

State of California)
) ss. Affidavit of
City and County of San Francisco) Sylvia Grubbs

I, Sylvia Grubbs, being duly sworn, declare:

I have known Deanna and Elmer Mertle for several years. When they lived in the town of Redwood Valley, California, I was in their home. It was filthy. In fact, it was one of the filthiest homes I've been in - animals running in and out of the house, chickens, rabbits, etc.

The children constantly had eczematigo because of the filth; that's where the disease comes from. Their clothing was dirty, and their bodies were dirty. Being a medical office assistant, I noticed that the children's teeth were not kept clean, and their youngest son was very anemic and undernourished. They were advised to take him to a doctor; it took quite some time before they took him. He was so anemic and sickly looking that his skin was almost transparent. I never thought he was properly cared for and the home was for sure not in sanitary or proper health standards.

My children refused to stay the night with them after one time because their house was so filthy. The youngest child wet the bed and was left to sleep on the same sheets the next day. This also occurred with their little girl. These two children both always acted like they were scared to death of Deanna. She was always intimidating them both, loving in front of people but the opposite when she had them at home.

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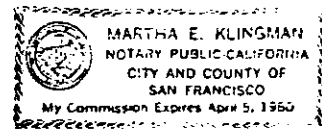
Elmer Mertle was passive, never stood up for the children because he was henpecked by Deanna. It was not a good home for the children and it was a worry to me if they would be okay or not.

Dated this 30 day of July, 1977.

Sylvia Grubbs
Sylvia Grubbs

Subscribed and sworn to
before me, a Notary Public,
for the state of California.

Martha E. Klingman



735d(17a)

Affidavit of
Sylvia Grubbs

I lived next door to Birdie Marable's care home for the aged in Ukiah

Birdie Marable had one patient who was blind and diabetic. She never fed her the diet she was supposed to be on, instead it was always high in fat, salt, grease, etc. She had horrible leg ulcers and Birdie resented having to take her or any of the patients to the doctor. The woman's ulcers became so severe that she had to be hospitalized more than once. Birdie refused to give her legs the care they needed and the patient passed because of them. The infection went to the bone. This patient had a very weak bladder. Her clothes always smelled of urine. Birdie did not change her or get the proper type of panties for her problem.

735d (18)

Birdie's husband or so-called husband was always drunk-- complaining about her having the ladies. They were scared of him also. They were always afraid of saying anything, but would whisper to me saying they wished they could get out of there.

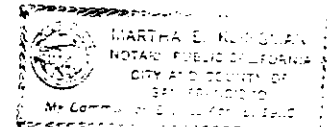
Birdie left them alone at night while she and her husband went out. When she returned, she was always meaner to the patients. The patients also complained that Birdie kept their money. She resented having to take them out to buy what they wanted and was very brutal about giving them any money at all, but she always had plenty of money to spend on liquor and clothes, her husband's liquor, improper food.

Dated this 30 day of July, 1977.

Sylvia Grubbs
Sylvia Grubbs

Subscribed and sworn to
before me, a Notary Public
for the state of California.

Martha E. Klingman



735d(18a)

State of California)

City and County of San Francisco)

ss.

AFFIDAVIT OF

LEE INGRAM

I, Lee Ingram, being duly sworn, do declare:

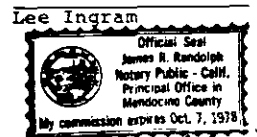
I was present the night that Anita Petit came to Bishop Jones and asked for help out of a jam she was in. She said she had been involved in forging and passing checks with another person and was afraid for her life. She was wanted by the police for a felony offense and by her former companion who had gotten her involved in crime. Bishop told her he would help her out of trouble and would see that she got legal assistance free of any charge. The church legal staff provided legal counsel, testified on her behalf, and church members wrote letters attesting to her desire to begin a new life. The church, Bishop Jones in particular, accepted responsibility for Anita and acted as her sponsor for the ensuing probationary period. Her children were to be taken away from her but again the church was able to intercede on her behalf and members were authorized by the court to take her children into their homes. When she was through the probation and had shown interest in learning a trade, the Temple paid for her training as a dental assistant.

But Anita, as soon as she was in the clear, reverted to her previous ways. She left her children, whom she had again received custody of, with people and left for days at a time. It was commonly known that she was prostituting again, as she had been before coming to the Temple. Eventually she disappeared altogether, and left her children behind.

When she did re-appear in the midst of the congregation, several members, myself included, noted that she kept company with a man who is known in the community as a police informer. She was regarded with suspicion and not trusted from that point on, although for the sake of her children was admitted into church services.

Dated this 11th day of August, 1977,
and subscribed and sworn to before me,
a Notary Public for the State of California

James R. Randolph NOTARY



B5d (19)

State of California)
City and County of San Francisco) ss. Affidavit of
Lee Ingram

I, Lee Ingram, being duly sworn, declare:

Marvin Swinney stole tools and equipment from the church garage. He had affairs with a number of women, including a girl who was a minor at the time. He physically abused his retarded son, Don. He consistently rejected his son Don and overtly preferred his younger son, Larry. He put Don under terrible inner conflict and pain of rejection by telling him, on more occasions than I can count, how slow and clumsy he was. In sports, mechanics, school -- any activity Don undertook, his dad Marvin ridiculed him.

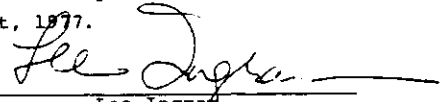
As a consequence, Don was withdrawn and hostile. He was expelled from school when he was caught threatening another student with an army Bowie knife. Though Don continued to follow his dad Marvin around, Marvin would push him away and torment him with guilt and rub his failures in his face.

When the church began talking seriously about developing a farm as a missionary project in Guyana, Marvin spoke out vehemently against the idea. When it became clear that we had serious intentions of committing large financial and personal investments there, Marvin started at that point to cut off his church involvement. He began stealing tools and equipment from the church garage where our buses are serviced. Though he was asked several times to help teach young people and other interested church members the craft of diesel mechanics, he would never train anyone. He was outspokenly against any type of sharing or communal society and said that capitalism was the only system which would bring out the best in people. His intense demands on his son Don reflect his devotion to competition as an ethic and way of life. He said to the group of church members assembled one evening that

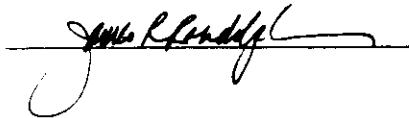
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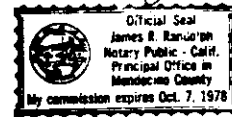
the reason blacks and third world people were in poverty was that they were not competitive and therefore did not develop their ingenuity. He was never close to the church from the time we started making serious plans in the direction of Guyana. He was one of the first, however, to see that his son Don was able to go overseas with the new project. He sent him over there to get the retarded young man out of his way.

Dated this 17th day of August, 1977.


Lee Ingram

Subscribed and sworn to
before me, a Notary Public
in and for the State of California.





735d(20a)

State of California)
) ss. Affidavit of
City and County of San Francisco) Don Jackson

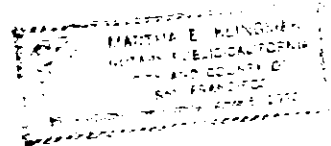
I, Don Jackson, being duly sworn, declare:

One Sunday morning, in October 1975, about 11:30 a.m., I saw Birdie Marable in a heated argument, cursing, using profanities, and acting like a wild beast. I walked over to the stairway at the back of our church to see what was going on. She was cursing loudly and began hitting Ronnie James in the face and threatening to kill him if he did not get out of her way. She was extremely drunk. She tried to tear Ronnie's head off. This occurred at the back stairway of Peoples Temple Church, 1859 Geary Street, San Francisco, California.

Dated this 23 day of July, 1977.

Donald Jackson
DON JACKSON

Subscribed to and sworn before
me, a Notary Public in and for
the state of California.

Marta Kinnison

735d (21)

State of California
City and County of San Francisco

) ss.

Affidavit of
Michael Klingman

I, Michael Klingman, being duly sworn, declare:

I am now a member of the Peoples Temple Christian Church and I reside at 2451 Road K, Redwood Valley, California. I first attended the Peoples Temple in February, 1971. At that meeting, held in Redwood Valley, Jim Cobb was confronted by Pastor Jim Jones and the congregation for engaging in rifle practice. Cobb admitted that he was doing this secretly and clearly without the permission or support of the pastor and congregation. Pastor Jones stated that such endeavors were completely contrary to the principles of the church and demanded that such activity cease immediately and permanently. Cobb responded that he had always thought of himself as dying violently in a revolution and that he did not plan to live past age 30.

Dated: July __, 1977.

MICHAEL KLINGMAN

Subscribed to and sworn
before me, a Notary Public,
for the State of California.

735d(22)

State of California)
) ss. Affidavit of
City and County of San Francisco) James McElvane

I, James McElvane, being duly sworn, declare:

I have known Elizabeth (Liz) Foreman for at least six years, since 1971. I lived in the same house with her for at least four of those years, at South Dora Street in Ukiah, California, and on several occasions I was the recipient of her vengeance. Liz Foreman was a very vindictive person. If anyone ever did anything she thought was directed at her, rest assured she would get revenge.

One particular time, her common-law husband's son was the target of her vengeance. Liz used a vibrator, and when she would misplace it, she would get very disturbed. Kevin, her common-law husband's son, would borrow the vibrator sometimes and wouldn't return it on time or before Liz knew it was missing. This time, Kevin borrowed it and lied about it. Liz almost went crazy for about a week. Then she found the vibrator under Kevin's mattress. I thought then Liz was going to hurt Kevin. I stepped in and stopped her. Then Liz decided to make him use the vibrator in front of people in the house. Kevin was very embarrassed and begged her not to make him do that. She made him strip completely and use the vibrator on himself until I stopped him.

Dated this _____ day of _____, 1977.

Subscribed and sworn to
before me, a Notary Public
in and for the State of
California.

James McElvane

735d (23)

State of California)
)
City and County of San Francisco)

ss

Affidavit of
Annie McGoven

I, Annie McGoven, being duly sworn, declare:

I worked for Birdie Marable for over one year during 1974 through 1975. I saw Birdie get drunk often. She would especially drink around the first, second and third of the month. She drank a lot all the time. Birdie would cuss out her patients and shove them around. Once Birdie was drinking and she hit her common-law husband in the head in the back house, and I had to help clean up the wound.

Birdie did not take proper care of her patients. One woman would urinate on herself and Birdie would let her lie in her filth. Birdie would borrow money from the patients. She still owes me \$160. for things I sold her and she didn't pay me.

Birdie would never cook separate dinners and diets for the patients like the doctors wanted them to have. Birdie refused to get up in the morning to fix the patients a fire in the fireplace. There would be no heat in the house til I got there to fix it.

Dated this 30th day of July, 1977.

Subscribed and sworn to
before me, a Notary Public
for the State of California.

Annie McGoven
Annie McGoven

135d (24)

State of California)
) ss. Affidavit of
City and County of San Francisco) Pam Moton

I, Pam Moton, being duly sworn, declare:

I live at 1951 Revere Avenue, San Francisco, California. In spring 1973 I was walking past a small market near Dora Street in Ukiah, California. Birdie Marable came in the store while I was there and started calling me names -- "white bitch," she was going to "cut me up" and "kick my ass." I just walked away. As I got down the street, she pulled up in her car beside me and kept on talking the same way to me, driving slowly as I walked. I had just taken a step off the curb and noticed that Birdie was speeding up driving towards me. I jumped back towards the curb and went the other way, just as she speeded around the corner.

Dated this _____ day of _____, 1977.

Pam. Moton

Subscribed and sworn to
before me, a Notary Public
in and for the State of California.

11
State of California)
City and County of San Francisco) ss. AFFIDAVIT OF
JIM RANDOLPH

I, *Jim Randolph*, being duly sworn, do declare:

That Elmer and Deanna Mertle's keen interest in the Guyana Program was connected with making money. At the time it didn't seen so; we all thought Elmer Mertle was just interested in making the go of cooperative living succeed. We were both taking pictures that Christmas in 1974 when a group of us went over. I was overwhelmed with the beauty I saw in the people and the country; but all his comments were directed at posing pictures to appeal to people back home. He seemed overly concerned about it. He mentioned several times all the money these photographs could bring in. He looked for pictures to show poverty and underdevelopment. He spoke of Guyana as a backward country that would arouse people's sympathy.

Elmer Mertle never really seemed to grasp the idea that the agricultural program was real. We learned of this more and more as he became very much against large investments into the program --not so much with people as monies.

Elmer Mertle's pattern in the states, we found out later, involved various money raising schemes that he and his wife handled themselves using the name of the church. His interest in raising money off Guyana pictures was not so much for the program as for Himself.

735d (26)

- 2 -

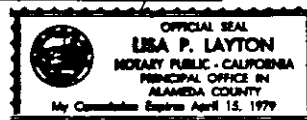
Elmer Mertle seemed very much interested in a group that we sort of bumped into in the NWR that Christmas. They were from Texas and had a fancy private plane. He had expressed interest in contacting them and as far as I know, had done so. But I never recall any feedback from him. It was after that that he became more interested in the project as a means to export goods from the leasehold. Exporting lumbars, foods, plants, fruits, etc. to the United States and other countries were mentioned. All these ideas were turned down by our Pastor and the Board. He was greatly opposed to selling our produce and other products at cost; he saw no reason to be nonprofit. He spoke a great deal about looking for gold and diamonds. It was shortly after this time that some of his and his wife's money-making schemes came to light. Not long after, they separated themselves from the church.

Dated this 17th day of August 1977

Subscribed and sworn to
before me, a Notary Public
in and for the State of
California

Lisa P. Layton
NOTARY PUBLIC

Jim Randolph
Jim Randolph



B5d(26a)

**Affidavit of
Gina Severna**

During Indian summer, 1973, I was walking down Clara Street in Ukiah, California, towards State Street. Birdie Marable passed by me and said, "oh, you aren't saying hi, huh." When I crossed State Street from Clara Street, she pulled her car around the corner of Clara onto State, nearly hitting me. She slowed down, and I saw the reflection of her car in a plate glass window as I walked down State Street. When I went to cross a driveway, she pulled her car in the driveway fast and appeared to try to hit me. I then hid in some bushes and watched to see if I was imagining that she was trying to hit me. As I watched, she circled the block slowly, and appeared to be looking for me.

Gina Severns

735d (27)

State of California)

City and County of San Francisco)

ss.

AFFIDAVIT OF

ANDY SILVER

I, Andy Silver, being duly sworn, declare:

That I was a student in the Peoples Temple college student program with Jim Cobb, Wayne Pietilla, Terri Cobb Pietilla, and Micki Touchette. Many of the young people, some recently out of the drug world, were confused about themselves, their identity (sexual and ethnic) and their personal goals, and looked in particular to Jim Cobb for direction and inspiration. Using reverse racism, he required the white students to prove they weren't racist by showing him respect as a Black man. He would stand on a table in front of them at house meetings, spouting political rhetoric, advocating terrorist activities and denouncing various political heroes as "Tom's" including Malcolm X for his later integrationist views. He would then order the women who were white to come forward, sometimes to kiss his feet, and other times to touch his privates. He established a paramilitary organization among the students, and established a library on how to make bombs, blow up municipal institutions, and made many contacts for the acquisition of guns.

While he was still a student, the church began developing plans to begin an agricultural mission field in Guyana. He tried to divide the congregation from the church leadership over whether the Temple philosophy was consistent with the philosophy of the Guyanese government, and whether the socialist ideals of the Guyanese government were sincere or diversionary.

735d(28)

- 2 -

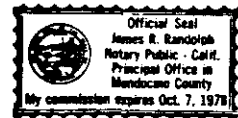
Another example of his using the church was in his asking various church people to recommend him to a dental school scholarship committee; he was shortly thereafter awarded an eleven thousand dollar scholarship. He then quit the church.

Dated this 10th day of August 1977.

Subscribed and sworn to
before me, a Notary Public
in and for the State of
California

Andy Silver
Andy Silver

James R. Randolph
NOTARY PUBLIC



B5d(28a)

- 2 -

questioned the policies of the government. Jeannette, agreeing with him fully, she stated that she was soon to move there and settle down. She expressed that she didn't care about the suffering of the poor of Iran but was interested in the wealth that she would receive when she got there.

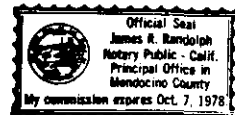
We mentioned to her that her mother and sister were going to Guyana to visit and possibly live. Both she and her husband objected, saying that only niggers lived in the little jungle and that they wouldn't have it and would do everything in their power to hinder such a move. Jeanette said that Guyana "has gone Communist" and she wouldn't allow her family to go there.

Dated this 10th day of August 1977.

Subscribed and sworn to
before me, a Notary Public
in and for the State of
California

James R. Randolph
NOTARY PUBLIC

Andrew M. Silver
Andrew Silver



735d(29a)

State of California)

City and County of San Francisco)

ss.

Affidavit of

Carol A. Stahl

I, Carol A. Stahl, being duly sworn, declare:

I have known Jim Jones for the past 12 years.

I met Walter Jones, "Smitty", when he first came to Peoples Temple, about four years ago. He avoided having anything to do with any of our black members if he could possibly do it. He made the comment that the only reason he even came was to please his wife.

He knew nothing about socialism and made no effort to learn. Whenever Jim Jones talked about Guyana and the beautiful Socialist government there, Walter would find something to do so as not to have to listen.

During the spring of 1976, Walter Jones went to Guyana for a visit. When he came back, he had nothing but derogatory remarks to make. He said things like, "...the country is generally 50 years behind the U.S." Several times he said that the Guyanese didn't even know how to wire their houses or cities. He said they were unable to keep the voltage consistent and that they didn't even know any better than to have 50 cycle current. Then he would laugh in his superior way. He constantly put down the people there, saying that they were not equipped to handle routine work with machines and tools. I remember one remark he made about how you couldn't trust the "darkies" to do it there any more than you could at home...that you'd have to do it for them. Walter said that he had been up to Matthews Ridge to see what there was in terms of facilities and materials. He said that all that was there was what the Union Carbide Co. had left. He said that since the Guyanese couldn't repair anything so complicated, that it was all run down. He said that if Burnham had any savvy, he would welcome the company back again to get the place built back up.

735d(30)

Walter said that he had read that Burnham worked for the CIA before and was probably still doing so. He called cooperative living a farce because people were too lazy to work for themselves, let alone for their neighbor. He said that at least the British knew this and kept things running.

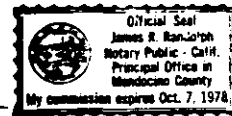
In regards to the young man, Vincent Lopez, who is now living in Jonestown, Walter had nothing but disparaging remarks to make about him. Walter said Vincent was rather limited in his abilities and that he was incorrigible. Once on a summer trip we made back east just after Vincent left for Guyana, Walter said that Vincent wouldn't be able to learn much from the "darkie" Guyanese schools. He went on, saying but then what could Vincent do anyway, since he was partly "dark" too. He remarked that the poor dumb little "wetback" wouldn't even know if he were happy or not.

