
New spouse income	0	0	Child 1	1,062	Net spendable income	5,820
Wages + salary	0	0	Alameda	0	NSI change from gdl	90
Self-employment income	0	0	SS		% combined spendable	43.4%
SS paid other marriage	0	0	Total	1,062	% of earning over gdl	1003.4%
Retirement contrib F/ATI	0	0	Proposed, tactic 8		Total taxes	3,830
Required union dues	0	0	Presumed	1,104	# withholding allowances	4
New job-related exp.	0	0	Basic CS	1,104	Net wage paycheck/mo	7,121
Adj. to income (ATI)	0	0	Add-ons	0		
SS paid other marriage	0	0	Per Kid			
CS paid other relationship	171	0	Child 1	1,104		
Health insurance	0	432	Alameda	0		
Itemized deductions	0	400	SS			
Other medical expenses	0	0	Total	1,104		
Property tax expenses	0	0	Combined	8		
Ded. interest expenses	0	408	Savings			
Charitable contributions	0	0	Total	1		
Miscellaneous benefits	0	0	release to Father			
Required union dues	120	0	Default Case Settings			
Mandatory retirement	0	0				
Headship deduction	0*	0*				
Other gdl. deductions	0	0				
AMT info (IRS Form 6251)	0	0				
Child support add-ons	0	0				



PETITIONER: JOHN M. KANALEY
 RESPONDENT: TASHA M. KANALEY

CASE NUMBER:

BD494858

PROPERTY ORDER ATTACHMENT TO JUDGMENT

1. Division of community property assets

- a. There are no community property assets.
- b. The court finds that the net value of the community estate is less than \$5,000 and that the petitioner respondent cannot be found. Under Family Code section 2604, the entire community estate is awarded to the petitioner respondent.
- c. The petitioner will receive the following assets: *(Attach additional page if necessary.)*
- d. The respondent will receive the following assets: *(Attach additional page if necessary.)*

- a. The petitioner respondent will be responsible for preparing and filing a Qualified Domestic Relations Order (QDRO) to divide the following plan or retirement account(s) *(specify)*:

Please see attached.

The fee for preparation of the QDRO shall be shared as follows *(specify)*:

- f. Other orders:

- g. Each spouse will receive the assets listed above as his or her sole and separate property. The parties must execute any and all documents required to carry out this division.
- h. The court reserves jurisdiction to divide any community assets not listed here and enforce the terms of this order.

2. Division of community property debts

- a. There are no community debts.
- b. All community debts have been paid by the petitioner respondent.
 The petitioner respondent must reimburse the other party: \$
 The payment plan is as follows:
- c. The petitioner will be responsible for the following debts: *(Attach additional page if necessary.)*
 Any and all debts currently standing in Petitioner's name (including credit cards and lines of credit.)
- d. The respondent will be responsible for the following debts: *(Attach additional page if necessary.)*
 Any and all debts currently standing in Respondent's name (including credit cards and lines of credit.)

PETITIONER: JOHN M. KANALEY	CASE NUMBER:
RESPONDENT: TASHA M. KANALEY	BD494858

a. Other orders:

f. Each party will be solely responsible for paying the debts assigned to him or her and will hold the other harmless from those debts. The parties understand that the creditors are not bound by this judgment. If a creditor seeks payment from the party who is not listed as responsible for the debt, that party can file a motion to seek reimbursement from the defaulting party.

g. The court reserves jurisdiction to divide any community debts not listed here.

3. Equalization of division of property and debt orders. To equalize the division of the community property assets and debts, the petitioner respondent must pay to the other the sum of: \$ _____, payable as follows (specify):

4. Separate property

a. The court confirms the following assets or debts as the sole separate property, or sole responsibility, of the petitioner:

b. The court confirms the following assets or debts as the sole separate property, or sole responsibility, of the respondent:

5. The settlement agreement between the parties dated (date): _____ is attached and made a part of this judgment.

6. Sale of property. The following property will be offered for sale and sold for the fair market value as soon as a willing buyer can be found, and the net proceeds from the sale will be divided equally other (specify):

7. Other orders (specify):

The parties hereby agree that this stipulation resolves all outstanding matters. The parties waive any claims of credits and/or reimbursements from each other.

