

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



ITEM: 19.26
(ID # 22036)

MEETING DATE:
Tuesday, August 01, 2023

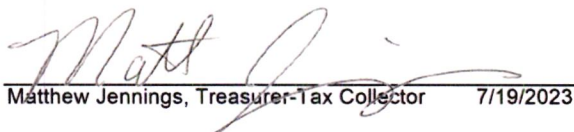
FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 212, Item 814. Last assessed to: Salvador Correa Gonzalez, an unmarried man. District 4. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Deny the claim from Ford Motor Credit Company, LLC for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 663352005-8;
2. Authorize and direct the Treasurer-Tax Collector to transfer the unclaimed excess proceeds in the amount of \$759.43 to the County General Fund pursuant to Revenue and Taxation Code Section 4674, no sooner than ninety days from the date of this order.

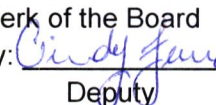
ACTION: Policy


Matthew Jennings, Treasurer-Tax Collector 7/19/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Perez, Washington, and Gutierrez
Nays: None
Absent: None
Date: August 1, 2023
xc: Treasurer

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS:			Budget Adjustment:	N/A
			For Fiscal Year:	23/24

C.E.O. RECOMMENDATION: Approve

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 May 1, 2018 public auction sale. The deed conveying title to the purchasers at the auction was recorded June 26, 2018. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on July 18, 2018, to parties of interest as defined in Section 4675 of said code. Parties of interest have been determined by an examination of Parties of Interest Reports, Assessor's and Recorder's records, as well as other, various research methods used to obtain current mailing addresses for these parties of interest.

Revenue and Taxation Code 4676 (b) states that the county shall make reasonable effort to obtain the name and last known mailing address of the parties of interest. Then, if the address of the party of interest cannot be obtained, the county shall publish notice of the right to claim excess proceeds in a newspaper of general circulation in the county as per Revenue and Taxation Code 4676 (c). The Treasurer-Tax Collector's office has made it a policy to take the following actions to locate the rightful party of the excess proceeds.

1. Examined Parties of Interest Reports to notify all parties of interest attached to the parcel.
2. Researched all last assessees through the County's Property Tax System for any additional addresses.
3. Used Accurant (people finder) to notify any new addresses that may be listed for our last assessees.
4. Advertised in newspapers for three consecutive weeks in The Desert Sun, Palo Verde Valley Times, and The Press Enterprise referring any parties of interest to file a claim for the excess proceeds.
5. Sent out a certified mailing within 90 days as required by Revenue and Taxation Code 4675 (b).

According to Revenue and Taxation Code 4675 (a) Any party of interest in the property may file with the county a claim for the excess proceeds, in proportion to his or her interest held with others of equal priority in the property at the time of the sale, at any time prior to the expiration

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

of the one year following the recordation of the Tax Collector's deed to the Purchaser, which was recorded on June 26, 2018.

The Treasurer-Tax Collector has received one claim for excess proceeds:

1. Claim from Ford Motor Credit Company, LLC. based on an Abstract of Judgment recorded July 9, 2009 as Instrument No. 2009-0352811.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that the claim from Ford Motor Credit Company, LLC. be denied since the judgment is unrelated to the last assessee or the property sold. Since there are no other claimants, the unclaimed excess proceeds in the amount of \$759.43 will be transferred to the County General Fund. Supporting documentation has been provided. Supporting documentation has been provided. The Tax Collector requests approval of the above recommended motion. Notice of this recommendation was sent to the claimant by certified mail.

Impact on Residents and Businesses

Excess proceeds will be transferred to the County General Fund.

ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Ford


Cesar Bernal, PRINCIPAL MGMT ANALYST 7/21/2023


Kristine Bell-Valdez, Supervising Deputy County Counsel 6/22/2023

1027177.2-52.2

CLAIM FOR EXCESS PROCEEDS FROM THE SALE OF TAX-DEFAULTED PROPERTY

RECEIVED

To: Jon Christensen, Treasurer-Tax Collector

2018 SEP -7 AM 11:38

Re: Claim for Excess Proceeds

RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

TC 212 Item 814 Assessment Number: 663352005-8

Assessee: GONZALEZ, SALVADOR CORREA

Situs:

Date Sold: May 1, 2018

Date Deed to Purchaser Recorded: June 26, 2018

Final Date to Submit Claim: June 26, 2019

I/We, pursuant to Revenue and Taxation Code Section 4675, hereby claim excess proceeds in the amount of \$ 44,331.88 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. 208-0367381, recorded on 9-13-18. 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.

* This was the renewal of judgment.
The abstract of judgment was recorded 7-9-09
document # 2009-0352811

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 10 day of October, 2018 at San Diego, CA
County, State

Signature of Claimant
Joseph Pleasant for Ford Motor Credit Co. LLC
Print Name
3168 Larkwood Ave
Street Address
Carkbad Ct 92010
City, State, Zip
858 7617079
Phone Number
jpleasant@reelmaingroup.com
Email Address

Signature of Claimant
Print Name
Street Address
City, State, Zip
Phone Number
Email Address

REESE LAW GROUP

A Professional Law Corporation

3168 Lionshead Avenue

Carlsbad, CA 92010

Telephone 760/842-5850

Facsimile 760/842-5865

www.reeselawgroup.com

Harlan M. Reese, Esq.
Joseph M. Pleasant, Esq.
James E. Delaney, Esq.