Dated this 17th day of August, 1977.

Carol A. Stahl
Carol A. Stahl

Subscribed and sworn to before me,
a Notary Public in and for the
State of California.

James R. Randolph



State of California)
)
City and County of San Francisco)

ss: AFFIDAVIT OF
CAROL STAHL

I, 1

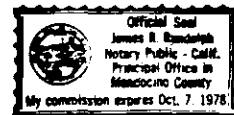
That Terry Cobb Pietila said Guyana was the most racist place in South America. She said the government in power had tried to cause race riots between East Indians and blacks there. She said the black government was educated and "rules" over the Chinese East Indians, and native people there. She said there was no national unity in Guyana, just domination by blacks, and that there was discrimination in the highest and lowest places. She told me there were still riots going on, and that particularly the sugar workers, who were East Indian, lived in terrible poverty. The reason that the government in power had kept this racial animosity up was that the only way they could rule was through "divide and conquer" tactics. She said they were complicit with the CIA in this.

Dated this 15th day of August 1977.

Subscribed and sworn to
before me, a Notary Public
in and for the State of
California

Carol Stahl
Carol Stahl

James R. Randolph
NOTARY PUBLIC



735d(31)

State of California }
City and County of San Francisco}

ss.

Affidavit of
Ronald W. Talley

I, Ronald W. Talley, being duly sworn, declare:

Having been a member of Peoples Temple from 1968 to 1975, I found it to be the most positive experience of my life.

Before moving to Ukiah, California, to be near the active center of Peoples Temple at that time, I spent 7 1/2 years shooting heroin and time in jail. I had just kicked a heroin habit when I came up to Ukiah and my health was still pretty queazy and dizzy. When I first showed up at the Temple I had nothing, no money, job, and very few clothes. I was accepted completely, even after telling of my useless background and anti-social behavior.

During the years as a member of Peoples Temple I found Jim Jones to be the most honest person I had ever come in contact with. I was able to function in the community, hold a job, use my money as I wanted, and do some worthwhile things for others.

I was never pressured about money, property or my personal possessions. I can honestly say that my years in Peoples Temple had a positive effect on me.

When I left Peoples Temple in January 1975 I was not pressured, followed or bothered by Jim Jones or any member of Peoples Temple. In fact, when I called back a full year

735d(32)

after giving up my membership I was welcomed very warmly
and went to a few meetings to visit friends and family that
are still in Peoples Temple.

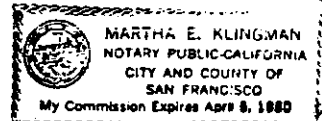
I am satisfied in my mind that Peoples Temple is doing
all it can to help people and I know it helped me.

Dated this 26th day of July, 1977.

Ronald W. Talley
RONALD W. TALLEY

Subscribed and sworn to
before me, a Notary Public
for the state of California.

Martha E. Klingman



City and County of San Francisco) ss.
State of California)

The undersigned, being duly sworn, deposes and says:

I, Gaudi A. Jones, residing at 1200 Plumas Street, No. 18, Yuba City, California, was a member of Peoples Temple Christian Church from November 1968 through 1974. I left the church voluntarily, of my own free will. At the time I left I was living with members Don and Bonnie Beck. After I left they contacted me and arranged for me to pick up my belongings, at my convenience. At no time was I ever harrassed, threatened, contacted or bothered in any way by any member of the church or any person representing the church, either before leaving the church, or after I left.

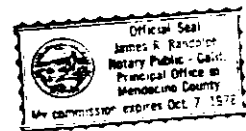
Subsequently, I have returned to attend meetings intermittently and have been met with the utmost kindness and cordiality from both Reverend Jones and the members.

Dated: Aug 5 1955

Audith
(Signature)

Subscribed to and sworn
before me, a Notary Public
in and for said county and
state.

Wm. Randolph



435d(33)

State of California)
) ss. Affidavit of
City and County of San Francisco) Kathy Tropp

I, Kathy Tropp, being duly sworn, declare:

Curtis Buckley had been living with Dick and I for about one year when he came down with tonsillitis. He had a susceptibility to tonsil inflammation, and infections. He was taking erythromycin for it. He got sick on or around Thanksgiving, 1972. He withdrew more over the next two days, finally getting extremely moody, refused to take his medicine, and seemed very angry. The next day his behavior was trance-like, and disoriented. I had to go to work, and so did my husband, Dick, so I started arranging people for him to stay with. Rene Jackson kept him at her house, and told me after I got back (she had him for a weekend) that he was crying at night, saying he was afraid of "little men" and wouldn't go into the bedroom. She insisted he go to bed and told him there was nothing to worry about. He also got violent with her the next day, she said. When Curtis came home, he had the same spacey manner; for the next two months he never lost it. Events after that were that he was counseled by our pastor, Jim Jones. Curtis' behavior toward Dick and me was more dependent, childish. He continued to complain about seeing little men. Mark Boutte was living with us at the time. At one point I asked the Mertles to keep him for a day or two. I may have asked them to keep him for a longer time, I do remember that after one night, Elmer Mertle called me up and told me to come and get Curtis. I don't remember exactly what he did to alarm them, but when I came over to get Curtis, both Elmer Mertle and Deanna Mertle were sitting there looking

35d (34)

very scared. I don't know what he did. Dick and I took Curtis to San Francisco to see a doctor. We stayed over at Janet Shular's house. I think we took him down there to stay with her. She agreed to take him. We talked about schools for him and therapy. At some point, Curtis seemed better, started talking. He said he had used a slingshot and shot and killed a bird, on his last day at school before he got sick. The child who gave him the slingshot also gave him some pills, he said. This seemed to explain his weird behavior. We figured he had taken drugs. I don't know if this admission on his part came now or later. I was at work when Janet Shular called me, about three weeks after he had gone down there to stay with her. Curtis had very suddenly "snapped out" of his state and was talking and crying and acting very normal. It may have been then that he told Janet about the slingshot, killing the bird, and the boy giving him drugs.

Curtis came home to stay with us again. We seemed to have more of a rapport after that. That spring we moved to a house in Calpella. Curtis asked me if he could move to San Francisco. I didn't think it was a very good idea and I told him so. At that time the church work was centered in Redwood Valley, and I saw his going to the city as a move away from it. Curtis had a relapse around April of that year. He started acting spacey again. Curtis went back to Janet's and started acting like himself after a couple of days, at which time it was agreed he should stay with her.

B5d(34a)

He fell back into the spacey thing several times after he moved to San Francisco. Janet told me about it. It seemed to coincide with times that his tonsils were inflamed, and Janet eventually started avoiding antibiotics with him, since he seemed to have this reaction to them. Dated this ____ day of July, 1977.

KATHY TROPP

Subscribed to and sworn
before me, a Notary Public
in and for the State of
California.

735d(34b)

State of California)
) ss. Affidavit of
City and County of San Francisco) Kathy Tropp

I, Kathy Tropp, being duly sworn, declare:

Deanna Mertile used to work for the same person I worked for, Benny Pirano, 1969 through 1973, in Redwood Valley, California. I worked there 1971 through 1975, and Deanna and I worked together for three years.

Deanna told me she used blackmail on Benny Pirano to force him to say she was laid off so she could collect unemployment insurance. She called him and threatened to turn him into his insurance company for not declaring his earnings honestly. He said to her, "you know this is blackmail," and she said "that's right." She got her unemployment. She bragged about this to me.

Dated this _____ day of _____, 1977.

Kathy Tropp

Subscribed and sworn to
before me, a Notary Public
in and for the State of California.

State of California)
)
City and County of San Francisco) ss. [REDACTED]

AFFIDAVIT OF

I, [REDACTED] being duly sworn, declare:

That when I was under age and still in high school, [REDACTED] made advances towards me and even had me to come over to his house and he would try to get me to go to bed with him. He would pressure me by saying that I must be a racist if I didn't want to go to bed with him and then one day, he forced my clothes off of me and pushed me into the bedroom. He told me if I would scream he'd hurt me and then he made me do horrible acts with him. It has affected my ability to relate to other men now and I hate him for that. He had me bend down and lick his buttocks, then made me take his penis in my mouth and suck it and swallow whatever he did in my mouth. He laughed when I cried and said that I deserved it since I was a honkie. I was young and very impressionable. I believed that he would hurt me and get me in deep trouble with my extremely strick parents. He tried to get me to take drugs and told me that if I ever told anyone he would get even with me.

When I was only 16, he had me take some barbituates that made me very drowsy and drunk.

Dated this 17th day of August 1977.

Subscribed and sworn to
before me, a Notary Public
in and for the State of
California

James R. Randolph
NOTARY PUBLIC



735d(36)

State of California)
City and County of San Francisco) ss Affdavit of
Alfred Tschetter

I, Alfred Tschetter, being duly sworn, declare:

I am a certified radiologic technologist, and I live in San Francisco, California.

My dad was a Mennonite Minister and I was brought up in religion and it was my whole life. I was married at age 20 and moved away from the Mennonites immediate vicinity. I joined the Baptist church.

In 1951 I moved to California with the intention of going into the dairy farming business as I had in South Dakota. After surveying the economic situation, I decided not to enter dairy farming and spent one year servicing cars. In 1952 I had the opportunity to become an orderly and in the hospital a wise radiologist approached me to encourage me to finish my education to become a radiologic technologist. I received my training in Dallas, Texas, and was a member of a German Baptist Church. I was elected to the Board of Deacons. One day as we were eating dinner, the chairman of the Board of Deacons was so inebriated that it took three of us to get him into a taxi to get him home. That same evening we had a Board of Deacons meeting and that was my last day in the organized church. To me it was all too much hypocrisy, teaching one thing and doing another.

735d (37)

While back to visit my 91 year old mother, who was in a fairly decent convalescent hospital and as a Mennonite who was taught from childhood to take care of our own, which also follows the teachings of Jim Jones....I realized that my mother was 91 and slightly feeble minded, but she was not to the point where she belonged in a convalescent hospital. I felt that my family had neglected her or did not want to take responsibility of someone who had reared them. A number of years before my wife and I had offered to take mother and keep her the rest of her life.

As I was driving back from North Dakota to California, I realized that I belonged in the teachings of Pastor Jim Jones. And I made up my mind that I would write a letter to Pastor Jim Jones asking if I could return to the church, which I did. He invited me to come back a number of times and also sent a group of people to visit me, which I greatly appreciated.

The years I spent out of Peoples Temple--I was never at any time harrassed or questioned or asked anything. I was given no pressure to return to the church. I returned on my own and at the kind invitation of the Pastor.

As a medical person and from my own experiences, I know that these healings are real. I have witnessed hundreds of them. I know most of the healings he does are beyond all medical hope. Being a part of the medical profession, I know that these healings were genuine and could not have been faked.

B5d(37a)

Just this spring in Los Angeles I personally took the blood pressure of a woman and it went from 180/120 to 120/80 in less than one minute. I know that this is medically impossible.

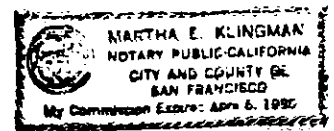
All the time that I was out of the church, I lived in Ukiah, California. I saw and worked with people from the church and nobody ever said a negative word and were kinder and nicer to me than some of the non-church patients that I had.

Dated: July 28, 1977.

Alfred Tschetter P.T. (C.R.T.)
Alfred Tschetter

Subscribed and sworn to
before me this 28th day
of July, 1977.

Martha E. Klingman



735d (37h)

Affidavit of
Lillie Mae Victor

In 1975 Deanna and Elmer Mertle asked me to move in with them. I was 17 years old. We lived in Berkeley in their rest home, with 8 rooms on each of the 2 floors. Deanna kept me out of high school to use me as a house slave. She made me clean every room, change every sheet on each bed and wash them, mop every room on each floor (16 rooms) plus the hallways and 4 bathrooms. I had to clean the bowel movement out of the toilet bowls. I worked from 8 am to 5 pm. Then I had to do the dishes after all the meals. Deanna constantly made racist remarks to me and about me. She said "sometimes I think you require a slave master to beat you, if that's what you require, then I will beat you." She told me to lie down, she said she would put me in a trance and see why I was so hostile. Once when I had a cold I was really congested and had bad pain on one side of my head, in my back and arms. I asked Deanna to take me to the doctor. She refused and gave me somebody else's medicine.

[REDACTED] I woke up to see him sneaking around our room several times; he'd be in there about five minutes.

b7c

35d(38)

In 1975 Deanna and Elmer Mertle bought a big old house in Oakland, on Telegraph Avenue, that they were fixing up to sell. All of its windows were broken out. They told me to stay there and watch the house, all alone, 3 or 4 times. They left me in the daytime there and didn't come back for me til the next day. There was no heat, no blankets. I slept on the couch in the front room covered with my coat. They also had an old house in Redwood Valley they had put up for sale. I had to mop and wax it with a rag on my knees all day and practically all night.

I had the flu and was left here in San Francisco at the church. Deanna said I was rebellious and didn't like doing what I was told, that I can't follow through on coming home. "Sometimes I don't know whether you are crazy or retarded," Deanna said to me. She said that a white person in that church would not let their white son marry a black girl like me. She said I was nothing but shit.

I saw Deanna and Elmer Mertle steal money from a church project. I saw them take it out of the box. They would spend it at K-Mart, the Gap, MacDonalds, pizza parlors. They were stealing the money that the high school students in the church were saving for their education.

There was a patient in their rest home who had bowel movement all over her body. Deanna made me clean up the mess and the patient. I had to give all the patients baths while Deanna laid in bed and slept. While Sandy Rozynko and Diane Mertle were in school, I had to stay there and work. Deanna told me she was a racist, that she hated black people even before she came to the church. She said if Jim Jones ever

735d(38a)

gave me anything to do, I couldn't follow through with it. She said Jim only praises weak people. She asked me once when she was bringing me home why I cared about Jim.

Elmer and Deanna kept a rifle in their house in Redwood Valley. Deanna told me I could not look at TV until all my work was finished. She said, "I am not going to criticize you for a week; I am going to see how good you can work without a slave master."

Deanna was always yelling and screaming at me about working. She said I had no character at all. When I cleaned up the bowel movement from a patient who had died, she said that showed growth on my part and that I have a little bit of character. They always talked about me behind my back, and when I walked in they would turn around and start smiling.

Sometimes I would fall asleep mopping the floor from being so overworked. The chores I had to do each day were washing and cleaning dishes and kitchen after each meal; mop 16 rooms and wax them; fix each bed, 2 beds in each room; wash the clothes; give patients baths; clean 4 bathrooms; vacuum the living room; dust furniture; clean windows; sweep all the stairs; water the grass; do other odd jobs Deanna could find. Sandy Rozynko and Diane Mertle did not work.

Deanna would try and buy your friendship and keep you like a slave. She would tear down all confidence in yourself so

735d (384)

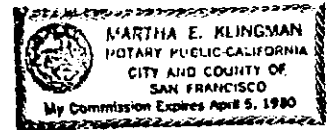
she can be held up high. She makes you paranoid and makes you
feel like you owe her a debt.

Dated: July 23, 1977.

Lillie Mae Victor
LILLIE MAE VICTOR

Subscribed and sworn to
before me, a Notary Public
for the State of California.

Martha E. Klingman



735d(38c)

State of California

City and County of San Francisco)

ss. Affidavit of

I, [REDACTED], being duly sworn, declare:

I lived on Low Gap Road in Ukiah, California, in a room in the back yard of Ellen Kerns Dupont's house in

67C
One day in Sept. 1972, [REDACTED] met me on State Street in Ukiah, and said he was glad to see me. [REDACTED] asked me where I lived and I said on Low Gap Road. Then he told me where he lived and about his car. A few days later in the morning he came to visit in back where I stayed. [REDACTED] began talking about love and how he loved me. He started talking about how much muscles he had, and how strong he was. He wanted to see my chest and muscles, so I took my shirt off and showed him. I kept my pants on but he came and asked how big my dick was. He said "let's see it." He said he'd heard blacks had big dicks. Then he started talking about his love life. He said "I'm gonna show love to you." Then he started playing with my dick and it started to get hard. He kissed me on my testicles and gave me a blow job.

After the blow job he took his shorts off and got in the bed and asked me to fuck him. Then I fucked him because he'd gotten my dick hard. He turned over and I jabbed him hard. He reached back and grabbed my dick and slid it into his ass. Ellen Kerns Dupont heard him grunting. He was saying it was good, and then Ellen said, "who's that back there?" I said "there aint nobody back here." She pushed the door open and got a good look, saw his head and face

B5d(39)

and everything. After Ellen saw him and he was talking about how he loved me, he wanted to watch me fuck his wife [REDACTED]. He got up and left when he saw Ellen.

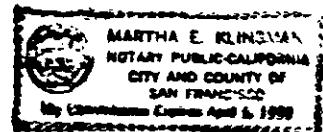
I saw [REDACTED] a couple of more times after that.

b7C
Prior to this incident, [REDACTED] had given me \$140 some dollars in Indianapolis, Indiana, while I was messing around with his wife. The money was to fuck his wife while he watched. He was living on [REDACTED] then.

Dated this 30th day of July, 1977.

Subscribed and sworn to before me, a Notary Public in and for the State of California.

Martha E. Klingman



RE: THE CORPORATIONS

1. Truth Enterprises - see attached detailed report prepared by Tim. We understand you do not want us to proceed on this; these are our thoughts based on what we think needs to be done and our reactions to the report from Evelyn's mother, copy of which also is attached with sections marked in yellow that we question.
2. P.T. - We have reinstated the resale no. with the Bd of Equalization as directed. Information returns for 1974, 1975 and 1976 have been taken to Bentzman to be completed and filed with Franchise Tax Board as directed. Letter received from Franchise Tax Board saying P.T. considered under umbrella of denomination and therefore not necessary to file 1977 information return.
3. Apostolic - All IRS and FTB taxes including penalties have been paid. Before Ed went over, someone here filed for tax clearance certificate with Franchise Tax Board as first step in dissolution of corporation process, and we have received official tax clearance through 12/15/77. So, we could proceed from there to dissolve corporation officially, or we could let it lapse, or...
 - a. Does dissolution of corporation automatically lead to audit? If so, maybe it would be better to keep paying annual \$200 to Franchise Tax Board for State tax, to avoid audit. But, since the Franchise Tax Board, Audit Division, issued the tax clearance through 12/15/77, does this clearance mean that it represents the extent of any audit we would have gone through?
 - b. Robin has been holding 3 cashiers checks (2 of Bank of Montreal and 1 of B of A) payable to Apostolic Corp. dated July, Sept. & Dec. 1977. If we cash these, will it show that AC is still active? Should we leave them alone?
4. Action Equality, Inc. and Peoples Forum, Inc. - Both are nonprofit corps and therefore require annual info returns but no tax. Do we lapse or officially dissolve?
5. Attached is a sample 1998 Annual Information Statement, and attached is 1977 Franchise Tax Board booklet of tax forms and instructions received for Apostolic Corp.