1 ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN THE CITY OF ATLANTA
2 IN LAND LOT 173 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA, BEING LOT
3 5, AS PER PLAT DEISGNATED "RE-SUBDIVISION FOR COLE AND PARKER, INC. OF
4 PROPERTY ON COLLUM STREET" AS SHOWN IN PLAT BOOK 56, PAGE 68, OF THE
5 FULTON COUNTY LAND RECORDS, WHICH PLAT IS INCORPORATED HEREIN BY
6 REFERENCE.

7 iii. 832 W. 52nd Street, Los Angeles, CA 90032 (with all encumbrances thereon)
8 (Assessor's Parcel Number: 5001-003-008) with legal description as follows:
9 BURCKS GOLDEN TRACT LOT 72 AS PER MAP RECORDED IN THE OFFICE OF THE
10 COUNTY RECORDER OF SAID COUNTY.

11 iv. 22361 Kittridge Street, Woodland Hills, CA (with all encumbrances thereon)
12 (Assessor's Parcel Number: 2139-009-008-04) with legal description as
13 follows:
14 LOT 111 OF TRACT 20659 AS PER MAP RECORDED IN THE OFFICE OF THE COUNTY
15 RECORDER OF SAID COUNTY.

16 v. 37636 Ruby Lane, Palmdale, CA (with all encumbrances thereon) (Assessor's
17 Parcel Number: 3024-020-034) with legal description as follows:
18 LOT 35 OF TRACT 45497, IN THE CITY OF PALMDALE, COUNTY OF LOS ANGELES,
19 STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 1130 PAGE(S) 1 TO 3
20 INCLUSIVE OF MAPS, IN THE COUNTY OF THE COUNTY RECORDER OF SAID COUNTY.
21 EXCEPT THEREFROM 2 PERCENT OF ANY AND ALL DEPOSITS OF OIL, GAS OR OTHER
22 HYDROCARBON SUBSTANCES AND MINERALS UNDERLYING SAID LAND OR PRODUE
23 THEREFROM AS RESERVED BY COURT NITE AND MONICA S. HITE FILED FOR RECORD
24 JUNE 10, 1944 BOOK 21024 PAGE 60, OFFICIAL RECORDS.

25 vi. 3965 Sutro Ave., Los Angeles, CA (with all encumbrances thereon)
26 (Assessor's Parcel Number: 5034-008-017) with legal description as follows:
27 LOT 17 IN BLOCK 3 OF TRACT 10656 AS PER MAP RECORDED IN BOOK 181 PAGES 14
28 AND 15 OF MAPS IN THE OFFICE OF THE RECORDER OF SAID COUNTY.

- 1 f. All interests in Respondent's business House of Kanaley, Inc.
- 2 g. 2007 Chevrolet Tahoe with Vehicle Identification Number
- 3
- 4 h. 2013 S-Class Mercedes Benz.

5 9. Each party is awarded one half of the community property interests in the
6 following retirement plans: (1) Kaiser Permanente Vanguard Retirement Plan; (2) US Army
7 Retirement Plan; (3) Long Beach Police Department Retirement Plan; (4) CalPERS; and (5)
8 ICHA RC Retirement Plan 457.

9 10. To the extent that there exists any credit card accounts, lines of credit or debt held
10 in both parties' names, each party shall forthwith use their best good faith efforts towards having
11 the accounts closed so that there no longer exists any such accounts held in both parties' names.

12 11. Except as otherwise expressly mentioned herein, the parties hereby waive their
13 rights to reimbursement for payment of any community or separate property debts or expenses
14 incurred by either one of them during marriage or after the date of separation, including but no
15 limited to those associated with payments of community property debts with either party's
16 separate property pursuant to *In re Marriage of Epstein*, (1979) 24 Cal. 3d 76, and any and all
17 claims to reimbursement or credits regarding Respondent's exclusive use and possession of the
18 family residence after separation, pursuant to *In re Marriage of Jeffries*, (1991) 228 Cal.App.3d
19 548 and *In re Marriage of Watts* (1985) 171 Cal.App.3d 366.

