

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



ITEM: 19.20
(ID # 23206)

MEETING DATE:
Tuesday, November 28, 2023

FROM : TREASURER-TAX COLLECTOR:

SUBJECT: TREASURER-TAX COLLECTOR: Public Hearing on the Recommendation for Distribution of Excess Proceeds for Tax Sale No. 217, Item 4565. Last assessed to: Luis Diaz Arocho, an unmarried man. District 4. [\$10,766-Fund 65595 Excess Proceeds from Tax Sale]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the claim from Global Discoveries, Ltd., Assignee for Elizabeth Elsa Laruy, as heir to the Estate of Luis D. Arocho AKA Luis Angel Diaz Laruy, last assessee for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 517174002;
2. Deny the claim from the State of California, Employment Development Department for payment of excess proceeds resulting from the Tax Collector's public auction sale associated with parcel 517174002; and,
3. Authorize and direct the Auditor-Controller to issue a warrant to Global Discoveries, Ltd., Assignee for Elizabeth Elsa Laruy, as heir to the Estate of Luis D. Arocho AKA Luis Angel Diaz Laruy in the amount of \$10,766.89, 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.

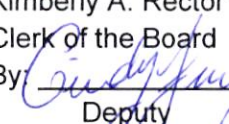
ACTION:Policy


Matthew Jennings, Treasurer-Tax Collector 11/13/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington and Perez and Gutierrez
Nays: None
Absent: None
Date: November 28, 2023
xc: Tax Collector

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 10,766	\$ 0	\$ 10,766	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Fund 65595 Excess Proceeds from Tax Sale.			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 18, 2021 public auction sale. The deed conveying title to the purchasers at the auction was recorded July 28, 2021. Further, as required by Section 4676 of the California Revenue and Taxation Code, notice of the right to claim excess proceeds was given on August 4, 2021 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.

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

1. Claim from Global Discoveries, Ltd., Assignee for Elizabeth Elsa Laruy, as heir to the Estate of Luis D. Arocho AKA Luis Angel Diaz Laruy based on an Assignment of Right to Collect Excess Proceeds notarized March 4, 2022, a Grant Deed recorded December 2, 2005 as Instrument No. 2005-0999910, an Affidavit for Collection of Personal Property notarized February 17, 2022, and a Certificate of Death for Luis Angel Diaz Laruy AKA Luis D. Arocho.
2. Claim from the State of California, Employment Development Department based on an Abstract of Judgment recorded September 21, 2011 as Instrument No. 2011-0417686.

Pursuant to Section 4675 of the California Revenue and Taxation Code, it is the recommendation of this office that Global Discoveries, Ltd., Assignee for Elizabeth Elsa Laruy, as heir to the Estate of Luis D. Arocho AKA Luis Angel Diaz Laruy be awarded excess proceeds in the amount of \$10,766.89. The claim from the State of California, Employment Development Department be denied since their judgment is against a debtor unrelated to the last assessee or the property sold. 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 Residents and Businesses

Excess proceeds will be released to the heir to the estate of the last assessee of the property.

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ATTACHMENTS (if any, in this order):

ATTACHMENT A. Claim Global

ATTACHMENT B. Claim EDD


Cesar Bernal, PRINCIPAL MGMT ANALYST 11/17/2023


Aaron Gettis, Deputy County Counsel 11/1/2023