B5e(1)

There are several possibilities for dealing with the structure of operating our printing equipment here. They are listed below with some of the advantages and disadvantages.

1. Operate as is (Truth Enterprises dba Valley Publishing Co.)

- Problems:
- a. we paid approximately \$5000.00 in business taxes to the state for the privilege of doing business last year. The amount of commercial work we presently do, comes nowhere near recovering this expense, as most of the jobs are done on a cost basis.
 - b. Separate insurance for the press equipment (would) run in about \$3000.00
 - c. We supposedly are doing business out of Redwood Valley. Our resale licensee lists the center as our business address. WE no longer own the center and have no address or listing there. Anyone who looked at our receipts for material purchases would find that all our transactions are carried out in SF.

Good Points

- a. as a privately owned corporation not associated with the church, we are not liable for jeopardizing the churches tax exemption by doing political printing for friends, such as the dilemma of black politics.

2/ Peoples Temple dba Valley Publishing Co. - this would be the situation where Peoples Temple owns the equipment and is licensed to do business as Valley Publishing Co. for profit.

- Problems
- a. We are still liable for quarterly tax returns and the OSHA regulations that govern businesses. It means we could be inspected for health and safety requirements in our shop.
 - b. Bensman says that any political printing could jeopardize our tax exemption for PT.
 - c. Filing a dba in Redwood Valley rather than SF would pose problems, as we have no office or equipment there if anyone was to inspect the premises. Also our receipts for resale purchases all our based out of SF. Filing the dba in SF would leave the Temple here open for as health and safety inspection and zoning violations.

B5e(1a)

2. PT dba VPC (cont.)

Good Points - a. we could do commercial printing, (but nothing political)
b. the amount of tax we paid on a yearly basis would be substantially less than for Truth Enterprises. This is because the major volume of our work is done for ourselves. We do not pay taxes on the labor involved in this work only the materials. With truth ent. we pay tax on both materials and labor.

OK
3. Peoples Temple as an inplant shop. - this situation involves owning the equipment ourselves and using it to do our own printing and nothing else. We do not need to file for a business license to do this.

Problems a. we could no longer do political printing for our friends
b. cannot purchase materials without paying resale tax

Good Points
a. we do not have to pay any business taxes or file quarterly returns. (
b. we are not open to OSHA inspections. *not true*
c. our insurance can be carried on the churches policy at cheaper rates.

The instructions we received from Tish about what to do with Truth Enterprises were contradictory. In one section we are told to dissolve Truth and have the equipment donated to the Temple, and later we are to file for a dba in Ukiah and tell them that we don't have the equipment and don't know what Chaikin did with it. Adding to this confusion, the equipment has been officially donated to PT and as of Jan. 1 has been insured on PT's regular policy with Mayfield. The story that Tish has instructed us to give to the tax board is a highly unlikely one. We are to tell them we don't know who has the equipment but we still do business commercially by having the printing done by other printers. All we do is take orders and buy paper. And this whole operation is being carried out by Bonnie Beck in the empty Redwood Valley Church. This seems like a dangerous game to play since we are dealing with PT now and not a separate corporation. And for all this cover-up work what are we to gain? We leave ourselves the privilege to do commercial printing, but we do little of that anyway.

If we do not file to do business as anybody, we can still operate the equipment as an in-house shop. Many groups, schools, businesses,

B5e (16)

even other churches do this same thing. We have to pay the taxes on the materials we use when we buy them, but we would end up having to pay the manyway. And as an implant shop we would not have to pay business taxes. It would definitely save us at least several thousand dollars. Since we are not a business OSHA is not going to be interested in our operation. Tish seems to think that if we don't have a resale number we can't buy at wholesale prices. But that is not true. Most of our suppliers would sell to us anyway, it is the quantity of purchase they are interested in basically. And we would have to change our accounts with these suppliers anyway if we dissolved Truth Enterprises, and open up new ones for Peoples Temple.

Therefore we are proposing to do plan three. Bensman, the tax attorney has approved of this kind of operation. He had hesitations about doing any political printing. But that could be to our advantage. We wouldn't have to do any work for anybody else and would have a good excuse. Community work for PR could still be done, we could even do Goodlett's printing. We will just have them make their checks out to PT in the amount of the cost of materials and not give out any invoices that would substantiate a sale. And most importantly we would be saved the hassle of dealing with the tax people.

Unless you have any objections we will proceed with dissolving Truth Enterprises, which can be done simply enough by filing the proper forms.

We are currently operating Truth Enterprises out of Peoples Temple (STC). The equipment is owned by PT. Truth is using it. We are reporting on our quarterly returns that our place of business is 8411 East Rd. #10. That is now owned by someone else. This doesn't sound like it must legitimize business structure, and I don't know how long we will get away with it.

B5e (1c)

To: June Crym
from: tl
Response to portions of law ofc reports...

Report #7 -- 12/22/77

Item 1-Tell H. to go ahead and list sale of house. The \$15,000 gain is not a problem. He was not working, lived with friends much of time, \$7500 becomes taxable. He is allowed up to 50% as a gift to ch. or \$3750.. $\frac{1}{4}$ of total income. This leaves \$3750 taxable.. With his wife, L., himself and children as deductions, there should be no tax.

Do not feel Ed advised him incorrectly. The treas. can verify he in fact turned over check intact; that he had signed the deed many months before; at that time title transferred..and he subsequently acted as agent for ch and turned over all the monies-- but if he is not comfortable with the facts, he can set up a taxable situation though will owe no tax.

Item 2- Do get the reports filed for 77 on T. along with the \$15 for reinstatement. You should have Don B's wife take in a letter to man at St Bd in Ukiah advising of corp. lapse 12/31/77... and ask for Ed's deposit refund of \$250 in Bof A in Ukiah..

Take copy of letter of donation of assets and equip, not detailed, signed by Ed and as documented in the minutes of the org. of which you are Treasurer... Thereafter, include this equip on the insurance of that corporation. I would check with the ins. agent on this -- how to include, as you recommended, preferably without cost... but do insure for fire damage, water damage and vandalism, etc. If cost is additional, be sure to clear with Hill before going ahead.

Using the valley name of the T. corporation (as it commonly goes by now) register a dba --as you have done for the company that Jack and Betty operate and process checks for... Don's wife will be handling this in valley and working from the structure next door to where Dale used to live where the parking lot is...

Don's wife can apply for a sales tax permit for your corporation (of which you are treasurer) under that dba...the common name for the business Marylou's husband operates--the corporate name will no longer exist as it is lapsing... but do retain the other name, it will be needed to hold the accounts open.

Don's wife can say just as it is: Ed signed his business over to your corporation; she will be handling the sales from there; we are getting the work that Kathy and Tim used to do done by various outside plants now, since Ed not there to operate the equipment any more.. Ed no longer has it and she does not know what he did with it.. ?? that we are keeping the business... will be buying our own paper to save \$400 and will have some sales.. The new permit will need the same wording that the one for T. had...the old corp., to cover what we purchase. Then -- keep a list of all that is bought each month without sales tax, and charge use tax on it..What you sell to the man with a similar business to Jean B. that Tim runs.. is not a problem. Register that as sales.. but you make no profit on that as we sell it to him at cost.. so is not a tax issue for your corp.

You must maintain a resale # in order to get the discounts at the big suppliers. Their licenses do not allow to sell retail in many cases. Had trouble establishing credit-let's don't change it.

85e(d)

Rpt 7-Item 2a: This is vitamin acct. We are holding open in case want to get more thru our wholesale contacts. Must pay USE tax on anything we buy, but we report that ourselves on our monthly report. DO NOT CANCEL THIS RESALE #... On the report say "nothing to report" and sign it as bookkeeper... Add note saying we intend to begin sales within next few months --as indeed we may. Then he won't wonder about it.

Item 3-- Filing error is term commonly used. They only have alternative of telling you that you erred, or charging you with a crime, which has to be proved... Since most people pay and let it go by default, they pick up a lot of cash by disallowing the itemized deductions and computing for standard deductions for all..

The computer time was planned for this back in 60's.. was to cover 75-80% of returns by 77 -- so feel the percentages are just hitting us...

All forms received for those down here should be sent on to me immediately --with copy of returns if possible. If people are not in same financial category as yourself..you were one of the first, you recall--under Helen and Maxine -- then they will have to handle it themselves. We will furnish a letter acknowledging that what they say is approximately true according to our recollection, provided of course that it does meet with your recollection... cannot exactly verify prior 5/76 since do not have the records.. Chaikin says you have such a letter on file. Of course for later periods, you can verify by the exact records.

PAY NOTHING UNLESS INSTRUCTED FROM HERE. Probability is there is no liability on part of person if they have no income. There should be no crime involved, as long as they file. VERIFY this with the tax person in the office of the person you are presently consulting in Ed's capacity...

Cleve's pension is a DISABILITY PENSION..He retired due to heart failure and was quite disabled -- so drew pension early. It is not taxable.. tell whoever is asking this fact and report back to me on it. If Harold listed such on 76 returns --then he should not have done it.. IS NOT TAXABLE.

Item 3c-No need to do anything on this. Let the corporation lapse. The taxes are all paid, there are no more assets. DB told me about the slight problem you had, but that is not an issue.. Under no circumstances should you be consulting anyone on this account.. It cost us enough when we had it. Consultants charge --and the less we let them involve in what is not their business, the better and cheaper for all of us..

Bentzman doing this...

3c-199B-Need copy of last return filed..Need copy of letter sent you from Calif. Fr Tx Ed in August 78.. listing the missing returns.. If you do not have these--as secty, have J. contact them requesting photocopies (small cost). She can explain the records stolen..need copies for your tax person to handle it..the people then handling are no longer with us...and only copies were stolen with records. We must file these returns soon as possible..If you have the info, then rush down in next batch coming to dad--but put to my attention.

Items 3c-paragraphs 3 and 4: as long as not foundation, can just let them lapse. we have not used them. The paragraph 4 item is not publ b- that corporation --but by the one you sign for as Treas..
~~XXXXXXXX~~ I am in accord with Ed to let them lapse.

B5e(1a)

Ofc Report #8-

Item 2-Irene had no employees the quarters in question. On the 941 just say "nothing to report" and H. can sign it as bookkeeper. They were phasing out patients for the sale in April and had no need of employees.. a note along with the 941's can explain this. A bookkeeper can sign this return-- I have done so for years. *Am sending this form to you to do w/ taxes.*

Report #9-Item 1- see earlier reference in this enclosure.. Include with insurance on the other 3 buildings..owned by your corporation.. be sure these stay insured unless sold; then, in the selling cancel only the applicable portion to the building sold.. be sure you clarify this with a WRITTEN notice to agent, and send with return receipt requested, and list the receipt # on letter -- and save the signed receipt and staple to your file copy of letter sent.. Of course you would likely do this anyway, but you are so busy I mention it only in passing.

1a & 1b-- answered already; refer to that.

1c-No. Do not list as a business. It is our eq and we print our church matters on it. Don't say what that printing includes.. Unrelated business income only ~~xx~~ there if we "have" business income. What we sell the other person you mention is at cost so we make no profit-thus there is no income. HOWEVER, the sales are handled as I have instructed. There is a very good reason to get the permit out of the locale I have instructed -- believe me. Also, we must have the permit for the locale in which the sales are made, and this is in the other location--where Don's wife is and where Mauraan's sister used to work...

If you have any more questions -- phrase them carefully..and send on down.

The Report # and item # is very good system.

~~QUERY-PAGE-REPT-Please~~Cancel--will send separate inquiry on this.

Looking forward to seeing all soon -- tl

B5e(14)

FORM
199B



CALIFORNIA

EXEMPT ORGANIZATION ANNUAL INFORMATION STATEMENT

INCOME YEAR
1975

For calendar year 1975
or fiscal year begun _____, 1975, and ended _____, 1976

Indicate address
change on label.

DO NOT USE THESE SPACES

SERIAL
NO.

CY

CA

A

CC

CORPORATE OR ORGANIZATION NO.

FEDERAL EMPLOYER IDENTIFICATION NO.

PLEASE AFFIX PREADDRESSED LABEL, PRINT OR TYPE

COMPLETE ONLY ONE OF THE FOLLOWING APPLICABLE PARTS

(SEE INSTRUCTIONS ON REVERSE)

PART I. All churches, apostolic organizations and religious orders with exclusively religious activities complete this part. (See Instruction A.)

1. Indicate the various sources of this organization's receipts by approximate percentage of each item.

- a. Contributions, gifts, or grants _____ %
b. Income from debt-financed property (rental, lease, dividends, interest, etc.) _____ %
c. Other rental or lease income _____ %
d. Other income (describe) _____ %

2. Is this a group report filed on behalf of affiliated churches? ☐ Yes ☐ No If "Yes," see Instruction B.

PART II. Organizations controlled by State or Public Body, check box ☐. (See Instruction A (5)).

PART III. Other exempt organizations with gross receipts \$5,000 or less complete the following:
(See Instruction A (3) and F.)

- a. Total gross receipts \$ _____
b. Total assets (Fair Market Value) at end of year \$ _____

TO BE COMPLETED BY ALL ORGANIZATIONS

a. Describe primary and secondary activities (attach separate sheet if needed).

1. _____
2. _____

b. If exempt under Section 23701d, have you during the year (1) attempted to influence any national, state, or local legislation, or (2) participated or intervened in any political campaign? (See Instruction F for definitions).

☐ Yes ☐ No If "Yes," attach a detailed description of such activities and copies of any materials published in connection with such activities.

c. Check form(s) filed for current year: Federal ☐ 990 ☐ 990T ☐ 1120; State ☐ 109

Under penalties of perjury, I declare that I have examined this statement, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct and complete. If prepared by a person other than taxpayer, his declaration is based on all information of which he has any knowledge.

Date

Signature of officer

Title

State in which signed

Date

Signature of individual or firm preparing this statement

Address

MAIL STATEMENT TO FRANCHISE TAX BOARD, SACRAMENTO, CALIFORNIA 95857

B5e(19)

TO BAROLYN LAYTON

THIS IS THE CORPORATION REPORT; ATTACHED
IS A COPY OF EVELYNS MOTHERS REPORT
WHICH WE UNDERSTAND WAS SENT OVER AT THE
LAST MINUTE WITH CONSULTATION WITH OTHERS.

I HAVE MARKED IN YELLOW ON THAT REPORT
THOSE PARTS WE QUESTION. THE COVER SHEET
IS SELF EXPLANATORY.

I HAVE ATTACHED A SAMPLE INFORMATION
RETURN AND THE CURRENT 1977 FRANCHISE
TAX BOARD BOOKLET SENT TO US TO FILE
FOR APOSTOLIC CORP. IN THIS SET ONLY.

TEARY HAS A COPY OF THIS REPORT ALSO.

2/12/78

B5e(14)/

CORPORATION TAX FORMS AND INSTRUCTIONS

BULK RATE
U. S. POSTAGE PAID
SACRAMENTO, CALIF.
PERMIT No. 312

D-7640140 AC5**

A 01 02/23/76

APOSTOLIC CORPORATION

P O BX 15156
SAN FRANCISCO CA 94115

1
9
7
7

Please remove the preaddressed label and attach it to the return filed. If the return is prepared by someone other than the taxpayer, please be sure that the preaddressed label is used.



STATE OF CALIFORNIA

IMPORTANT

The Form 100, Corporation Franchise or Income Tax Return, included in this booklet replaces the following tax return forms used in previous years.

FORM 100 CORPORATION FRANCHISE TAX RETURN

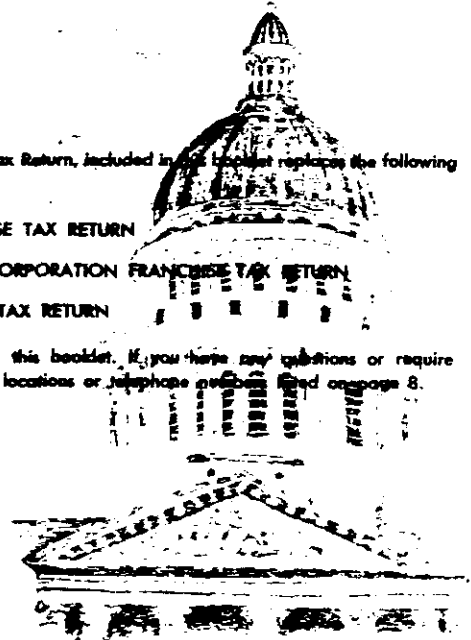
FORM 100BF BANK AND FINANCIAL CORPORATION FRANCHISE TAX RETURN

FORM 200 CORPORATION INCOME TAX RETURN

Please file your return on the form provided in this booklet. If you have any questions or require additional forms, contact this Department at the locations or telephone numbers listed on page 8.

• SOLAR ENERGY TAX CREDIT
(See instructions, page 5)

• WATER EQUIPMENT TAX CREDIT
(See instructions, page 5)



B60 (12)

dup. cc for Carolyn Layton

from June, Tim Clancy, &
Jean Brown

RE: THE CORPORATIONS

1. Truth Enterprises - see attached detailed report prepared by Tim. We understand you do not want us to proceed on this; these are our thoughts based on what we think needs to be done and our reactions to the report from Evelyn's mother, copy of which also is attached with sections marked in yellow that we question.
2. P.T. - We have reinstated the resale no. with the Bd of Equalization as directed. Information returns for 1974, 1975 and 1976 have been taken to Bentzman to be completed and filed with Franchise Tax Board as directed. Letter received from Franchise Tax Board saying P.T. considered under umbrella of denomination and therefore not necessary to file 1977 information return.
3. Apostolic - All IRS and FTB taxes including penalties have been paid. Before Ed went over, someone here filed for tax clearance certificate with Franchise Tax Board as first step in dissolution of corporation process, and we have received official tax clearance through 12/15/77. So, we could proceed from there to dissolve corporation officially, or we could let it lapse, or... *at apostolic / lapse - 3/4/78*
 - a. Does dissolution of corporation automatically lead to audit? If so, maybe it would be better to keep paying annual \$200 to Franchise Tax Board for State tax, to avoid audit. But, since the Franchise Tax Board, Audit Division, issued the tax clearance through 12/15/77, does this clearance mean that it represents the extent of any audit we would have gone through? *no audit To file*
 - b. Robin has been holding 3 cashiers checks (2 of Bank of Montreal and 1 of B of A) payable to Apostolic Corp. dated July, Sept. & Dec. 1977. If we cash these, will it show that AC is still active? Should we leave them alone? *hold out - 3/4/78 To file*
4. Action Equality, Inc. and Peoples Forum, Inc. - Both are nonprofit corps and therefore require annual info returns but no tax. Do we lapse or officially dissolve? *lapse 3/4/78 To file*
5. Attached is a sample 1998 Annual Information Statement, and attached is 1977 Franchise Tax Board booklet of tax forms and instructions received for Apostolic Corp.

B5e(2)

There are several possibilities for dealing with the structure of operating our printing equipment here. They are listed below with some of the advantages and disadvantages.