20 **GENERAL PROVISIONS**

21 12. The parties acknowledge and agree that it is their desire to effectuate an early,
22 amicable and expeditious settlement of all matters covered in this judgment. The parties
23 acknowledge that the property division contained herein is equitable; yet may not actually reflect
24 an equal division of the community property. Regardless, the parties acknowledge that they have
25 carefully negotiated and bargained for the terms set forth in this agreement, including the
26 property division, spousal support, and attorney's fees provisions contained herein. The parties
27 acknowledge that they are voluntarily waiving their rights to further discovery, investigation and
28 appraisals except as specifically stated herein.

1 13. The Court finds that the parties intend to settle all rights and obligations between
2 them, including all aspects of their marital rights and obligation. Except as otherwise expressly
3 provided in this judgment, each of them has released the other from all liabilities, debts or
4 obligations of every kind, whether previously or hereafter incurred, including both personal
5 obligations and encumbrances on the other's property.

6 14. The parties acknowledged (on the record on or about 5/19/14) and agree that they
7 have read the agreement that led to this judgment carefully and fully understand each of its
8 provisions and therefore have entered into the provisions of this judgment freely and voluntarily,
9 free from duress, fraud, undue influence, coercion or misrepresentation of any kind.

10 15. Each of the parties shall, upon demand, execute and deliver all documents
11 necessary to carry out the terms of this judgment, and upon failure to do so, the court, upon
12 appropriate application, may appoint the Clerk of the Superior Court as its commissioner to
13 execute such documents.

14 16. The Court finds that both parties have waived their rights to a trial and further
15 notice of trial. Both parties have waived the right to appeal, to request a statement of decision,
16 and to move for a new trial.

17 17. The parties waive their rights to a trial and to notice of trial for the purpose of
18 having the court grant a judgment pursuant to the terms of this agreement which may be heard by
19 a court commissioner sitting as a judge pro tem.

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18. All parties waive the right to appeal, to request a statement of decision, and to move for a new trial.

IT IS SO STIPULATED

Date: _____

John M. Kanaley, Petitioner

Date: 07-17-14

Tasha S. Kanaley
Tasha S. Kanaley, Respondent

IT IS SO ORDERED

Date: AUG 1 2 2014

MARK JUHAS
Hon. Scott M. Gordon

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Kendra Thomas, J.D., CFLS [SBN 241049] THOMAS LAW OFFICES 21550 Oxnard Street, Third Floor Woodland Hills, CA 91367 TELEPHONE NO.: (877) 479-7970 FAX NO. (Optional): (888) 509-8864 E-MAIL ADDRESS (Optional): kthomas@law-thomas.com ATTORNEY FOR (Name): Respondent, TASHA KANALEY		FOR COURT USE ONLY CONFORMED COPY ORIGINAL FILED Superior Court of California County of Los Angeles AUG 12 2014 Sherri R. Carter, Executive Officer/Clerk By: Lily Harris, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: CENTRAL DISTRICT		
PETITIONER: JOHN M. KANALEY RESPONDENT: TASHA S. KANALEY		
NOTICE OF ENTRY OF JUDGMENT		CASE NUMBER: BD494858

You are notified that the following judgment was entered on (date):

AUG 12 2014

1. Dissolution
2. Dissolution—status only
3. Dissolution—reserving jurisdiction over termination of marital status or domestic partnership
4. Legal separation
5. Nullity
6. Parent-child relationship
7. Judgment on reserved issues
8. Other (specify):

Date: **AUG 12 2014**

Clerk, by Lily Harris, Deputy

—NOTICE TO ATTORNEY OF RECORD OR PARTY WITHOUT ATTORNEY—

Under the provisions of Code of Civil Procedure section 1852, if no appeal is filed the court may order the exhibits destroyed or otherwise disposed of after 90 days from the expiration of the appeal time.

STATEMENT IN THIS BOX APPLIES ONLY TO JUDGMENT OF DISSOLUTION	
Effective date of termination of marital or domestic partnership status (specify):	AUG 12 2014
WARNING: Neither party may remarry or enter into a new domestic partnership until the effective date of the termination of marital or domestic partnership status, as shown in this box.	

