

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



ITEM: 19.7
(ID # 21695)

MEETING DATE:
Tuesday, November 07, 2023

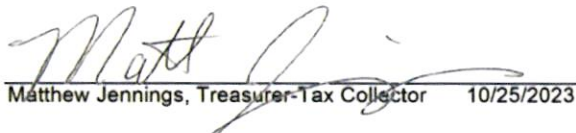
FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 212, Item 851. Last assessed to: Silver Star Home and Foreign Mission. District 4. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Deny the claim from Myers, Widders, Gibson, Jones & Feingold, LLP for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 668370001-5;
2. Authorize and direct the Treasurer-Tax Collector to transfer the unclaimed excess proceeds in the amount of \$7,754.88 to the County General Fund pursuant to Revenue and Taxation Code Section 4674.

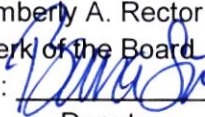
ACTION:Policy


Matthew Jennings, Treasurer-Tax Collector 10/25/2023

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Washington and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington and Perez
Nays: None
Absent: Gutierrez
Date: November 7, 2023
xc: Tax Collector

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 4676 (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 Myers, Widders, Gibson, Jones & Feingold, LLP based on an Abstract of Judgment – Civil and Small Claims recorded March 26, 2008 as Instrument No. 2008-0146676.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that the claim from Myers, Widders, Gibson, Jones & Feingold, LLP be denied since their debtor was not a party of interest at the time their judgment was recorded. Since there are no other claimants, the unclaimed excess proceeds in the amount of \$7,754.88 will be transferred to the County General Fund. 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 Myers


Cesar Bernal, PRINCIPAL MGMT ANALYST 10/27/2023


Aaron Gettis, Deputy County Counsel 9/26/2023

1627177.25562

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

RECEIVED

2019 FEB -6 PM 5: 58

RIVERSIDE COUNTY
TREAS-TAX COLLECTOR

To: Jon Christensen, Treasurer-Tax Collector

Re: Claim for Excess Proceeds

TC 212 Item 851 Assessment Number: 668370001-5

Assessee: SILVER STAR HOME & FOREIGN MISSION

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 \$ 10,297.94 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. 2008-0146676; recorded on 3/26/2008. 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.

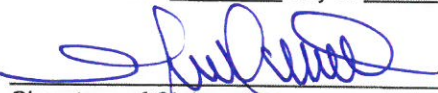
NOTE: YOUR CLAIM WILL NOT BE CONSIDERED UNLESS THE DOCUMENTATION IS ATTACHED.

Please see the attached Abstract of Judgment
recorded on 3/26/2008

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 12th day of October, 2018 at Ventura, CA
County, State


Signature of Claimant
Bragg Investment Co., Inc. dba Coastline
Equipment c/o Michael S. Martin
Myers, Widders, Gibson, Jones & Feingold, LLP
Print Name
5425 Everglades Street
Street Address
Ventura, CA 93003
City, State, Zip
(805) 644-7188
Phone Number
mmartin@mwgjlaw.com
Email Address

Signature of Claimant

Print Name

Street Address

City, State, Zip

Phone Number

Email Address

RECORDING REQUESTED BY AND
WHEN RECORDED, RETURN TO:

Michael S. Martin
Myers, Widders, Gibson, Jones
& Schneider, L.L.P.
Attorneys at Law
Post Office Box 7209
Ventura, CA 93006-7209

DOC # 2008-0146676

03/26/2008 08:00A Fee:18.00

Page 1 of 3

Recorded in Official Records
County of Riverside

Larry W. Ward
Assessor, County Clerk & Recorder



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r's USE

ABSTRACT OF JUDGMENT

29



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

Recording requested by and return to:

Roy Schneider (SBN 67438)
Michael S. Martin (SBN 237207)
Myers, Widders, Gibson, Jones & Schneider, LLP
5425 Everglades Street
Ventura, CA 93003
805-644-7188

ATTORNEY FOR JUDGMENT CREDITOR ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS: 415 West Ocean Boulevard

MAILING ADDRESS: Same

CITY AND ZIP CODE: Long Beach, California 90802

BRANCH NAME: South District

FOR RECORDER'S USE ONLY

PLAINTIFF: Bragg Investment Co., Inc., dba Coastline Equipment

DEFENDANT: Cliff Brown, etc.

CASE NUMBER:

07C01256

ABSTRACT OF JUDGMENT—CIVIL AND SMALL CLAIMS

Amended

FOR COURT USE ONLY

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

a. Judgment debtor's

Name and last known address

Cliff Brown aka Clifford Brown, individually
dba Seagrade International
27475 Ynez Road, Suite 369
Temecula, CA 92591

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): Cliff Brown aka Clifford Brown, individually and dba Seagrade International, 27475 Ynez Road, Suite 369, Temecula, CA 92591

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):

Bragg Investment Co., Inc., a California corporation, dba
Coastline Equipment, P.O. Box 22732, Long Beach, CA 90801

5. Original abstract recorded in this county:

a. Date:

b. Instrument No.:

Date: February 21st, 2008

Michael S. Martin

(TYPE OR PRINT NAME)



(SIGNATURE OF APPLICANT OR ATTORNEY)

6. Total amount of judgment as entered or last renewed:
\$ 10,297.94

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 8, 2008

b. Renewal entered on (date):

9. This judgment is an installment judgment.

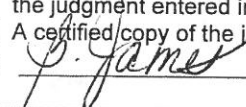
11. A stay of enforcement has

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.

Clerk, by  B. James, Deputy



This abstract issued on (date):

FEB 29 2008 John A. Clarke

PLAINTIFF: Bragg Investment Co., Inc., dba Coastline Equipment	CASE NUMBER:
DEFENDANT: Cliff Brown, etc.	07C01256

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

17. Name and last known address

Sony Holland, individually and dba Seagrade International
27475 Ynez Road, #369
Temecula, CA 92591-4612

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):

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):

Sony Holland, individually and dba Seagrade International, 27475 Ynez Road, #369
Temecula, CA 92591-4612

18. Name and last known 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):

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.