1. Operate as is (Truth Enterprises dba Valley Publishing Co.)

- Problems:
- a. we paid approximately \$5000.00 in business taxes to the state for the privilege of doing business last year. The amount of commercial work we presently do, comes nowhere near recovering this expense, as most of the jobs are done on a cost basis.
 - b. Separate insurance for the press equipment (would) run in about \$3000.00
 - c. We supposedly are doing business out of Redwood Valley. Our resale license lists the center as our business address. WE no longer own the center and have no address or listing there. Anyone who looked at our receipts for material purchases would find that all our transactions are carried out in SF.

Good Points

- a. as a privately owned corporation not associated with the church, we are not liable for jeopardizing the churches tax exemption by doing political printing for friends, such as the dilemma of black politics.

2/ Peoples Temple dba Valley Publishing Co. - this would be the situation where Peoples Temple owns the equipment and is licensed to do business as Valley Publishing Co. for profit.

- Problems
- a. We are still liable for quarterly tax returns and the OSHA regulations that govern businesses. It means we could be inspected for health and safety requirements in our shop.
 - b. Bensman says that any political printing could jeopardize our tax exemption for PT.
 - c. Filing a dba in Redwood Valley rather than SF would pose problems, as we have not office or equipment there if anyone was to inspect the premises. Also our receipts for resale purchases all our based out of SF. Filing the dba in SF would leave the Temple here open for as health and safety inspection and zoning violations.

B5e (2a)

2. PT dba VPC (cont')

Good Points - a. we could do commercial printing, (but nothing political)

- b. the amount of tax we paid on a yearly basis would be substantially less than for Truth Enterprises. This is because the major volume of our work is done for ourselves. We do not pay taxes on the labor involved in this work only the materials. With truth ent. we pay tax on both materials and labor.

3. Peoples Temple as an inplant shop. - this situation involves owning the equipment ourselves and using it to do our own printing and nothing else. We do not need to file for a business license to do this.

Problems a. we could no longer do political printing for our friends
b. cannot purchase materials without paying resale tax

Good Points

- a. we do not have to pay any business taxes or file quarterly returns. (
b. we are not open to OSHA inspections.
c. our insurance can be carried on the churches policy at cheaper rates.

*OK
9/22/78
Sarah* *3/4/78
to file*
The instructions we received from Tish about what to do with Truth Enterprises were contradictory. In one section we are told to dissolve Truth and have the equipment donated to the Temple, and later we are to file for a dba in Ukiah and tell them that we don't have the equipment and don't know what Chaikin did with it. Adding to this confusion, the equipment has been officially donated to PT and as of Jan. 1 has been insured on PT's regular policy with Mayfield. The story that Tish has instructed us to give to the tax board is a highly unlikely one. We are to tell them we don't know who has the equipment but we still do business commercially by having the printing done by other printers. All we do is take orders and buy paper. And this whole operation is being carried out by Bonnie Beck in the empty Redwood Valley Church. This seems like a dangerous game to play since we are dealing with PT now and not a separate corporation. And for all this cover-up work what are we to gain? We leave ourselves the privilege to do commercial printing, but we do little of that anyway.

If we do not file to do business as anybody, we can still operate the equipment as an in-house shop. Many groups, schools, businesses,

B5e (2b)

even other churches do this same thing. We have to pay the taxes on the materials we use when we buy them, but we would end up having to pay the anyway. And as an implant shop we would not have to pay business taxes. It would definitely save us at least several thousand dollars. Since we are not a business OSHA is not going to be interested in our operation. Tish seems to think that if we don't have a resale number we can't buy at wholesale prices. But that is not true. Most of our suppliers would sell to us anyway, it is the quantity of purchase they are interested in basically. And we would have to change our accounts with these suppliers anyway if we dissolved Truth Enterprises, and open up new ones for Peoples Temple. OK

Therefore we are proposing to do plan three. Bensman, the tax attorney has approved of this kind of operation. He had hesitations about doing any political printing. But that could be to our advantage. We wouldn't have to do any work for anybody else and would have a good excuse. Community work for PR could still be done, we could even do Goodlett's printing. We will just have them make their checks out to PT in the amount of the cost of materials and not give out any invoices that would substantiate a sale. And most importantly we would be saved the hassle of dealing with the tax people.

Unless you have any objections we will proceed with dissolving Truth Enterprises, which can be done simply enough by filing the proper forms.

We are currently operating Truth Enterprises out of Peoples Temple (SF). The equipment is owned by the Temple & Truth is using it. We are reporting on our quarterly returns that our place of business is 2411 E. 9th, S.F. That is now owned by someone else. This doesn't sound like the most legitimate business structure, and I don't know how long we will get away with it.

B5e (2c)

To: June Gryn
From: tl
Response to portions of law ofc reports...

Report #7 -- 12/22/77

Item 1-Tell H. to go ahead and list sale of house. The \$15,000 gain is not a problem. He was not working, lived with friends much of time, \$7500 becomes taxable. He is allowed up to 50% as a gift to ch. or \$3750... 1/4 of total income. This leaves \$3750 taxable.. With his wife, L., himself and children as deductions, there should be no tax.

Do not feel Ed advised him incorrectly. The treas. can verify he in fact turned over check intact; that he had signed the deed many months before; at that time title transferred..and he subsequently acted as agent for ch and turned over all the mohies-- but if he is not comfortable with the facts, he can set up a taxable situation though will owe no tax.

Item 2- Do get the reports filed for 77 on T. along with the \$15 for reinstatement. You should have Don B's wife take in a letter to man at St Bd in Ukiah advising of corp. lapse 12/31/77... and ask for Ed's deposit refund of \$250 in Bof A in Ukiah..

Take copy of letter of donation of assets and equip, not detailed, signed by Ed and as documented in the minutes of the org. of which you are Treasurer... Thereafter, include this equip on the insurance of that corporation. I would check with the ins. agent on this -- how to include, as you recommended, preferably without cost... but do insure for fire damage, water damage and vandalism, etc. If cost is additional, be sure to clear with Hill before going ahead.

Using the valley name of the T. corporation (as it commonly goes by now) register a dba --as you have done for the company that Jack and Betty operate and process checks for...
Q? Don's wife will be handling this in valley and working from the structure next door to where Dale used to live where the parking lot is...

Don's wife can apply for a sales tax permit for your corporation (of which you are treasurer) under that dba...the common name for the business Marylou's husband operates--the corporate name will no longer exist as it is lapsing... but do retain the other name, it will be needed to hold the accounts open.

Don's wife can say just as it is: Ed signed his business over to your corporation; she will be handling the sales from there; we are getting the work that Kathy and Tim used to do done by various outside agents now, since Ed not there to operate the equipment any more.. ??
She no longer has it and she does not know what he did with it..
What we are keeping the business.. will be buying our own paper to save \$\$\$ and will have some sales.. The new permit will need the same wording that the one for T. had...the old corp., to cover what we purchase. Then -- keep a list of all that is bought each month without sales tax, and charge use tax on it..What you sell to the man with a similar business to Jean B. that Tim runs.. is not a problem. Register that as sales.. but you make no profit on that as we sell it to him at cost.. so is not a tax issue for your corp.

You must maintain a resale # in order to get the discounts at the big suppliers. Their licenses do not allow to sell retail in many cases. Had trouble establishing credit-let's don't change it.

735e (2d)

Rpt 7-Item 2a: This is vitamin acct. We are holding open in case want to get more thru our wholesale contacts. Must pay USE tax on anything we buy, but we report that ourselves on our monthly report. DO NOT CANCEL THIS RESALE #... On the report say "nothing to report" and sign it as bookkeeper...Add note saying we intend to begin sales within next few months --as indeed we may. Then he won't wonder about it.

Item 3-- Filing error is term commonly used. They only have alternative of telling you that you erred, or charging you with a crime, which has to be proved... Since most people pay and let it go by default, they pick up a lot of cash by disallowing the itemized deductions and computing for standard deductions for all..

The computer time was planned for this back in 60's.. was to cover 75-80% of returns by 77 -- so feel the percentages are just hitting us...

All forms received for those down here should be sent on to me immediately --with copy of returns if possible. If people are not in same financial category as yourself..you were one of the first, you recall--under Helen and Maxine -- then they will have to handle it themselves. We will furnish a letter acknowledging that what they say is approximately true according to our recollection, provided of course that it does meet with your recollection... cannot exactly verify prior 5/76 since do not have the records.. Chaikin says you have such a letter on file. Of course for later periods, you can verify by the exact records.

PAY NOTHING UNLESS INSTRUCTED FROM HERE. Probability is there is no liability on part of person if they have no income. There should be no crime involved, as long as they file. VERIFY this with the tax person in the office of the person you are presently consulting in Ed's capacity...

Cleve's pension is a DISABILITY PENSION..He retired due to heart failure and was quite disabled -- so drew pension early. It is not taxable.. tell whoever is asking this fact and report back to me on it. If Harold listed such on 76 returns --then he should not have done it.. IS NOT TAXABLE.

Item 3c-No need to do anything on this. Let the corporation lapse. The taxes are all paid, there are no more assets. DB told me about the slight problem you had, but that is not an issue.. ~~Under no circumstances should you be consulting anyone on this account..~~ It cost us enough when we had it. Consultants charge \$--and the less we let them involve in what is not their business, the better and cheaper for all of us..

Bentzman doing this

3c-199B-Need copy of last return filed..Need copy of letter sent you from Calif. Fr Tx Bd in August 78.. listing the missing returns.. If you do not have these--as secty, have J. contact them requesting photocopies (small cost). She can explain the records stolen..need copies for your tax person to handle it..the people then handling are no longer with us...and only copies were stolen with records.

We must file these returns soon as possible..If you have the info, then rush down in next batch coming to dad--but put to my attention.

Items 3c-paragraphs 3 and 4: as long as not foundation, can just let them lapse. we have not used them. The paragraph 4 item is not publ br that corporation --but by the one you sign for as Treas.. ~~XXXXXXXX~~ I am in accord with Ed to let them lapse.

B5e (2e)

Off Report #8-

Item 2-Irene had no employees the quarters in question. On the 941 just say "nothing to report" and H. can sign it as bookkeeper. They were phasing out patients for the sale in April and had no need of employees.. a note along with the 941's can explain this. A bookkeeper can sign this return-- I have done so for years. *Am sending this form to you to do w/ taxes.*

Report #9-Item 1- see earlier reference in this enclosure.. Include with insurance on the other 3 buildings..owned by your corporation.. be sure these stay insured unless sold; then, in the selling cancel only the applicable portion to the building sold.. be sure you clarify this with a WRITTEN notice to agent, and send with return receipt requested, and list the receipt # on letter -- and save the signed receipt and staple to your file copy of letter sent.. Of course you would likely do this anyway, but you are so busy I mention it only in passing.

1a & 1b-- answered already; refer to that.

1c-No. Do not list as a business. It is our eq and we print our church matters on it. Don't say what that printing includes.. Unrelated business income only ~~xx~~ there if we "have" business income. What we sell the other person you mention is at cost so we make no profit-thus there is no income. HOWEVER, the sales are handled as I have instructed. There is a very good reason to get the permit out of the locale I have instructed -- believe me. Also, we must have the permit for the locale in which the sales are made, and this is in the other location--where Don's wife is and where Maureen's sister used to work...

If you have any more questions -- phrase them carefully..and send on down.

The Report # and item # is very good system.

QUERY--FROM--HARRIS--PleaseCancel--will send separate inquiry on this.

Looking forward to seeing all soon -- tl

735e (24)

Law Office Report No. 14 February 12, 1978

✓ CC: Terry Buford

from June, Tim Clancy, &
Jean Brown

RE: THE CORPORATIONS

1. Truth Enterprises - see attached detailed report prepared by Tim. We understand you do not want us to proceed on this; these are our thoughts based on what we think needs to be done and our reactions to the report from Evelyn's mother, copy of which also is attached with sections marked in yellow that we question.
2. P.T. - We have reinstated the resale no. with the Bd of Equalization as directed. Information returns for 1974, 1975 and 1976 have been taken to Bentzman to be completed and filed with Franchise Tax Board as directed. Letter received from Franchise Tax Board saying P.T. considered under umbrella of denomination and therefore not necessary to file 1977 information return.
3. Apostolic - All IRS and FTB taxes including penalties have been paid. Before Ed went over, someone here filed for tax clearance certificate with Franchise Tax Board as first step in dissolution of corporation process, and we have received official tax clearance through 12/15/77. So, we could proceed from there to dissolve corporation officially, or we could let it lapse, or...
 - a. Does dissolution of corporation automatically lead to audit? If so, maybe it would be better to keep paying annual \$200 to Franchise Tax Board for State tax, to avoid audit. But, since the Franchise Tax Board, Audit Division, issued the tax clearance through 12/15/77, does this clearance mean that it represents the extent of any audit we would have gone through?
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4. Action Equality, Inc. and Peoples Forum, Inc. - Both are nonprofit corps and therefore require annual info returns but no tax. Do we lapse or officially dissolve?
5. Attached is a sample 1998 Annual Information Statement, and attached is 1977 Franchise Tax Board booklet of tax forms and instructions received for Apostolic Corp.

B5e (3)

There are several possibilities for dealing with the structure of operating our printing equipment here. They are listed below with some of the advantages and disadvantages.

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- a. we paid approximately \$5000.00 in business taxes to the state for the privilege of doing business last year. The amount of commercial work we presently do, comes nowhere near recovering this expense, as most of the jobs are done on a cost basis.
 - b. Separate insurance for the press equipment (would) run in about \$3000.00
 - c. We supposedly are doing business out of Redwood Valley. Our resale license lists the center as our business address. WE no longer own the center and have no address or listing there. Anyone who looked at our receipts for material purchases would find that all our transactions are carried out in SF.

Good Points

- a. as a privately owned corporation not associated with the church, we are not liable for jeopardizing the churches tax exemption by doing political printing for friends, such as the dilemma of black politics.

2/ Peoples Temple dba Valley Publishing Co. - this would be the situation where Peoples Temple owns the equipment and is licensed to do business as Valley Publishing Co. for profit.

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B5₂(3a)

2. PT dba VPC (cont)

Good Points - a. we could do commercial printing, (but nothing political)

b. the amount of tax we paid on a yearly basis would be substantially less than for Truth Enterprises. This is because the major volume of our work is done for ourselves.

We do not pay taxes on the labor involved in this work only the materials. With truth ent. we pay tax on both materials and labor.

3. Peoples Temple as an inplant shop. - this situation involves owning the equipment ourselves and using it to do our own printing and nothing else. We do not need to file for a business license to do this.

Problems a. we could no longer do political printing for our friends
b. cannot purchase materials without paying resale tax

Good Points

a. we do not have to pay any business taxes or file quarterly returns. (

b. we are not open to OSHA inspections.

c. our insurance can be carried on the churches policy at cheaper rates.

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B5e(3b)

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To: June Crym
from: tl
Response to portions of law ofc reports...

Report #7 -- 12/22/77

Item 1-Tell H. to go ahead and list sale of house. The \$15,000 gain is not a problem. He was not working, lived with friends much of time, \$7500 becomes taxable. He is allowed up to 50% as a gift to ch. or \$3750.. $\frac{1}{2}$ of total income. This leaves \$3750 taxable.. With his wife, L., himself and children as deductions, there should be no tax.

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B5e (3d)

Rpt 7-Item 2a: This is vitamin acct. We are holding open in case want to get more thru our wholesale contacts. Must pay USE tax on anything we buy, but we report that ourselves on our monthly report. DO NOT CANCEL THIS RESALE #... On the report say "nothing to report" and sign it as bookkeeper...Add note saying we intend to begin sales within next few months --as indeed we may. Then he won't wonder about it.

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*Bentzman
is doing
this.*

3c-199B-Need copy of last return filed..Need copy of letter sent you from Calif. Fr Tx Bd in August 76.. listing the missing returns.. If you do not have these--as secty, have J. contact them requesting photocopies (small cost). She can explain the records stolen..need copies for your tax person to handle it..the people then handling are no longer with us...and only copies were stoled with records.

We must file these returns soon as possible..If you have the info, then rush down in next batch coming to dad--but put to my attention.

Items 3c-paragraphs 3 and 4: as long as not foundation, can just let them lapse. we have not used them. The paragraph 4 item is not publ b- that corporation --but by the one you sign for as Treas..
~~XXXXXXXX~~ I am in accord with Ed to let them lapse.

B5e (3e)

Ofc Report #8-

Item 2-Irene had no employees the quarters in question. On the 941 just say "nothing to report" and H. can sign it as bookkeeper. They were phasing out patients for the sale in April and had no need of employees.. a note along with the 941's can explain this. A bookkeeper can sign this return-- I have done so for years. *Am sending this form to you to do w/ taxes.*

Report #9-Item 1- see earlier reference in this enclosure.. Include with insurance on the other 3 buildings..owned by your corporation.. be sure these stay insured unless sold; then, in the selling cancel only the applicable portion to the building sold.. be sure you clarify this with a WRITTEN notice to agent, and send with return receipt requested, and list the receipt # on letter -- and save the signed receipt and staple to your file copy of letter sent.. Of course you would likely do this anyway, but you are so busy I mention it only in passing.

1a & 1b-- answered already; refer to that.

1c-No. Do not list as a business. It is our eq and we print our church matters on it. Don't say what that printing includes.. Unrelated business income only ~~xx~~ there if we "have" business income. What we sell the other person you mention is at cost so we make no profit-thus there is no income. HOWEVER, the sales are handled as I have instructed. There is a very good reason to get the permit out of the locale I have instructed -- believe me. Also, we must have the permit for the locale in which the sales are made, and this is in the other location--where Don's wife is and where Maureen's sister used to work...

If you have any more questions -- phrase them carefully..and send on down.

The Report # and item # is very good system.

QUARY-FROM-ERRR-PleaseCancel--will send separate inquiry on this.

Looking forward to seeing all soon -- tl

B5e(3f)

This is to double check instructions which have been received and which apparently need more consultation over there. Sarah told Lillie today she had not cleared legally certain situations which we have already received go aheads on. So we are asking that you go back to previous law office reports listed below and see if you have some consensus now. I am adding whatever more current info I have to each.

Answers needed on all

1. See Law Office Report No. 8:

8.c: (Diola Christmas, Betty Fountain, children):

I got handwritten instructions from Lucinda about a month ago: "Yes. They should move back to L.A. Their situation is bad whatever way you look at it, but it's best for travel the sooner the better."

Since this report was written and these instructions received, Diola moved back to LA on her own, and Betty is getting project housing in Portland. We would have to finance Betty's move back to LA, and Alice is worried about Betty and the children's return to hostile dad. We would rather have Betty stay in Portland til get word from you re when to have travel separately.

8.a: (Michael Daniels, Annie Mae Harris) - Annie went to LA, talked with welfare people, found out that Michael was placed with his natural dad when he was 3 and mom judged unfit. Welfare had no papers on it and did not pursue it when she asked for papers.

I got handwritten instructions from Lucinda: "Yes."

8.d: (Aurora Rodriguez, 3 grandchildren):

Lucinda's instructions were: "What about the childrens' father? Are they a problem? Who are the kids father? Whats the relationship with him. If all's cool, with the dad, then they can come."