CLERK'S CERTIFICATE OF MAILING

I certify that I am not a party to this cause and that a true copy of the Notice of Entry of Judgment was mailed first class, postage fully prepaid, in a sealed envelope addressed as shown below, and that the notice was mailed

at (place): Los Angeles, California, on (date): **SEP 11 2014**

Date: **SEP 11 2014**

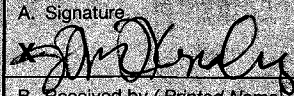
Clerk, by Lily Harris, Deputy

Name and address of petitioner or petitioner's attorney JOHN M. KANALEY PO BOX 32269 LONG BEACH, CA 90832-2269	Name and address of respondent or respondent's attorney Kendra Thomas THOMAS LAW OFFICES 21550 Oxnard Street, Third Floor, Woodland Hills, CA 91367
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July 28, 2015

John M. Kanaley
1118 Cedar #6
Long Beach, CA 90813

Re: APN: 446320064-5
TC 199 Item 239
Date of Sale: February

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature 	
1. Article Addressed to: John M. Kanaley 1118 Cedar #6 Long Beach, CA 90813		B. Received by (Printed Name)	C. Date of Delivery 8/11/15
2. Article Number (Transfer from service label) EP 199-239		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, August 2001		Domestic Return Receipt	
7003 2260 0004 1558 7189		102595-02-M-15	

To Whom It May Concern:

This office is in receipt of your claim for excess proceeds from the above-mentioned tax sale. The documentation you have provided is insufficient to establish your claim.

Please submit the necessary proof to establish your right to claim the excess proceeds. The document(s) listed below may assist the Tax Collector in making the determination.

- | | |
|--|--|
| <input type="checkbox"/> Notarized Affidavit for Collection of Personal Property under California Probate Code 13100 | <input type="checkbox"/> Copy of Marriage Certificate for |
| <input type="checkbox"/> Notarized Statement of different/misspelled | <input type="checkbox"/> Original Note/Payment Book |
| <input type="checkbox"/> Notarized Statement Giving Authorization to claim on behalf of | <input type="checkbox"/> Updated Statement of Monies Owed (as of dated of tax sale) |
| <input type="checkbox"/> Certified Death Certificate for | <input type="checkbox"/> Articles of Incorporation (if applicable Statement by Domestic Stock) |
| <input type="checkbox"/> Copy of Birth Certificates for | <input type="checkbox"/> Court Order Appointing Administrator |
| | <input type="checkbox"/> Deed (Quitclaim/Grant etc...) |
| | <input checked="" type="checkbox"/> Other – A Notarized Statement of Facts. |

Please send in all documents within 30 days (**August 27, 2015**). If you should have any questions, please contact me at the number listed below.

Sincerely,

Jennifer Pazicni
Tax Sale Operations Unit
(951) 955-3336
(951) 955-3990 Fax
jpazicni@co.riverside.ca.us

August 31, 2015

Final Notice

John M. Kanaley
1118 Cedar #6
Long Beach, CA 90813

Re: APN: 446320064-5
TC 199 Item 239
Date of Sale: February 4, 2014

To Whom It May Concern:

This office is in receipt of your claim for excess proceeds from the above-mentioned tax sale. The documentation you have provided is insufficient to establish your claim.

Please submit the necessary proof to establish your right to claim the excess proceeds. The document(s) listed below may assist the Tax Collector in making the determination.

- | | |
|--|--|
| <input type="checkbox"/> Notarized Affidavit for Collection of Personal Property under California Probate Code 13100 | <input type="checkbox"/> Copy of Marriage Certificate for |
| <input type="checkbox"/> Notarized Statement of different/misspelled | <input type="checkbox"/> Original Note/Payment Book |
| <input type="checkbox"/> Notarized Statement Giving Authorization to claim on behalf of | <input type="checkbox"/> Updated Statement of Monies Owed (as of dated of tax sale) |
| <input type="checkbox"/> Certified Death Certificate for | <input type="checkbox"/> Articles of Incorporation (if applicable Statement by Domestic Stock) |
| <input type="checkbox"/> Copy of Birth Certificates for | <input type="checkbox"/> Court Order Appointing Administrator |
| | <input type="checkbox"/> Deed (Quitclaim/Grant etc...) |
| | <input checked="" type="checkbox"/> Other – A Notarized Statement of Facts. |

If your documentation is not received within 15 days (September 14, 2015), your claim will be denied.