Licensed in California

Jenny R. Louro, Esq.
Breanne L. Reese, Esq.
Golnaz Heidari, Esq.
Shiv Samtani, Esq.

Licensed in California

August 7, 2018

John Christensen, Treasurer-Tax Collector
Post Office Box 12005
Riverside, CA 92502-2205
Attn. Excess Proceeds


RE: FORD MOTOR CREDIT COMPANY LLC v. SALVADOR GONZALEZ
Case Number INC081722
Our File Number 1061993
Claim: Renewed Judgment: \$43,614.88
Interest \$717.00
Total claim: \$44,331.88

Dear Mr. Christensen:

I represent Ford Motor Credit Company in the above referenced matter. Enclosed is my client's claim to the excess proceeds with supporting documentation.

Let me know if you have any questions.

Sincerely,


Joseph M. Pleasant, Esq.
760/842-5850x220
Reese Law Group

PLEASE COMPLETE THIS INFORMATION
RECORDING IS REQUESTED BY:

FORD MOTOR CREDIT COMPANY LLC

AND WHEN RECORDED MAIL TO:

Reese Law Group

Harlan M. Reese, Esq. (Bar #118226)

P.O. Box 720010

San Diego, CA 92172-0010

File #1061993

DOC # 2009-0352811

07/09/2009 08:00A Fee:20.00

Page 1 of 3

Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



This space is for recorder's use only

20
006

NOTICE SENT



ABSTRACT OF JUDGMENT

Title of Document

THIS PAGE IS ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION

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

Recording requested by and return to:

REESE LAW GROUP 1061993
Harlan M. Reese, Esq. (CA Bar No. 118226)
Joseph M. Pleasant, Esq. (CA Bar No. 179571)
6725 Mesa Ridge Road, Ste. 240
San Diego, CA 92121
Tel. 858/550-0389

ATTORNEY FOR JUDGMENT CREDITOR ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE

STREET ADDRESS: 46-200 Oasis Street

MAILING ADDRESS: 46-200 Oasis Street

CITY AND ZIP CODE: Indio, CA 92201

BRANCH NAME: DESERT DIVISION/INDIO BRANCH

FOR RECORDER'S USE ONLY

PLAINTIFF: FORD MOTOR CREDIT COMPANY LLC

DEFENDANT: SALVADOR GONZALEZ, et al.

CASE NUMBER:

INC081722

ABSTRACT OF JUDGMENT— CIVIL Amended
AND SMALL CLAIMS

FOR COURT USE ONLY

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

a. Judgment debtor's

Name and last known address

SALVADOR GONZALEZ

2144 MARGUERITE ST

PALM SPRINGS CA 92264

b. Driver's license no. (last 4 digits) and state:

Unknown

c. Social security no. (last 4 digits):

Unknown

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

SALVADOR GONZALEZ

31415 AVENIDA JUAREZ, CATHEDRAL CITY CA 92234

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

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

3. Judgment creditor (name and address):
FORD MOTOR CREDIT COMPANY LLC

5. Original abstract recorded in this county:
a. Date:
b. Instrument No.:

1335 S Clearview Ave Mesa, Arizona 85208

Date: Apr 29, 2009

Harlan M. Reese, Esq.

(TYPE OR PRINT NAME)

(SIGNATURE OF APPLICANT OR ATTORNEY)

6. Total amount of judgment as entered or last renewed:

\$22,896.49

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

a. Amount: \$

b. In favor of (name and address):

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

8. a. Judgment entered on (date): February 9, 2009

b. Renewal entered on (date):

9. This judgment is an installment judgment.

11. A stay of enforcement has

a. not been ordered by the court.

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

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

b. A certified copy of the judgment is attached.



This abstract issued on (date):

MAY 22 2009

Clerk, by

Deputy

PLAINTIFF: FORD MOTOR CREDIT COMPANY LLC DEFENDANT: SALVADOR GONZALEZ, et al.	CASE NUMBER: INC081722
--	---------------------------

NAMES AND ADDRESSES OF ADDITIONAL JUDGMENT CREDITORS:

13. Judgment creditor (*name and address*):

14. Judgment creditor (*name and address*):

15. Continued on Attachment 15.

INFORMATION ON ADDITIONAL JUDGMENT DEBTORS:

16. Name and last known address

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

Social security no. [last 4 digits]: Unknown

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

17. Name and last known address

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

Social security no. [last 4 digits]: Unknown

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

18. Name and last known address

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

Social security no. [last 4 digits]: Unknown

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

19. Name and last known address

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

Social security no. [last 4 digits]: Unknown

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

20. Continued on Attachment 20.