I checked with Aurora: there are 2 dads involved, neither of whom's whereabouts are known, and both have served time in jail. Neither have been heard from in years. *but where is the mom in this? Sarah, I forgot.*

8.f: (Exie Eleby, Melita Gibson)

Lucinda's instructions were: "Need court approval for child, Melita, to go with Exie. Attach mother's consent and affidavit that father has not seen the child in years, and she doesn't know his whereabouts."

Natural mom is Jean Gibson; Frolich would be the attorney who would get the court order approval for child to travel out of state with Exie, and he knows situation with Jean's husband from past involvement with her criminal case. I do not think he would go along with the affidavit idea. Florida is checking with Exie this week to see how she would feel if she alone were to go and the child stay with her natural mom, Jean Gibson, til Jean goes. I would prefer it this way because even with affidavit, Jean Gibson could always renege on the affidavit at a later time.

Exie

This raises another question: do you want court approval on

B5e (4)

children traveling out of state in guardianship cases, or are you considering these individually? We already have some children over there without court approval and without their natural parents with them: (1) Rondell & Randell Carroll, whose legal guardian is great grandmother Ruby Johnson, parent Betty Carroll who is here; (2) Stephanie Morgan, whose legal guardians are John & Ava Jones, parent abandoned and grandmother who was former legal guardian is deceased; (3) Marvin Sellers, whose guardian is Richard Janaro, no relation, and natural mom is Alta Sellers, here; (4) Vincent Lopez, legal guardian Walter Jones; (5) Julie Runnels, legal guardian Paulette Jackson is here, and natural mom Jewel Runnels is here; (6) Cornelius Truss, legal guardian Maud Perkins, and natural mom Barbara Hickman here, rarely comes.

Why are you asking for court approval on travel if you already have situations over there with no court approval? *why dig our- selves further into a pile of shit?*

2. In November I wrote over about Roseanna Dickerson and grandchildren the following, and received back, "do not send these people." Roseanna already has one grandchild over there.

Roseanna has legal guardianship of Jeross, Yolanda, Masadine & Amanda Brown. Yolanda is already over there. Masadine and Amanda were sent home to natural dad last summer for discipline, stayed 6 months, came back. Roseanna got natural dad's consent for travel overseas. All of these children were disciplined in service in the past, and we know that Masadine told her dad about it last summer. In November we told Eric; he at first said no, they should not go over because we could not afford any more problems, but then he changed his mind and reservedly gave assent, saying clearly that if the children's natural dad should change his mind and ask for his children to return, we would have to return them. This is Eric's position all the time anyway but we don't necessarily follow it, and so we don't understand why you are saying now for her and the children not to travel over. Do you want official court approval for the children to travel out of state? I expect we would have to get the dad's consent all over again for the court thing.

It would be helpful to us on this end if you folks over there would get together on these situations and if you have any change of instructions, please radio back. All of these are touchy cases and we don't want to end up sending over the wrong ones, or keeping some back who might have gone after all.

B5e (4a)

TO CAROLYN LAYTON

THIS LAW OFFICE REPORT INCLUDES XEROXES OF THE INSURANCE/ON

Policies

LA, SF, RMV TEMPLES, LA APTS, & RANCH. THERE IS ALSO A SECOND

COPY OF THIS LAW OFFICE REPORT BUT THAT DOES NOT INCLUDE THE

XEROXES OF INSURANCE POLICIES.

END

B52(5)

This is to double check instructions which have been received and which apparently need more consultation over there. Sarah told Lillie today she had not cleared legally certain situations which we have already received go aheads on. So we are asking that you go back to previous law office reports listed below and see if you have some consensus now. I am adding whatever more current info I have to each.

1. See Law Office Report No. 8:

8.c: (Diola Christmas, Betty Fountain, children):

don't fear or govt that they travel independently
I got handwritten instructions from Lucinda about a month ago: "Yes. They should move back to L.A. Their situation is bad whatever way you look at it, but it's best for travel the sooner the better."

3/4/78
Since this report was written and these instructions received, Diola moved back to LA on her own, and Betty is getting project housing in Portland. We would have to finance Betty's move back to LA, and Alice is worried about Betty and the children's return to hostile dad. We would rather have Betty stay in Portland til get word from you re when to have travel separately.

3/4/78
8.a: (Michael Daniels, Annie Mae Harris) - Annie went to LA, talked with welfare people, found out that Michael was placed with his natural dad when he was 3 and mom judged unfit. Welfare had no papers on it and did not pursue it when she asked for papers.

OK come over with mother together
I got handwritten instructions from Lucinda: "Yes."

8.d: (Aurora Rodriguez, 3 grandchildren):

OK
Lucinda's instructions were: "What about the children's father? Are they a problem? Who are the kids father? Whats the relationship with him. If all's cool with the dad, then they can come."

3/4/78
I checked with Aurora: there are 2 dads involved, neither of whom's whereabouts are known, and both have served time in jail. Neither have been heard from in years. *made sure we have serious papers*

8.f: (Exie Eleby, Melita Gibson)

Lucinda's instructions were: "Need court approval for child, Melita, to go with Exie. Attach mother's consent and affidavit that father has not seen the child in years, and she doesn't know his whereabouts."

3/4/78
Natural mom is Jean Gibson; Frolich would be the attorney who would get the court order approval for child to travel out of state with Exie, and he knows situation with Jean's husband from past involvement with her criminal case. I do not think he would go along with the affidavit idea. Florida is checking with Exie this week to see how she would feel if she alone were to go and the child stay with her natural mom, Jean Gibson, til Jean goes. I would prefer it this way because even with affidavit, Jean Gibson could always renege on the affidavit at a later time.

This raises another question: do you want court approval on

to child going to Guyana + if true is not seen for some time
B5e(6)

children traveling out of state in guardianship cases, or are you considering these individually? We already have some children over there without court approval and without their natural parents with them: (1) Rondell & Randell Carroll whose legal guardian is great grandmother Ruby Johnson, parent Betty Carroll who is here; (2) Stephanie Morgan, whose legal guardians are John & Ava Jones, parent abandoned and grandmother who was former legal guardian is deceased; (3) Marvin Sellers, whose guardian is Richard Janaro, no relation, and natural mom is Alta Sellers, here; (4) Vincent Lopez, legal guardian Walter Jones; (5) Julie Runnels, legal guardian Paulette Jackson is here, and natural mom Jewel Runnels is here; (6) Cornelius Truss, legal guardian Maud Perkins, and natural mom Barbara Hickman here, rarely comes.

Why are you asking for court approval on travel if you already have situations over there with no court approval?

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Roseanna has legal guardianship of Jeross, Yolanda, Masadine & Amanda Brown. Yolanda is already over there. Masadine and Amanda were sent home to natural dad last summer for discipline, stayed 6 months, came back. Roseanna got natural dad's consent for travel overseas. All of these children were disciplined in service in the past, and we know that Masadine told her dad about it last summer. In November we told Eric; he at first said no, they should not go over because we could not afford any more problems, but then he changed his mind and reservedly gave assent, saying clearly that if the children's natural dad should change his mind and ask for his children to return, we would have to return them. This is Eric's position all the time anyway but we don't necessarily follow it, and so we don't understand why you are saying now for her and the children not to travel over. Do you want official court approval for the children to travel out of state? I expect we would have to get the dad's consent all over again for the court thing.

official court approval over them
It would be helpful to us on this end if you folks over there would get together on these situations and if you have any change of instructions, please radio back. All of these are touchy cases and we don't want to end up sending over the wrong ones, or keeping some back who might have gone after all.

BSx (6a)

~~REGULAR~~ LAYTON

Law Office Repotr #18

2/18/78 page 1

from June

1. Sammy Johnson, son of Mary Rollins - Attached is copy of his case history. Leona says he is kind of slow, maybe mentally not all there. Mary has been a member for years, on welfare, unable to pay for lawyer. She already has a daughter overseas, adult, Dorothy Rollins. He was picked up driving a car that was towing a stolen car; his friend in the car who had stolen the towed car ran away, and Sammy got stuck with the rap. He was already on State suspended sentence from a prior, and the judge on the State suspended sentence had told him that if he ever saw him again he would send him to the penitentiary. Sammy's in jail on the stolen car charge now, in Alameda County jail. Guy's his p.o., had to write a report recommending revocation of State suspended sentence probation, no choice in the matter. Sammy appears in court 2/22 for judge to decide on question of revocation of probation on State suspended sentence, will most likely send him to State prison after his Alameda County jail sentence up in April. Lilly checked on radio, got clearance to offer Guyana as probation site when Alameda Co. jail sentence up. We are preparing letters to submit to judge this week; Hue and Sandy will go in and talk with judge Tuesday before the Wednesday hearing. Guy's supervisor said neither Guy nor supervisor could get involved in recommending for Guyana. Sammy used to come to P.T. irregularly, then just before he got arrested, stopped coming. Was called out in balcony once just before he stopped coming and told by Jim not to do what he was thinking of doing - Sammy did not believe and laughed. This is what happened after that.
2. Joe Johnson -- returned from L.A. last weekend after having been gone weeks. Had been staying with his brother, got mugged by 2 guys on street, taken into police station by cop when he tried to defend himself. Wasnt booked, held 1 hour only and let go. Then got a phone call, told to show up for court hearing at noon next week. This didnt make sense, court hearings aren't at noon and they didnt tell him where to go. We figured maybe he was being set up; had McElvane check it out. Got message from McElvane it was cleared up and Joe was on his way up to SF. Joe arrived and has been here ever since. Scheduled to go out next month. Attached is a copy of his case history. Note that he had record continuously, til 1974 when he started coming to P.T.; record stops there and he had no trouble at all til he left last month and went to LA.

B5e (7)

FILE

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF CONTRA COSTA

THE PEOPLE OF THE STATE OF CALIFORNIA

VS.

SERGEANT Lee JOHNSON

(25)

Defendant

Department No.

Docket No. 19864

CII No. 3 745 720

PROBATION OFFICER'S REPORT AND RECOMMENDATION FOR
REVOCAION OF PROBATION TO THE
ABOVE ENTITLED HONORABLE COURT

OFFENSE: 10851 V.C. (Unlawful taking of a vehicle).
DATE OF PROBATION JUDGEMENT: December 16, 1976.
COURT DISPOSITION: Three years probation, one year County Jail with 83 days credit for time served; not eligible for parole.
DATE OF TERMINATION: December 16, 1979.

SUBSEQUENT ACTION:

None.

STATEMENT OF FACTS:

The defendant is presently incarcerated in the Alameda County Jail. His home address is 210 South 15th Street, Richmond, California. He is unemployed.

The defendant violated the terms and conditions of probation as follows:

1. On November 29, 1977 the defendant was arrested by the California Highway Patrol and charged with 10851 V.C. and 496 P.C. (Misdemeanor) in Alameda County. He was driving a vehicle belonging

B5e(7a)

1 co Rickie Jackson and (improperly) towing a stolen vehicle operated
2 by Rickie Jackson on Interstate 20 in the Berkeley City limits.
3 While the officer was questioning the defendant, the co-defendant
4 Jackson ran away. The defendant admitted to the arresting officer
5 that he had helped the co-defendant strip the 1966 Pontiac earlier
6 that morning, but did not steal the vehicle. As of the dictation of
7 this report the co-defendant has yet to be arrested.

8 On December 15, 1977, the defendant pled guilty to 496 P.C.
9 (misdemeanor) in the Berkeley - Albany Municipal Court, Berkeley,
10 California.

11 On January 5, 1978 he was denied probation, sentenced to serve
12 180 days in Alameda County Jail with 33 days credit for time served.

13 EVALUATION:

14 The defendant's extensive juvenile and adult history reveals
15 seven auto theft violations; three when the defendant was a juvenile,
16 four as an adult.

17 On December 16, 1976 the defendant was ordered to be punished by
18 imprisonment in the State Prison of California for the term prescribed
19 by law. However, the execution of sentence imposed was suspended for
20 a period of three years, during which time the defendant was amittor to
21 probation. Since the defendant failed to live up to the terms and
22 conditions of probation, it leaves us with no alternative but to
23 recommend that probation be revoked and that he be remanded to
24 the California State Department of Corrections.

25 RECOMMENDATION:

26 In view of the above information, it is respectfully recommended

BBE (7a1)

1 that probation be revoked.

2 RESPECTFULLY SUBMITTED,

3 CECIL LENDRUM, ASSISTANT COUNTY PROBATION OFFICER

4 BY: _____

Guy A. Young
GUY A. YOUNG
DEPUTY PROBATION OFFICER
ADULT DIVISION, RICHMOND

8 APPROVED BY: _____

Rudolph C. Gabriel
RUDOLPH C. GABRIEL
UNIT SUPERVISOR
ADULT DIVISION, RICHMOND

12 GBY/szo

13 1-23-78

15 READ AND CONSIDERED: _____

JUDGE

BSe(7a2)

MUNICIPAL COURT FOR THE DEANELEY-ALLAN JUDICIAL DISTRICT
COUNTY OF ALAMEDA, STATE OF CALIFORNIA

THE PEOPLE OF THE STATE OF CALIFORNIA
VS
JOHNSON, SAMUEL LEE
DEFENDANT

RECEIVED
JAN - 4 1978
ALAMEDA COUNTY COURTHOUSE

PROBATION OFFICER'S REPORT AND RECOMMENDATION

TRUE NAME JOHNSON, SAMUEL LEE JUDGE Sweeney
ADDRESS 210 S. 15th St., Richmond, CA DEPARTMENT NO 62
D.O.B. 05/04/52 AGE 25 DOCKET NO. 67912
SEX MALE ETHNIC BLACK REFERRAL DATE 12/15/77
HT. 5FT 7IN WT 160 HAIR BLACK COURT DATE 01/05/78
C.I.I. NO. 7700506 DEFENSE ATTORNEY PUBLIC DEFENDER
P.F.N. A10000 REPORT BY Michael Flaherty
PENNY PAGE (100-000000)

CHARGES FILED VC 10651 F; PC 496 M

CURRENT CHARGES PC 496 M

CHARGE STATUS PLEA

DATE AND PLACE OF ARREST ARREST AGENCY MIKEY PATROL (2) ALAND

11/25/77 1-100/GILMAN RI

CURRENT CUSTODY STATUS IN CUSTODY DAYS IN JAIL THIS CHARGE

CUSTODY STATUS THIS CHARGE IN CUSTODY O.R. ON BAILED ON AMOUNTS 6

MARRIED: Y NO X LIVES WITH Mother INCOME SOURCE Unknown

FORM 240 (1-7-76)

735e (76)

RECORD OF ARRESTS

Clearance has been received from CII and is attached.

The defendant has a number of prior property offenses. He is currently on supervised probation in Contra Costa County. He was placed on probation after being convicted of auto theft.

PRESENT OFFENSE

Arrest Report: The California Highway Patrol provides the attached arrest report.

In a brief summary of that report, officers indicate that at about 2:50 p.m., on November 29, 1977, a black Chevelle was seen towing a white Pontiac on Interstate 80. The defendant was driving the black Chevrolet. As the car was being improperly towed, the defendant and another suspect were stopped by officers. Officers approached the other suspect, who stated that the defendant had all necessary papers. When the officers approached the defendant, the other suspect ran. The defendant was held, and officers were informed by radio that the towed car had been stolen in Vallejo.

Defendant's Statement: The defendant stated that he and a friend were pulling a car on the freeway. The Highway Patrol pulled them over. They told the defendant they were not supposed to tow another car with a chain. A tow bar was needed. The defendant stated that his friend, Jackson, escaped from the scene.

The defendant stated that he didn't help steal the car. He indicated that he knew the car was stolen, and he helped Jackson tow the car, so it could be stripped.

Defendant's Statement Regarding Probation: The defendant stated that if he is placed on probation, he would do his best to make a good adjustment.

SOCIAL FACTORS

Background: The defendant is one of five children born to Ivory Johnson and Mary Ireland. He was born on May 5, 1952, in Martinez, California. The defendant has lived in Contra Costa County since he was born.

The defendant stated that he never knew his father. When he was very young, his parents separated. When he was three years old, the defendant's mother married a Mr. Rawlins. That marriage lasted until the defendant was 16. Mr. Rawlins was employed as a car detailer. The defendant

believes that he had a good relationship with Mr. Rawlins.

The defendant remains living with his mother. He stated that he has never lived on his own.

Employment History: The defendant stated that he was last employed by the Photo Technology Company in Berkeley. He was a film developer. He held this position for two days, until he was fired in September of 1977. The defendant stated that the job was just too hard for him to be able to perform properly.

The defendant stated that before he found the above job, he was employed by the Pacific Steel Casting Company in Berkeley. He weighed scrap steel. He held this position for a month.

The defendant stated that his only other job was as a dishwasher at a Berkeley restaurant. He held this position for two months in 1974.

The defendant stated that he has mostly been unemployed. He indicated that he would like to find a job as a forklift operator or as a car detailer.

Educational History: The defendant stated that he graduated from Kennedy High School in Richmond in 1970. He indicated that he hasn't had any other schooling since that time.

Kennedy has not responded to a letter from this Department.

Marital History: The defendant has not been married. He does not have children.

Military History: The defendant has not served in the military.

Medical History: The defendant believes he has always been in good health.

Financial History: The defendant believes his personal property is worth about \$50.00. He stated that he does not have debts.

Alcohol and Narcotic History: The defendant stated that he drinks alcohol about two or three days a week. He doesn't believe he has ever had a drinking problem. He indicated that at the most, he will drink only a few beers.

The defendant stated that he has never used narcotics.

Probation History: The defendant is currently on supervised probation in Contra Costa County. He was placed on probation for three years on December 16, 1976. He had been convicted of auto theft.

This deputy has been in contact with Mr. Guy Young, the defendant's probation officer (231-3285). Mr. Young stated that he had been working closely with the defendant. He indicated that the defendant was not very motivated. During the past few months, Mr. Young has been trying to get the defendant to a CETA program for job training. Mr. Young is aware that the defendant has a relatively long arrest record. Despite the present offense, Mr. Young indicated that he probably will not revoke probation.

RESTITUTION

The victim in this matter, Ms. Silvia Dennis, of 558 Henry Street, Vallejo, California, has not responded to a letter from this Department. If the defendant is placed on supervised probation, it is believed that he should be required to pay restitution to Ms. Dennis. Hopefully, she will respond to this Department's letter.

EVALUATION

The defendant has been cooperative during the course of this investigation. He talked readily about his background. He believes that he had a good upbringing. He indicated that he is a high school graduate. Since leaving school, he has been arrested a number of times, has spent time in the California Youth Authority, and has been on supervised probation in Contra Costa County. A number of his prior offenses have been for auto theft.

The defendant's employment history has been sporadic. If he is to find work in the future, he needs job training.

In regards to the present offense, the defendant indicated that he did not steal the car. He stated that he was helping a friend to tow the car, so it could be stripped.

It is believed that the defendant is a poor candidate for probation. He is currently on supervised probation in Contra Costa County. He was placed on probation for auto theft. He has been arrested a number of other times for auto theft. It is believed that this matter can best be handled by having the defendant spend a period of time in County Jail.