If you should have any questions, please contact me at the number listed below.

Sincerely,

Jennifer Pazicni
Tax Sale Operations Unit
(951) 955-3336
(951) 955-3990 Fax
jpazicni@co.riverside.ca.us

Statement Regarding Refund on Sale of Vacant Lots Due to Delinquent Taxes (APN 446320064-5)

I purchased that property in 1991 and it was always in my name. I did not get married until 2004. In late 2004, I was deployed to Iraq for my 2nd tour. Due to marital issues (to include my wife being arrested for domestic violence), I placed a Power of Attorney in storage (it had been prepared by the Army as part of my deployment).

Within weeks of arriving in Iraq, my ex-wife advised me that she broke into my storage. Among many personal items that she took, she admitted that she took possession of the Power of Attorney. I immediately conferred with a Judge Advocate in Baghdad and had the POA revoked. She was served the revocation by certified mail from the Army. Despite the revocation, she placed her name on all of my property (two lots in Hemet and a rental property in Lake Elsinore).

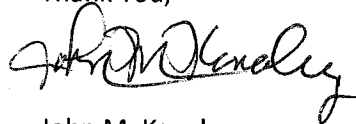
Over the next eight years, I spent nearly six years either in Iraq or in Texas, involved in the War on Terror or training units to deploy overseas. My ex-wife maintained all financial records and collected all of the mail while I was away. She failed to pay taxes or inform me that they needed to be paid; I assumed after our reconciliation that she was handling that while I was away for the war. However, that did not occur. The taxes and penalties accumulated to the point that Riverside County sold the Hemet lots in 2014 (446320064-5 and 446320063-4). I was not aware of that until she showed me the notices from the county in early 2014, prior to our final divorce hearing.

During that same time period, my ex-wife used the POA to refinance my rental property in Lake Elsinore (also obtained prior to marriage). With the refinance, she opened a line of credit for \$90,000, of which she used \$45,000 prior to my return from a 2-year tour in Iraq (2004-2006). She also placed a Desert Hot Springs rental property that was in my name only and put it in her name in 2007 right after I left for my 3rd tour. Another Judge Advocate in Baghdad had to issue another Power of Attorney to remind my ex-wife of her illegal activity. He told me that was the worst abuse of a POA he had ever seen in his career.

During our divorce proceedings, I received all Riverside County property (1 Lake Elsinore house, 2 Desert Hot Springs houses, and 1 lot in the same city). My ex-wife received all Los Angeles property. Had the county not sold the Hemet lots, I would have been awarded those as well, to go along with the other Riverside County property. Plus, that was property acquired before marriage and would not have been in contention anyway.

Due to the sale of the lots, I was advised that there was a refund. I am entitled to that refund, since that was my property. Therefore, I request that the county issue the check to me individually. If that is not feasible, then the check can be written in both of our names. I will then consult with my lawyer to obtain the signature of my ex-wife.

Thank You,



John M. Kanaley

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

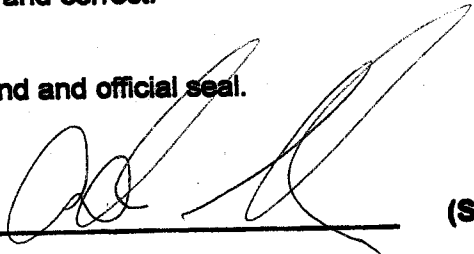
State of California
County of Riverside

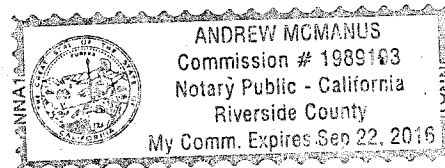
On 9/14/2015 before me, Andrew McManus, Notary Public
(insert name and title of the officer)

personally appeared John M. Kawaley
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (Seal)



CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY
(SEE REVERSE SIDE FOR FURTHER INSTRUCTIONS)

To: **Don Kent, Treasurer-Tax Collector**

Re: **Claim for Excess Proceeds**

TC 199 Item 239 Assessment No.: 446320064-5

Assessee: KANALEY, JOHN M & TASHA SHONTAY

Situs:

Date Sold: February 4, 2014

Date Deed to Purchaser Recorded: March 21, 2014

Final Date to Submit Claim: March 23, 2015

RECEIVED
2015 JAN 22 PM 1:59
RIVERSIDE COUNTY
TREAS. TAX COLLECTOR

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 7000.00 from the sale of the above mentioned real property. I/We were the lienholder(s), property owner(s) [check in one box] at the time of the sale of the property as is evidenced by Riverside County Recorder's Document No. 2005-0260699; recorded on 04/04/2005. A copy of this document is attached hereto. I/We are the rightful claimants by virtue of the attached assignment of interest. I/We have listed below and attached hereto each item of documentation supporting the claim submitted.

NOTE: YOUR CLAIM WILL NOT BE CONSIDERED UNLESS THE DOCUMENTATION IS ATTACHED.

SUBMITTING A COPY OF THE DEED - ATTACHED

If the property is held in Joint Tenancy, the taxsale process has severed this Joint Tenancy, and all Joint Tenants will have to sign the claim unless the claimant submits proof that he or she is entitled to the full amount of the claim, the claimant may only receive his or her respective portion of the claim.

I/We affirm under penalty of perjury that the foregoing is true and correct.

Executed this 3 day of MARCH, 2014 at LOS ANGELES, CALIFORNIA
County, State

Tasha S. Kanaley
Signature of Claimant

John M. Kanaley
Signature of Claimant

Tasha S. Kanaley
Print Name

JOHN M. Kanaley
Print Name

22361 KITTRIDGE ST
Street Address

22361 KITTRIDGE STREET
Street Address

WOODLAND HILLS, CA 91303
City, State, Zip

WOODLAND HILLS, CA 91303
City, State, Zip

(818) 429-0242
Phone Number

(818) 702-8795
Phone Number



RECORDING REQUESTED BY:
AND WHEN RECORDED MAIL TO:

NAME: TASHA SHONTAY KANALEY

STREET ADDRESS: 22361 KITTRIDGE ST..

CITY, ST., ZIP CODE: WOODLAND HILLS, CA 91303.

M	S	U	PAGE	SIZE	DA	PCOR	NOCOR	SMF	MISC.	
	1		1			✓			✓	
A	R	L				COPY	LONG	REFUND	NCHG	EXAM

TRA:006

SPACE ABOVE THIS LINE

QUIT CLAIM DEED

DOCUMENTARY TRANSFER TAX \$ - GIFT -

- computed on full value of property conveyed, or
- computed on full value less liens and encumbrances remaining at time of sale



Signature of Declarant or Agent Determining Tax -Firm Name

JOHN M. KANALEY undersigned grantor, for a valuable consideration, receipt of which is hereby acknowledged, do hereby remise, release and forever quitclaim to JOHN M. KANALEY & TASHA SHONTAY KANALEY the following described real property in the City of Hemet, County of Riverside, State of California.

Lot 15 of Tract No. 9924, 095/024 as per recorded in records of said county.

Assessment No. 446320064-5

This is a bonafide Gift and Grantor received nothing in return.

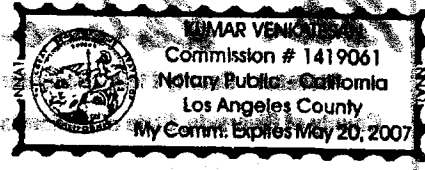
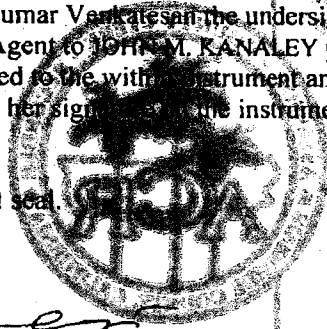
Executed on 04/01/05 2005. At NORWALK, CA 90650

John M. Kanaley
Tasha S. Kanaley
 TASHA SHONTAY KANALEY
 Power Agent to JOHN M. KANALEY

State of California)
County of Los Angeles) SS

On April 1st 2005, before me, Kumar Venkatesan the undersigned, a Notary Public, personally appeared TASHA SHONTAY KANALEY (Power Agent to JOHN M. KANALEY) prove to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



[Signature]
(Signature of Notary)