RECOMMENDATION

It is respectfully recommended that probation be denied.

Respectfully submitted,

JAMES D. CALLAHAN
CHIEF PROBATION OFFICER

By: Michael Flaherty
Deputy Probation Officer

Date typed: 12-29-77
db

Reviewed by: Robert Fong
Unit Supervisor

I have read and considered
the foregoing report.

JUDGE, MUNICIPAL COURT

FAIP 8144 H
SEA 572 5025
DLW E 69 013

375 720

IS FOR OFFICIAL USE ONLY

NEGRO 5-7 160 CALIF. 5-5-1952

SAMUEL LEE JOHNSON

DATE RECEIVED	REPORTING AGENCY AND NUMBER	NAME	CRIME	DISPOSITION
3-3-69	CALIF. YOUTH AUTH. PERKINS, 89201	SAMUEL LEE JOHNSON	602 VCL, AUTO THEFT, VIC. PROCS., FAIL AT BOYS RANCH	FROM: CONTRA COST CC 4-3-69 PAROLED
8-12-69	CALIF. YOUTH AUTH. PERKINS, 89201	SAMUEL LEE JOHNSON	PAROLE VIC.	FROM: CONTRA COST CC. 5-21-70, PAROLED 8-4-72, DISCH.
3-26-71	PD RICHMOND 49315	SAMUEL LEE JOHNSON	1-DP 2-RESIST. ARR. 3-INV. BATT. ON POL. OFFCR.	6-21-71, 415, 245- PC, DISCH. BY 07-1-72 445 PC, 6 MOO. C.D. PROCS. 5 D.S. AVER. 1 TIME SERV.
3-30-71	SO MARTINEZ 160433	SAMUEL LEE JOHNSON	11242 PC DATT. 2) 243 PC BATT. PC 3) 148 PC RESIST. ARR. 4) 415 PC D. (ARR. B/PO RICHMOND)	
4-1-71	PD RICHMOND 49315	SAMUEL LEE JOHNSON	INV. 10351 VCL AUTO THEFT	5-10-71, "J" 10351, 10351 PROCS., 5 MOO. C.D. 4-1-72, 10351, 10351 VCL CO. 10351-1-71, 1-71 REV. 7-71, 10351
11-16-72	PD SAN PABLO 21653	SAMUEL LEE JOHNSON	488 PC SHPLFT.	1-9-73, "J" 488 TO 488 488 PC, 1 DAY C.D.

CONTINUED PAGE 2

852 (7c)

CONTINUED PAGE 2

ENTRIES INDICATED BY A PLUS (+) ARE NOT VERIFIED BY SPONSORING IN COUNTRY.

B5u(7c)

DEPT. OF CORRECTIONS
BUREAU OF IDENTIFICATION
SAN FRANCISCO, CALIFORNIA

The following is a record of the following: 3 745 720

IS FCZ OFFICIAL USE O

PAGE 2

DATE	DEPARTMENT AND NUMBER	NAME	CRIME	DISPOSITION
12-11-72	SO MARTINEZ 176 515	SAMUEL LEE JOHNSON	10851 VC AUTO THEFT	
1-15-73	SO MARTINEZ 177531	SAMUEL LEE JOHNSON	484/483 PC THEFT/PT ADR. BY SAN PABLO PD)	1-15-73, 1 DA.
5-29-73	PD RICHMOND 49315	SAMUEL LEE JOHNSON	1) C/R SAN PABLO PD INV FEL GTA 2) RICHMOND CIG. 2CTS FEL GTA (INV)	8-3-73, "J" CONV. OF 10851 VC, PC, 1YR. PROB. 1YR. CL. W/CREDIT 6705. 7-13-74, PROB. TO VACATE CVA CONV.
5-31-73	SO MARTINEZ 182387	SAMUEL LEE JOHNSON	1-476 PC PRES. STIR PROP P-484-487 PC GT. (ARR BY PD SAN PABLO)	
4-24-74	PD RICHMOND 49315	SAMUEL LEE JOHNSON	INV. TEL. CRAND THEFT AUTO (10851 VC)	8-31-74, 10851 VC 10 YR. PROB. 1 YR. CL. 10-13-77, PROB. MOD. CO. W/DLV.
4-24-74	SO MARTINEZ 17752	SAMUEL LEE JOHNSON	10851 VC AUTO THEFT	
10-3-74	CALIF YOUTH AUTH PERKINS 85722	SAMUEL LEE JOHNSON	10851 VC AUTO THEFT	FROM PORTIA COST CO. 10-13-77, PROB. MOD. CO. W/DLV.

CONTINUED PAGE 1

NOTES: ENCLOSED BY 2110 (17) 2 FOR VENDOR BY ENCLOSURES BY 2110

B5a (Tel)

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DATE	NAME	RACE	COUNTRY	DISPOSITION
9-25-75	PR RICHARDSON	WHITE	100% VC-101 WHITE THREAT	10-10-75, 10-15-75 07100, 07110, 07120 07130, 07140, 07150 07160, 07170, 07180 07190, 07200, 07210 07220, 07230, 07240 07250, 07260, 07270 07280, 07290, 07300 07310, 07320, 07330 07340, 07350, 07360 07370, 07380, 07390 07400, 07410, 07420 07430, 07440, 07450 07460, 07470, 07480 07490, 07500, 07510 07520, 07530, 07540 07550, 07560, 07570 07580, 07590, 07600 07610, 07620, 07630 07640, 07650, 07660 07670, 07680, 07690 07700, 07710, 07720 07730, 07740, 07750 07760, 07770, 07780 07790, 07800, 07810 07820, 07830, 07840 07850, 07860, 07870 07880, 07890, 07900 07910, 07920, 07930 07940, 07950, 07960 07970, 07980, 07990 08000, 08010, 08020 08030, 08040, 08050 08060, 08070, 08080 08090, 08100, 08110 08120, 08130, 08140 08150, 08160, 08170 08180, 08190, 08200 08210, 08220, 08230 08240, 08250, 08260 08270, 08280, 08290 08300, 08310, 08320 08330, 08340, 08350 08360, 08370, 08380 08390, 08400, 08410 08420, 08430, 08440 08450, 08460, 08470 08480, 08490, 08500 08510, 08520, 08530 08540, 08550, 08560 08570, 08580, 08590 08600, 08610, 08620 08630, 08640, 08650 08660, 08670, 08680 08690, 08700, 08710 08720, 08730, 08740 08750, 08760, 08770 08780, 08790, 08800 08810, 08820, 08830 08840, 08850, 08860 08870, 08880, 08890 08900, 08910, 08920 08930, 08940, 08950 08960, 08970, 08980 08990, 09000, 09010 09020, 09030, 09040 09050, 09060, 09070 09080, 09090, 09100 09110, 09120, 09130 09140, 09150, 09160 09170, 09180, 09190 09200, 09210, 09220 09230, 09240, 09250 09260, 09270, 09280 09290, 09300, 09310 09320, 09330, 09340 09350, 09360, 09370 09380, 09390, 09400 09410, 09420, 09430 09440, 09450, 09460 09470, 09480, 09490 09500, 09510, 09520 09530, 09540, 09550 09560, 09570, 09580 09590, 09600, 09610 09620, 09630, 09640 09650, 09660, 09670 09680, 09690, 09700 09710, 09720, 09730 09740, 09750, 09760 09770, 09780, 09790 09800, 09810, 09820 09830, 09840, 09850 09860, 09870, 09880 09890, 09900, 09910 09920, 09930, 09940 09950, 09960, 09970 09980, 09990, 10000
9-28-75	O. RICHARDSON	WHITE	100% VC-101 WHITE THREAT	

B5e (7c2)

ANNALS OF THE	RECORDS OF THE	FARM	COUNTRY	IN THE
1-17-75	CC PLANTATION BLVD	HAWAII	HAWAII	HAWAII

B5e(7c3)

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF CONTRA COSTA

THE PEOPLE OF THE STATE OF CALIFORNIA
Plaintiff
vs.
SAMUEL LEE JOHNSON (24)
Defendant

Department No: 5
Docket No: 19864

PROBATION OFFICER'S REPORT AND RECOMMENDATION
TO THE ABOVE ENTITLED HONORABLE COURT

CHARGED WITH: 10851 CVC(Unlawful taking of a vehicle)
GUILTY OF: Pre-plea report pursuant to Section 131.3 CCP
GUILTY BY: Not Applicable.
DATE OF OFFENSE: September 24, 1976
DATE OF ARREST: September 25, 1976
CUSTODIAL STATUS: Jail(83 days in custody)
DATE REFERRED TO PROBATION OFFICER: November 17, 1976
PROBATION REPORT DUE: December 16, 1976
ATTORNEY FOR DEFENDANT: David Coleman, Public Defender

RESOURCE BRIEF: Positive and Negative Factors:

Present Offense:

Defendant stole a 1967 Volkswagen sedan. Owner identified stolen vehicle and contacted Richmond Police. Surveillance on vehicle led to the arrest of defendant. Defendant altered the appearance of the vehicle and changed its license plates.

History:

Lengthy juvenile history inclusive of commitments to Contra Costa County Boys' Ranch, California Youth Authority, and recommitment to California Youth Authority for auto theft. Adult history of disturbing the peace, battery, shoplifting, and three felony convictions for auto theft. Past periods of felony probation to Contra Costa County terminated unsuccessfully. Defendant committed to California Youth Authority for auto theft on August 21, 1974, paroled on June 30, 1975, and discharged on June 29, 1976.

Considerations for Disposition:

Admits guilt; extensive adult and juvenile history of criminality; history of auto theft dating back to 1967; past probation failures both juvenile and adult; unacceptable to probation supervision; no salable job skills and minimal employment history; instant offense committed three months after discharge from CYA Parole; three past felony convictions for auto theft occurring in 1972, 1973, and 1974; currently unemployed and receiving General Assistance.

B5e(Td)

RECOMMENDATION:

In view of the above information, it is respectfully recommended that: in the event guilt is established in this case, the defendant's application for probation be denied, and the defendant be committed to the California Department of Corrections.

PRIOR RECORD:

CII NUMBER: 3 745 720

FBI NUMBER: 812 484 H

Adult History:

3/26/71	Richmond PD	415 PC(Disturbing the peace)	6/21/71, plead guilty to 242 PC(Battery).
		148 PC(Resisting arrest)	415 PC(Dist. peace).
		243 PC(Battery on a police officer)	& 243 PC(Battery on a police officer),
			148 PC dismissed;
			6 months court prob.,
			5 days jail.

In this case, the defendant and a juvenile companion went to a function at Kennedy High School in Richmond, California. The defendant did not have a ticket in his possession, but tried to enter the building without one. Security personnel at the door attempted to stop the defendant, and a fight ensued. Police, nearby, were contacted and a fight occurred with the defendant and police officers until he was subdued and transported to jail. The defendant subsequently plead guilty to battery, battery on a police officer, and disturbing the peace. For these infractions, the defendant was placed on a six month period of Court Probation, following a five day jail sentence.

2/4/72	Richmond PD	10851 CVC(Unlawful taking of vehicle)	5/10/72, plead guilty to 10851 CVC; 3 years probation, 6 months jail.
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According to past probation reports, in this instance, the defendant went to Cortese Ford Company in Richmond, California, during working hours, and drove off in a 1972 Ford that had the keys in the ignition. A mechanic observed the defendant drive off in the vehicle, the police were contacted, and after a chase,

BSe(Td1)

1 the defendant was apprehended in a nearby apartment complex. The
2 defendant subsequently plead guilty to 10851 CVC(Unlawful taking
3 of a vehicle) and was granted three years felony probation and
4 six months in the Contra Costa County Jail.

5 11/16/72 San Pablo PD 488 PC(Shoplifting) 1/9/72,plead guilty
6 to 484 PC,1 day jail.

7 In this instance, the defendant entered the Newberry's
8 Department Store in Richmond, California and took relatively
9 insignificant items from the store.

10 5/29/73 Richmond PD 10851 CVC(Unlawful 8/3/73,plead guilty
11 taking of vehicle) to 10851 CVC,prob.
12 484-487 PC(Grand modified to include
13 theft auto) 1 year in jail,prob.
14 496 PC(Receiving extended for 3 years.
15 stolen property)
16 (3 counts)

17 In this case, while currently on one felony grant of proba-
18 tion, the defendant was involved in another auto theft. The
19 Richmond Police Department, in a stakeout, saw the defendant
20 driving a stolen vehicle and pushing another stolen vehicle. The
21 defendant was arrested on the spot, and subsequently plead guilty
22 to auto theft. The defendant's current period of probation was
23 modified to include one year in the County Jail, and was extended
24 for a three year period.

25 4/24/74 Richmond PD 10851 CVC(Unlawful 8/21/74,plead guilty
26 taking of vehicle) to 10851 CVC,commit.
27 to CYA,probation
28 revoked,probation
29 terminated on all
30 other dockets.
31 Paroled:6/24/75;
32 discharged from CYA
Parole 6/24/76.

33 In this case, the defendant stole a Volkswagen sedan in
34 Richmond, California. The vehicle was driven by the defendant
35 in Richmond, and he was observed by police driving down the road
36 with the rear wheels smoking. The vehicle was pulled over, and
37 the defendant had no license or registration in his possession.
38 A search of the vehicle revealed the original license plates

B5e(7d2)

SAMUEL LEE JOHNSON

-4-

hidden under the rear seat of the vehicle. The vehicle was in fact discovered to be stolen, and the defendant was arrested and charged with auto theft. The defendant appeared in Contra Costa County Superior Court on August 21, 1974 and plead guilty to the offense of auto theft. The defendant was committed to the California Youth Authority and his previous grants of probation were terminated unsuccessfully at that time. The defendant was paroled from the California Youth Authority on June 24, 1975, and ultimately discharged from parole on June 24, 1976.

Driving Record:

1/3/76	Richmond PD	12500aCVC(Driving without a license)	2/11/76,paid a fine.
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Juvenile History:

9/10/65	Richmond PD	Malicious mischief	Handled within the department.
3/25/66	Richmond PD	Petty theft (broke into a parking meter)	Six months formal Juvenile Probation.
10/11/66	Richmond PD	Petty theft (3 counts)	Continued wardship.
8/9/67	Richmond PD	Joyriding	Wardship continued.
12/12/67	Richmond PD	Auto theft	Continued wardship review in 2 months.
2/6/68	Juvenile Court	Further planning and hearing	Wardship continued; case transferred to Intensive Supervision Unit of Probation Department.
4/2/68	Richmond PD	Auto theft	Committed to CYA for 90 day diagnostic
7/29/68	Juvenile Court	Further planning and hearing (Return from CYA diagnostic)	Wardship, returned to home for supervision.
9/4/68	Richmond PD	Auto theft	Committed to Contra Costa Co. Boys' Ranch.
10/15/68	Juvenile Court	Refusal to remain at Boys' Ranch.	Recommitted to C.C. C. Boys' Ranch.

-B5e (7d3)

1	2/11/69	Juvenile Court	Failure to comply with rules and regulations at Boys' Ranch.	Case continued one week.
2				
3	2/18/69	Juvenile Court	Further planning and hearing	Committed to CYA; Paroled: 4/3/69.
4				
5	8/12/69	Richmond PD	Joyriding & parole violation	Returned to CYA; Paroled: 5/21/70.
6				

7 The defendant's extensive juvenile history as captioned
8 above, began in 1965. The defendant was placed on probation in
9 1966 and did extremely poor, and was finally committed to the
10 Contra Costa County Boys' Ranch and the California Youth Authority
11 for auto theft. Subsequently, the defendant failed at the Contra
12 Costa County Boys' Ranch and was once again committed to the
13 California Youth Authority. Shortly after discharge from the
14 Youth Authority in April of 1969, the defendant was arrested and
15 convicted of joyriding and returned to the California Youth
16 Authority, and paroled on May 21, 1970.

17 INVESTIGATION:

18 According to reports of the Richmond Police Department and
19 testimony given at the preliminary hearing examination, the
20 following appear to be the facts in this case:

21 On September 24, 1976, officers of the Richmond Police
22 Department were dispatched to South 14th Street and Cutting
23 Boulevard in Richmond on a report of a stolen automobile. Upon
24 arrival, officers contacted the victim, David Grant, who stated
25 his vehicle, a 1967 Volkswagen sedan was parked at South 13th and
26 Potrero Streets, and when he returned to that location, his vehicle
27 was missing.

28 On September 25, 1976, the victim contacted Officer Prater
29 of the Richmond Police Department, at 23rd Street and Cutting
30 Boulevard, stating that he had observed a vehicle parked at
31 South 15th and Florida Avenue, strongly resembling the vehicle
32 stolen the previous day.

B5e (7d4)

1 The victim identified this vehicle as being his, due to the
2 fact that decals attached to the left rear and left front bumpers
3 were removed, and the tailpipe of the vehicle was damaged, needing
4 replacement. Officers then proceeded to that location, where the
5 vehicle was in fact found to be parked on the street, and police
6 held surveillance on the vehicle. The vehicle license number,
7 CPF 619, was checked, and came back from a DMV check as the
8 license plates to a 1963 Ford which had been junked.

9 At approximately noon on September 25, 1976, officers
10 observed a Negro male, later identified as the defendant, Samuel
11 Johnson, enter the stolen vehicle. The defendant was dressed in
12 a blue jacket and brown pants, wearing a gray knit cap.

13 The defendant was observed to travel southbound on Florida
14 Avenue, and upon observation, a police vehicle at 18th and Florida
15 Avenue followed the defendant northbound toward Ohio Avenue.
16 Officers pursued the vehicle and activated their emergency
17 equipment, which the defendant ignored. The defendant then turned
18 eastbound on Ohio Avenue and traveled approximately 250 feet, at
19 which time he jumped out of the vehicle and fled on foot.

20 Pursuit was given by police as the defendant ran through
21 back yards of various residences in that immediate area. Officers
22 lost sight of the defendant, but took positions at locations along
23 the block.

24 Shortly thereafter, the defendant was observed to be walking
25 on the northwest side of South 17th Street, clothed the same as
26 before, with the knit cap now contained in his rear pants pocket.
27 The defendant was ordered to halt at gunpoint, and complied with
28 the command. The defendant was then taken into custody and
29 transported to the Richmond City Jail and booked for the charge
30 of auto theft.

31 The vehicle was checked for evidence, and turned over to
32 the owner in drivable condition.

B5e(7d5)

1 It was determined that the wheel rims in the rear had been
2 painted and the spare tire was now mounted on the car, and had
3 been switched with the original tires. The ignition switch was
4 also observed to have been "hot wired".

5 The defendant appeared in Contra Costa County Superior Court
6 on November 17, 1976 to answer to the charge of 10851 CVC(Unlawful
7 taking of a vehicle). At that time, the defendant plead not guilty
8 to the charges, and the matter was referred to the Probation
9 Department for a pre-plea report.

10 DEFENDANT'S STATEMENT:

11 The defendant did not submit a written statement in regards
12 to the offense. Verbally, during the course of an interview held
13 with the defendant at San Bruno Jail on December 6, 1976, the
14 defendant stated "I took the car on a Friday. Friday night I
15 drove it to Pittsburg and returned to Richmond and parked around
16 the corner from my house. Apparently, police observed me drive
17 off the following day and they followed me. I stopped the car
18 on the road, jumped out and ran." The defendant related that he
19 took the car from Kaiser Hospital parking lot in Richmond,
20 California, but took the car merely for transportation. The
21 defendant stated that he switched license plates on the vehicle
22 and painted the interior and removed decals from the bumper.
23 The defendant claims that the only reason he stole the car was
24 not for personal gain, but in order to gain transportation to see
25 his girlfriend in Pittsburg, California.

26 In regards to being granted probation, the defendant stated
27 that he feels he is deserving of probation, in that since he was
28 released from the California Youth Authority he has joined the
29 church and was doing well. Further, the defendant stated that
30 he only used the car for transportation purposes and no damage
31 was done to the car. The defendant feels that if he must serve
32 time it should be on the county level, as he is doing much better

B5e(7db)

1 than he was previously, and spent one year "clean" on CYA Parole.
2 In regards to future plans, the defendant stated that after he
3 finishes serving his sentence, he would like to return to school
4 and gain further knowledge in body and fender work, and obtain
5 employment in that field.

6 The defendant, in describing himself, stated that he is an
7 easygoing, nice, intelligent man. The defendant stated that he
8 is very polite and expects the same in return from others.

9 Additionally, the defendant wished the judge to be informed
10 that "this is the longest I've stayed out of trouble and I was
11 doing very well until I met this girl and stole a car for trans-
12 portation only. If I had one more chance, I would not get
13 arrested for anything else."

14 SOCIAL DATA:

15 The defendant's address, prior to arrest and incarceration,
16 was 210 South 15th Street, Richmond, California, the home of his
17 mother.

18 The defendant was the third in sequence of seven children,
19 born to the union of Ivory Johnson and Mary Johnson. The defen-
20 dant was born on May 5, 1952 in Martinez, California. The
21 defendant stated that he has very little knowledge of his natural
22 father, Ivory Johnson, in that his parents divorced shortly after
23 his birth. Subsequently, the defendant's mother married to
24 Columbus Rollins, and the defendant was raised by his mother and
25 stepfather.

26 The defendant's six siblings, two brothers and four sisters,
27 reside in the Richmond and San Francisco, California area. The
28 defendant's mother is currently employed as a domestic worker on
29 a part-time basis.

30 In discussing his family, the defendant stated that he does
31 not see them regularly and recalls no emotional problems during
32 his developmental years. Further, the defendant denied the

B5e (7d7)

1 existence of alcoholism, drug abuse or criminality within the
2 family unit.

3 The defendant listed his prior residence as Oakland, Calif-
4 ornia from shortly after birth to the age of twelve when the
5 family moved to Richmond, California. The defendant has been a
6 resident of Richmond, California for the past twelve years. The
7 defendant does not recall any particular reason for the family
8 moving from Oakland to Richmond, California.

9 The defendant last attended the John F. Kennedy High School
10 in Richmond, California completing the equivalent of an eleventh
11 grade education. The defendant did not graduate from high school
12 and has not furthered his education since the eleventh grade. The
13 defendant stated that he was removed from high school due to the
14 assault charge which occurred in 1971 and he never returned to
15 school. The defendant expresses a future interest in school,
16 trade school, where he can become proficient in body and
17 fender work.

18 The defendant stated that his current health is good and he
19 recalls no serious illnesses in the past. In approximately 1969
20 the defendant received a rather major scar running vertically
21 across his forehead which was the result of a traffic accident.
22 The defendant stated he was seen by psychiatrists in 1969 under a
23 California Youth Authority Diagnostic.

24 The defendant professes to be of the Baptist religion attend-
25 ing the People's Temple in San Francisco on a regular basis.

26 In regard to leisure time activities the defendant stated
27 that he enjoys working on automobiles and helping people around
28 their homes.

29 The defendant admits to being an occasional consumer of
30 beer, generally drinking on a social basis with friends. The
31 defendant stated that sometimes he consumes a little too much
32 beer but does not drink to excess with any regularity. The

B5e(7d8)

1 defendant stated that he rarely uses marijuana and adamantly
2 denies the useage of or experimentation with amphetamines,
3 barbiturates or any of the opiates.

4 MARITAL STATUS:

5 The defendant is currently single and denies ever being
6 married or fathering any children.

7 MILITARY RECORD:

8 None.

9 EMPLOYMENT RECORD:

10 The defendant listed only two past jobs in regards to
11 employment history. The defendant stated that he worked for the
12 Pacific Steel Casting Company of 1333 Second Street, Berkeley,
13 California for a three week period in early 1976. The defendant
14 was employed as a laborer loading and weighing scrap iron. The
15 defendant was laid off from that position, due to what he says
16 was a result of improperly weighing the scrap iron.

17 The only other job the defendant could recall was working
18 as a body and fenderman for McGill's Auto Body Shop in Richmond,
19 California. The defendant stated that he worked in this capacity
20 off an on for approximately three to four months in 1976. The
21 defendant stated that he was paid directly by the owner and was
22 never officially employed.

23 FINANCIAL STATUS:

24 The defendant's only stated source of income prior to arrest
25 was General Assistance in the amount of \$37.00 per month. The
26 defendant resided with his mother and the majority of his expense-
27 es were taken care of by his mother. The defendant denies the
28 ownership of any tangible assets and denies current indebtedness.

29 RESTITUTION:

30 The victim in this case, David Grant, 666 Wilson Street,
31 Richmond, California was contacted by this Deputy in regards to
32 restitution. Mr. Grant stated that the only damage to the vehicle

B5c (7d9)

1 was a slight dent in the front left fender. Mr. Grant stated
2 that his insurance company, State Farm Insurance, has taken care
3 of the damage, and therefore he is not at loss financially. In
4 view of the recommendation in this case restitution is not a
5 factor in the disposition.

6 COLLATERAL CONTACTS:

7 This deputy contacted the defendant's mother, Mary Rollins,
8 in regards to the defendant. Mrs. Rollins stated, "He is not a
9 bad person, but he has something for cars. He can't seem to leave
10 them alone. He doesn't damage them, he just drives them around.
11 Other than that, he is a fine boy." In regards to problems the
12 defendant may have, Mrs. Rollins states that taking cars that
13 do not belong to him appears to be the only problem she is aware
14 of. She indicates that when the defendant is employed, he is a
15 very good employee and has no problems. In regards to granting
16 probation to the defendant, Mrs. Rollins stated that she was sure
17 he would do well on probation. She feels he will do well in that
18 he is currently attending church regularly and did very well for
19 more than one year on California Youth Authority Parole.

20 This deputy contacted the defendant's past CYA Parole Agent,
21 Louis Scott in Richmond. Mr. Scott stated that the defendant was
22 paroled from the California Youth Authority on June 24, 1975, and
23 ~~was~~ discharged successfully from CYA Parole on June
24 24, 1976. In essence, Mr. Scott stated, "Sam did excellent on
25 parole, he reported regularly, and was employed and posed no
26 problems at all. He got off early, after approximately one year
27 on parole. He also received an honorable discharge from the
28 California Youth Authority. He is quiet, and I saw him regularly.
29 You have to sort of pry information out of him, as he is exceedingly
30 quiet." In regards to possible dispositions, Mr. Scott felt that
31 the defendant should perhaps be placed on probation, and receive
32 a County Jail sentence. In regards to committing the defendant

B5e(7d10)

SAMUEL LEE JOHNSON

-13-

1 There is no service the Probation Department can offer him
2 to which he has not already had exposure. This man's activities
3 prove him to be a threat to any community in which he chooses to
4 reside.

5 Based on these facts, and if guilt is established in this
6 case, a denial of probation and recommendation for commitment to
7 the California Department of Corrections is being made.

8 Respectfully submitted,

9 JOHN A. DAVIS, COUNTY PROBATION OFFICER

10
11 BY:

12 GREGORY J. D'OTTAVIO
13 DEPUTY PROBATION OFFICER
14 ADULT DIVISION, MARTINEZ

15 APPROVED:

16 ROBERT I. MILLER, UNIT SUPERVISOR
17 ADULT DIVISION, MARTINEZ

18 GJD:sem
19 Date Dictated: 12/7/76
20 Date Typed: 12/14/76

21 READ AND CONSIDERED: _____

22 JUDGE

23
24
25
26
27
28
29
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31
32

B5e (7d11)

1 to State Prison, Mr. Scott stated, "He is slow and I doubt that
2 he would make it. He is not State Prison material in my opinion.
3 He is non violent and he is not very sophisticated. I would
4 suggest anything except State Prison."

5 EVALUATION:

6 The defendant is a quiet individual, who was cooperative and
7 honest with this deputy during the interview. The defendant has
8 an extensive criminal history, dating back to 1965 when he was
9 merely 13 years of age.

10 The defendant has been on Juvenile Probation, and has been
11 placed in County Juvenile Facilities, and ultimately the California
12 Youth Authority as a juvenile. Further, the defendant has been
13 on Adult Probation and committed to the California Youth Authority
14 as an adult.

15 Apparently, the defendant has nearly run the gamut of the
16 Criminal Justice System thus far, and there appears to have been
17 no change effected in this man, as evidenced by the current auto
18 theft. The defendant has three previous felony convictions,
19 occurring in 1972, 1973 and 1974, all for auto theft.

20 The defendant has been unemployed and has a minimal employ-
21 ment history. The defendant was on General Assistance prior to
22 incarceration, and had little, if anything, going for him in terms
23 of a positive direction in life.

24 Based on this man's past record and obvious failures on
25 past periods of probation, as evidenced by his re-offending, he
26 is not an acceptable candidate for probation supervision.

27 The defendant does not appear to have benefited by past
28 probation periods, and there is no evidence to support the
29 theory that he would currently benefit from probation if granted
30 by the Court..

31 This man's current action and obvious failure to reform
32 dictates a commitment to State Prison in this deputy's opinion.

B5e (7d/12)

STATE OF CALIFORNIA
DEPARTMENT OF JUSTICE
BUREAU OF CRIMINAL IDENTIFICATION AND INVESTIGATION
P. O. BOX 1829, SACRAMENTO

FBI# 720 672 H

The following CII record, NUMBER
13 M 21 - 000 11
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4 207 812

NEGRO 5-5 130 MO 7-12-1956

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ARRESTED OR RECEIVED	DEPARTMENT AND NUMBER	NAME	CHARGE	DISPOSITION
				<div> <div>RECEIVED</div> <div>FEB 9 1978</div> <div>PROBATION RECORDS</div> <div>CONTRA COSTA CO., CALIF.</div> </div>
10-24-70	PD LOS ANGELES 1058091-J/1315875	JOE JOHNSON, JR.	602 WIC, 211 PC(ROBB) (DELINQ,FEL)	PETITION REQUESTED
3-7-71	PD LOS ANGELES 1058091-J/1459856	JOE JOHNSON	602 WIC, 459 PC(BURG) (FEL DELINQ)	PETITION REQUESTED
8-16-71	PD LOS ANGELES, 1058091-J/1648056	JOE JOHNSON	602 WIC, 459 PC (BURG)	PETITION REQUESTED
3-22-72	PD LOS ANGELES 1058091-J/1917374	JOE JOHNSON	602 WIC 459 PC(BURG) FEL	602 WIC, 10051 VC, 45.03A MC, PETITION REQUESTED
11-1-72	PD LOS ANGELES 1058091-J/2183355	JOE JOHNSON, JR.	602 WIC 459 PC BURG.	PETITION REQUESTED
2-28-73	PD LOS ANGELES 1211885-J/2334261	JOE JOHNSON JR.	602 WIC 11530 HRS (POSS MARIJ) FEL DELINQ	PETITION REQUESTED
3-17-73	PD LOS ANGELES 123346-J/2358854	JOE JOHNSON, JR.	602 WIC 12090 PC TAMP. W/MARKS FIREARM F. DEL.	602(12090 & 12025 PC PETITION REQ.
4-2-73	PD LOS ANGELES 1058091-J/2351077	JOE JOHNSON, JR.	602 WIC 459 PC, BURG., FEL.	FINAL CHG: 602(459 PC 16 CTS.; 434 PC PETITION REQUESTED

CONT. PAGE 2

ENTRIES INDICATED BY ASTERISK (*) ARE NOT VERIFIED BY FINGERPRINTS IN CII FILES

(72)
B52(7d13)

STATE OF CALIFORNIA
DEPARTMENT OF JUSTICE
BUREAU OF IDENTIFICATION
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ARRESTED OR RECEIVED	DEPARTMENT AND NUMBER	NAME	CHARGE	DISPOSITION
4-15-73	PD LOS ANGELES 1211885-J/2399107	JOE JOHNSON JR.	602 WIC 459 PC BURG FEL	DETAINED(FC)459 PC 2 CTS.PETITION REQ.
8-6-73	PD LOS ANGELES 1211885-J/2541446	JOE JOHNSON SR.	602 WIC 12020 PC POSS DAGGER FEL DELINQ	602 WIC 12020 PC 45.03A MC,PETITION REQUESTED
10-11-73	PD LOS ANGELES 1233346-J/2624339	JOE JOHNSON	602 WIC 11357 UNIFORMED CONTROL SUBSTANCE ACT (POSS.MARIJ. FEL.)	DETAINED PETITION REQUESTED
1-12-73	PD LOS ANGELES 1211885-J/2666200	JOE JOHNSON, JR.	602 WIC, 459 PC-BURG.	DETAINED PETITION REQUESTED
-8-74	PD LOS ANGELES 1058091-J/2866 567	JOE JOHNSON, JR	602 WIC, 459 PC BURG.	PETITION REQUESTED
-9-74	PD LOS ANGELES 1058091-J/3067456	JOE JOHNSON, JR.	459PC BURG.FEL	

ENTRIES INDICATED BY ASTERISK (*) ARE NOT VERIFIED BY FINGERPRINTS IN CH FILES.

(721) ---
B5u (7214) 011

~~SECRET~~ (dup.)

Law Office Report #18 2/18/78 page 1 from June

1. Sammy Johnson, son of Mary Rollins - Attached is copy of his case history. Leona says he is kind of slow, maybe mentally not all there. Mary has been a member for years, on welfare, unable to pay for lawyer. She already has a daughter overseas, adult, Dorothy Rollins. He was picked up driving a car that was towing a stolen car; his friend in the car who had stolen the towed car ran away, and Sammy got stuck with the rap. He was already on State suspended sentence from a prior, and the judge on the State suspended sentence had told him that if he ever saw him again he would send him to the penitentiary. Sammy's in jail on the stolen car charge now, in Alameda County jail. Guy's his p.o., had to write a report recommending revocation of State suspended sentence probation, no choice in the matter. Sammy appears in court 2/22 for judge to decide on question of revocation of probation on State suspended sentence, will most likely send him to State prison after his Alameda County jail sentence up in April. Lilly checked on radio, got clearance to offer Guyana as probation site when Alameda Co. jail sentence up. We are preparing letters to submit to judge this week; Hue and Sandy will go in and talk with judge Tuesday before the Wednesday hearing. Guy's supervisor said neither Guy nor supervisor could get involved in recommending for Guyana. Sammy used to come to P.T. irregularly, then just before he got arrested, stopped coming. Was called out in balcony once just before he stopped coming and told by Jim not to do what he was thinking of doing - Sammy did not believe and laughed. This is what happened after that.
2. Joe Johnson -- returned from L.A. last weekend after having been gone weeks. Had been staying with his brother, got mugged by 2 guys on street, taken into police station by cop when he tried to defend himself. Wasn't booked, held 1 hour only and let go. Then got a phone call, told to show up for court hearing at noon next week. This didn't make sense, court hearings aren't at noon and they didn't tell him where to go. We figured maybe he was being set up; had McElvane check it out. Got message from McElvane it was cleared up and Joe was on his way up to SF. Joe arrived and has been here ever since. Scheduled to go out next month. Attached is a copy of his case history. Note that he had record continuously, til 1974 when he started coming to P.T.; record stops there and he had no trouble at all til he left last month and went to LA.

B5e(8)

Re Carolyn Layton

Law Office Report #20 2/28/78 page 1 from June

1. ~~IMPORTANT ITEM THAT SHOULD NOT BE PUT ON RADIO, NEED ANSWER RIGHT AWAY:~~

Serena Hunt: Serena is the senior citizen Lois Potts brought up from Fresno without clearance in '76, who was eventually placed in a resthome on Medi-Cal with help of a Dr. Alan Lewis, by Rheavina & Jack. We have received mail addressed to Rheavina that the resthome Serena is in will no longer be eligible for Medi-Cal patients April 1, 1978, and that Serena be relocated to another Medi-Cal approved facility of her choice as soon as possible.

The background on this case is known by Chaikin: There had been a problem with placing her in a resthome under Medi-Cal because she had property in Fresno and 2 savings accounts. She signed a deed granting ownership in property over to P.T. as a gift, and this was recorded 7/9/76, making it public record that property belonged to P.T. She signed release of savings accounts and they were closed and donated to P.T. She signed power of attorney and appointed Jack & Rheavina as attorneys in fact to act on her behalf. We sold the house, proceeds \$23,000, in 9/76. After Rheavina went overseas, Hue Fortson & Kris Kice have made regular visits as official members of P.T. to make it clear that P.T. had not just placed this old woman in a rest home and ignored her.

Stoen and Cartmell were in on this case from the beginning.

- A. Do we now have any obligation to this woman as far as placement?
- B. Could we write or call Dr. Lewis and explain that Rheavina and Jack are both overseas and we would appreciate him doing same that he did last time, find a rest home that will take Medi-Cal patients?
- C. Or could we write directly to the Dept. of Health, who was the agency that wrote to Serena notifying her that she will have to be relocated, and explain the same?

Attached are copies of 2 letters we received, one from Dept. of Health and one from the Rest Home.

Please send a message back right away on this, ON THE RADIO.

2. Re Law Office Report #8, Item 1, re Sammy Johnson:

Hue and Sandy tried to see judge, bailiff would not let them, but they finally talked to the public defender who would be handling Sammy's case. Had 2 court sessions, brief, public defender appointed Sammy's lawyer. Hue talked to public defender this Monday, who said that the judge is in favor of our Guyana program, is going to refer the case back to Sammy's probation officer for a report on our project. Sammy's probation officer is Guy Young, so there should be no problem there, and his own supervisor is receptive to us. The next hearing will be March 24, where the judge will review Guy's report. The public defender anticipates Sammy should be released in mid April on his prior car theft charge, and if we make a good showing at the March 24 date that paperwork is underway to get him passport, etc. and that he would be traveling with supervisors over to Guyana, there should be no problem in getting probation to the project. Leona says that Sammy's mom, Mary Rollins, now is

B5e(9)

in a good frame of mind about going over herself, and getting things together for it.

3. Re Law Office Report #13, page 3, No. 8, Marie Mills: She has changed Her mind about adopting Lee Anne Thompson, Kay Rosas' daughter, too much paper work, and there really is no problem since the mom is overseas. She will instead try for adoption of her 3 foster kids.

BS_a(9a)

DEPARTMENT OF HEALTH

LICENSING AND CERTIFICATION DIVISION

P. O. BOX 3886

SAN FRANCISCO, CA 94138

(415) 557-1711



February 21, 1978

Barbara Hunt

The San Francisco Center

2130 Post Street

San Francisco, CA 94115

Dear Ms. Hunt:

I am writing to inform you that the San Francisco Center, the Medi-Cal program can no longer pay for your care at the San Francisco Center.

This situation has developed because the facility does not meet the Medi-Cal requirements for participation in the Medi-Cal program and is listed as a recent transfer date by the State Department of Health. Therefore, in order to continue to receive Medi-Cal benefits, it is necessary that you be relocated to another Medi-Cal approved facility, of your choice, or some other facility. For more information in regard to this matter, you may contact the Licensing and Certification Division, San Francisco District Office located at 100 Kinross Ave., 5th Floor, San Francisco, P.O. Box 3886, San Francisco, CA 94138, telephone number (415) 557-1711.

We have advised the Administrator of The San Francisco Center of this situation by separate letter, and we hope that they will assist you in your search, as necessary, for your relocation.

B5e (9b)

CONVALESCENT HOSPITAL

February 16th, 1978

Dear Relative or Responsible Party:

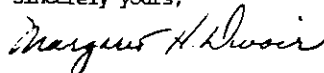
The Administration of The San Franciscan Center regrettably announces the closure of operations, due to economic reasons. Our target date is April 15, 1978.

The facility in conjunction with the Department of Health will endeavour to find suitable and proper placement for all of our residents. A representative of the Department of Health will be contacting you to discuss the matter of transfer, and to work with you to find suitable and satisfactory alternative placement.

We sincerely regret any inconvenience that this may cause you, and hope that we may count on your cooperation in order to assure that the transfer is orderly and satisfactory to both you and the patient.

If you have any questions, please feel free to contact Social Services Department at (415) 563-7300 Ext. 30.

Sincerely yours,



Margaret Devoir
Administrator

MD/vb

copy 3/2/77

Corporation Problems - "To Do" List

- ① Get a complete set of P.T. Corp. Minutes down here - fast. Put originals in Garrys office.
- ② get our ^{P.T.} Corporate file here from Georgetown - both Articles & Bylaws - either from our offices or from Clarke & Clarke - fast
- ③ Get our Guyana Corporate file from Georgetown - our file or Clarke's.
- ④ Compare Proposed Corp. Articles to U.S. for tax compatibility & return to Clarke - expedite their filing. Transfer the lease and Bank Accts. to new corp.
- ⑤ ~~Don't~~ Apply for Guy citizenship for Directors of new Corp.
- ⑥ See what we need to do to have a majority of G.T. Directors here, then do any required assisting resolutions.
- ⑦ Get tax counsel to respond to the letter.
B5e(9d)

Terr

Legal For Your Files

BSe(9a)

ETO : Carolyn Layton

Law Office Report #20 2/23/78 page 1 from June

1. **IMPORTANT ITEM THAT COULD NOT BE PUT ON RADIO, NEED ANSWER RIGHT AWAY:**

Serena Hunt: Serena is the senior citizen Lois Ponts brought up from Fresno without clearance in '76, who was eventually placed in a resthome on Medi-Cal with help of a Dr. Alan Lewis, by Rheavina & Jack. We have received mail addressed to Rheavina that the resthome Serena is in will no longer be eligible for Medi-Cal patients April 1, 1978, and that Serena be relocated to another Medi-Cal approved facility of her choice as soon as possible.

The background on this case is known by Chaikin: There had been a problem with placing her in a resthome under Medi-Cal because she had property in Fresno and 2 savings accounts. She signed a deed granting ownership in property over to P.T. as a gift, and this was recorded 7/9/76, making it public record that property belonged to P.T. She signed release of savings accounts and they were closed and donated to P.T. She signed power of attorney and appointed Jack & Rheavina as attorneys in fact to act on her behalf. We sold the house, proceeds \$23,000, in 9/76. After Rheavina went overseas, Hue Fortson & Kris Kice have made regular visits as official members of P.T. to make it clear that P.T. had not just placed this old woman in a rest home and ignored her.

Stoen and Cartmell were in on this case from the beginning.

Do we now have any obligation to this woman as far as placement?

Could we write or call Dr. Lewis and explain that Rheavina and Jack are both overseas and we would appreciate him doing same that he did last time, find a rest home that will take Medi-Cal patients?

C. Or could we write directly to the Dept. of Health, who was the agency that wrote to Serena notifying her that she will have to be relocated, and explain the same?

Attached are copies of 2 letters we received, one from Dept. of Health and one from the Rest Home.

Please send a message back right away on this, ON THE RADIO.

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Hue and Sandy tried to see judge, bailiff would not let them, but they finally talked to the public defender who would be handling Sammy's case. Had 2 court sessions, brief, public defender appointed Sammy's lawyer. Hue talked to public defender this Monday, who said that the judge is in favor of our Guyana program, is going to refer the case back to Sammy's probation officer for a report on our project. Sammy's probation officer is Guy Young, so there should be no problem there, and his own supervisor is receptive to us.

The next hearing will be March 24, where the judge will review Guy's report. The public defender anticipates Sammy should be released in mid April on his prior car theft charge, and if we make a good showing at the March 24 date that paperwork is underway to get him passport, etc. and that he would be traveling with supervisors over to Guyana, there should be no problem in getting probation to the project. Leona says that Sammy's mom, Mary Rollins, now is

135e(10)

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1352(10a)

DEPARTMENT OF HEALTH
LICENSING AND CERTIFICATION DIVISION
P.O. BOX 3955
SAN FRANCISCO, CA 94119
(415) 557-1711



February 21, 1972

Serena Hunt
The San Franciscan Center
2130 Post Street
San Francisco, CA 94115

Dear Ms. Hunt:

I am writing to inform you that, as of January 1, 1972, the Medi-Cal program can no longer pay for services at the San Franciscan Center.

This situation has developed because the facility does not meet the Medi-Cal requirements for participation in the Medi-Cal program and is based upon recent surveys done by the State Department of Health. Therefore, in order to continue to receive Medi-Cal benefits, it is necessary that you be relocated to another Medi-Cal approved facility, of your choice, as soon as possible. Should there be questions in regard to this matter, you may contact the Licensing and Certification Division, San Francisco District Office located at 2nd Mission St., 8th Floor, San Francisco, P.O. Box 3955, San Francisco, CA 94119, telephone number (415) 557-1711.

We have advised the Administration of the San Franciscan Center of this situation by separate letter, and we request that they advise you accordingly, as necessary, for your relocation.

Mrs. Susan
Dr. Alan Lewis

854(10A)

CONVALESCENT HOSPITAL

February 16th, 1978

Dear Relative or Responsible Party:

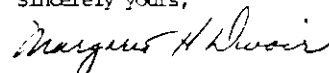
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The facility in conjunction with the Department of Health will endeavour to find suitable and proper placement for all of our residents. A representative of the Department of Health will be contacting you to discuss the matter of transfer, and to work with you to find suitable and satisfactory alternative placement.

We sincerely regret any inconvenience that this may cause you, and hope that we may count on your cooperation in order to assure that the transfer is orderly and satisfactory to both you and the patient.

If you have any questions, please feel free to contact Social Services Department at (415) 563-7300 Ext. 30.

Sincerely yours,



Margaret Devoir
Administrator

MD/vb

TO: CAROLYN LAYTON

Law Office Report #21 March 7, 1978 page 1

from June

1. Hartford Insurance Co. group policy - this is an explanation of the question I asked on radio - Claire told us about a group policy which apparently was taken out for p.r. purposes to impress with numbers, at \$1.50 per member, and we listed membership as 8,000. This policy was a liability policy, and it expires April 24, 1978. Mayfield is the agent, is nosy about it, and thought we'd be interested in cancelling (he's angling to find out how many we have). This policy covers people here and in transit, traveling across the states. No claims have ever been filed on it, and Mayfield says that if we renew it, he can get it at \$1.00 per member now, but he will need an inventory of who and how many. We want to know if we should renew. Obviously, most of the people on it are now overseas. I don't know if when we took out the policy originally, whether names were supplied Mayfield of the members in the policy. Harold might remember this. *Chaikin says NO 3/13*
Please send us an answer via radio before April 24.
2. Attached is a copy of a letter we've received from Academic Financial Services Association re Sarah's endowment loan; should we pay this? Total bill is \$180, first payment is due June 1. Will this cause problems for her degree if we don't pay? *3/13*
3. Danny Kutulas, Declaration of Costs, Mendocino County: Attached is a form we've received addressed to Danny, "Earth Moving". What do you suggest we do with this? There is a signature line at the bottom; perhaps he should sign it and return it and fill it out saying no longer in operation... *The deadline is April 15.*
4. Don Fields - has an outstanding balance of \$42 in his bank account. This is a joint account with Shireley. Would you please ask them if they want to withdraw this \$, and have they draw up a letter, signed by both of them, if they want to withdraw it, and send it back here. They should request that the balance of the account be sent to them in a cashier's check c/o Eugene Chaikin, P.O. Box 15156, San Francisco. The account no. is 0891-PS13, and the bank is Bank of America, Northridge Office, Box F, Northridge, California. We will forward it on to the bank from here.
5. Wanda Johnson has called again, regarding Danny Pietila's trust account which was managed by Tim Stoen and Chaikin through the Bank of America in Ukiah. She claims hes threatening to sue because we haven't given him his balance. This case has floated back and forth between Chaikin and Bonnie for several months before Chaikin went over; now we have had Bonnie go through the records one more time and she has written a recap sheet of withdrawals, to prove that the trust account has been used up by writing checks to Danny for various expenses he requested. Several bank statements are missing, and to obtain microfilm copies of them to verify the recap sheet, we need a letter from Chaikin authorizing Bonnie or Jean Brown to get these copies. I have attached such a letter. Please have Chaikin sign it. Also see attached a recent opinion issued by the Calif State Bar in reference to attorneys trust accounts for clients. I am afraid that Danny's reason for messing with us on this is that he is being provoked by Stoen; and I think we better clear this matter up as soon as we can to stay ahead in the game. Please send back this signed letter as soon as possible, we can do nothing more til we get it. *(11) 407 ckt BSe (94) ckt*

**ACADEMIC FINANCIAL
SERVICES ASSOCIATION**

A Division of **AFSA** Corporation
DATA

January 31, 1978

Harriet (Randolph) Tropp
P O Box 15157
San Francisco, CA 94117

Dear Borrower:

Our purpose in this letter is to introduce ourselves and to provide you with important information about your Endowment Loan which you obtained from Hastings College of the Law.

Academic Financial Services Association provides a billing and accounting service to your school and will be working with them and you while you repay your loan.

According to our records your current loan balance is \$100.00, your grace period will expire March 1, 1978 and your first quarterly payment of \$45.00 will be due June 1, 1978.

About 20 days before your first payment is due you will receive a bill and a pamphlet which will describe your rights and obligations.

Please do not contact us until you receive this bill even if you have returned to school. You should, of course, write to us if you change your address:

AFSA
P.O. Box 54804 Terminal Annex
Los Angeles, California 90054

In all correspondence please be sure to include your account number: 1819 085-42-9579-1.

Sincerely,

M. Sanders, for
Debbie Gill
Account Analyst

B5e (1/a)

FORM	571	TO: OFFICE OF ASSESSOR - COUNTY OF MENDOCINO - COURTHOUSE - UKIAH, CA 95482 BUSINESS PROPERTY STATEMENT DECLARATION OF COSTS AND OTHER RELATED PROPERTY INFORMATION AS OF 12:01 A.M., MARCH 1, 1978	1978																																				
OWNER NAME DL DBA : Kutulas, Danny K. STREET : Earth Moving : P.O. Box 192 CITY : Redwood Valley, CA 95470		RETURN THIS COPY BY - APRIL 15, 1978 g. Enter location of general ledger and all related accounting records (including ZIP) _____ h. Enter name and telephone no. of person to contact at location of accounting records. _____																																					
LOCATION CITY		ASSESSOR'S USE ONLY <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;">TOTAL FULL VALUE</td> <td style="width: 50%; text-align: center;">LAND</td> </tr> <tr> <td></td> <td style="text-align: center;">FIXTURES</td> </tr> <tr> <td></td> <td style="text-align: center;">OTHER IMPR.</td> </tr> <tr> <td></td> <td style="text-align: center;">TOTAL IMPR.</td> </tr> <tr> <td></td> <td style="text-align: center;">INVENTORY</td> </tr> <tr> <td></td> <td style="text-align: center;">OTHER PERS.</td> </tr> <tr> <td></td> <td style="text-align: center;">TOTAL PERS.</td> </tr> <tr> <td></td> <td style="text-align: center;">INVENTORY EX.</td> </tr> </table>		TOTAL FULL VALUE	LAND		FIXTURES		OTHER IMPR.		TOTAL IMPR.		INVENTORY		OTHER PERS.		TOTAL PERS.		INVENTORY EX.																				
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Part I GENERAL INFORMATION COMPLETE (a) THROUGH (d) AS REQUESTED a. Make necessary corrections of the printed name and mailing address. b. Enter type of business: _____ c. Enter local telephone no. () _____		4. <input type="checkbox"/> (v) Check if ownership of land at LOCATION OF THE PROPERTY is in your name 5. When did you start business at this location? DATE: _____ 6. Check (v) description of operation at this location. <input type="checkbox"/> Retail <input type="checkbox"/> Manufacturer <input type="checkbox"/> Wholesale <input type="checkbox"/> Professional <input type="checkbox"/> Distributor <input type="checkbox"/> Service																																					
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OWNERSHIP TYPE (v) Proprietorship <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> Other <input type="checkbox"/>		SIGNATURE: Under penalty of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct, and complete and covers all property required to be reported which is owned, claimed, possessed, controlled, or managed by the person named in the statement at 12:01 a.m. on March 1, 1978. If prepared by a person other than the taxpayer, his declaration is based on all information of which he has knowledge. Full Legal Name if Incorporated: _____ Signature of Owner, Partner, Officer, or Authorized Agent: _____ Title: _____ Date: 1978 Signature and Address of Preparer Other Than Taxpayer: _____ Date: 1978																																					
ATTACHMENTS (v) Supplemental Scheds. <input type="checkbox"/> Computer Printouts <input type="checkbox"/> Other <input type="checkbox"/>		ASSESSOR'S USE ONLY																																					

B5e(11b)

SCHEDULE A - COST DETAIL EQUIPMENT

Include equipment expensed and fully depreciated items. Include sales or use tax, freight and installation costs. Attach schedules as needed.

[illegible]

OFFICIAL REQUEST

California Revenue Laws prescribe a yearly ad valorem tax based on property as it exists at 12:01 a.m. on March 1 (tax lien date). This form constitutes an official request that you declare all business property owned, claimed, possessed, controlled, or managed on the tax lien date situated in this county and that you sign (under penalty of perjury) and return the statement to the Assessor's office by the date cited on the face of the form as required by law. Failure to file on time may subject you to a penalty of 10 percent of the assessed value under provisions of the Revenue and Taxation Code.

If you own taxable personal property in any other county whose aggregate cost is \$30,000 or more, you must file a property statement with the Assessor of that county whether or not he requests you to do so. The Assessor of the county will supply you with a form upon request.

THIS STATEMENT IS SUBJECT TO AUDIT.	THIS STATEMENT IS NOT A PUBLIC DOCUMENT. THE INFORMATION DECLARED WILL BE KEPT SECRET BY THE ASSESSOR.	IF ANY SITUATION EXISTS WHICH NECESSITATES A DEVIATION FROM TOTAL COST PER BOOKS AND RECORDS FULLY EXPLAIN ALL ADJUSTMENTS.	ASSESSED VALUE IS 25% OF FULL VALUE.
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INSTRUCTIONS

COMPLETE THE STATEMENT AS FOLLOWS:

Part I GENERAL INFORMATION

Complete items (a) through (h) as requested.

NAME. INDIVIDUALS report surname first, then first name and initial. PARTNERSHIPS enter at least two names. CORPORATIONS report full corporate name. If the business operates under a fictitious name, enter "DBA" and the fictitious name below the legal name.

LOCATION OF THE PROPERTY. Enter the complete street address. Forms for additional business or warehouse locations will be furnished upon request. A listing may be attached to a single property statement for your vending equipment, equipment leased or rented to others, or inventory consigned to others when any such properties are situated at many locations within this county.

LOCATION OF RECORDS - (g and h). If general ledger, journals and other related accounting records are not located as indicated under item g, you may be required to bring said records to your principal place of business in California. Multiple locations of records should be indicated.

Part II DECLARATION OF PROPERTY BELONGING TO YOU.

Report book cost (100 percent of actual cost). Include excise, sales, and use taxes, freight-in, installation charges, and all other relevant costs. Report any additional information which will assist the Assessor in arriving at a fair market value. Include finance charges, where applicable, for self-constructed equipment and for buildings. Do not include finance charges for inventory or for purchased equipment.

LINE 1. INVENTORY. Report all tangible inventories, paid for or not, on hand, in storage, and in transit. A business inventory exemption allowed by law will be computed by the Assessor.

If you have a physical or perpetual inventory as of March 1 and no adjustments are to be made, enter the amount on LINE 1, PART II of the Business Property Statement. If you operate at various levels of trade (i.e., manufacture, wholesale, retail), report an appropriate value added for each successive level. If adjustments are to be made, complete the inventory Schedule shown on the next page and enter the result on LINE 1, PART II.

B52(11A2)

INVENTORY SCHEDULE (follow the instructions listed below)		
Line No.	WHEN USING PHYSICAL OR PERPETUAL INVENTORY, START AT LINE 2	AMOUNT
1	COMPUTE MARCH 1ST INVENTORY (if book figure not current)	
	a. Inventory, beginning of fiscal year starting 19	\$
	b. Add purchases and freight from above date to March 1	
	c. Add direct and indirect labor cost from above date to March 1	
	d. Add manufacturing expense (burden) from above date to March 1	
	e. Total of Lines a through d	
	f. Net sales from above date to March 1 \$	
	g. Less gross profit \$	
	h. Cost of goods sold (Line f minus line g)	
2	MARCH 1ST INV. (Line e minus line h, or physical <input type="checkbox"/> or perpetual <input type="checkbox"/>)	\$
3	ANY ADJUSTMENTS MUST BE SHOWN BELOW	
4	ADD unrecorded inventory not included in Line 2	
5	" freight in not included in inventory	
6	" direct and indirect labor cost not included in inventory	
7	" mfg. expense (burden) not included in inventory	
8	" unrecorded trade level not included in inventory	
9	" other inventory supplies not included in inventory	
10	" adjustment from L.I.F.O. to current replacement cost	
11	" adjustment from standard cost to actual cost	
12	" applicable research and development cost	
13	" other (specify)	
14	TOTAL of Lines 2 through 12	\$
15	DEDUCT interstate or foreign shipments recorded but not on hand	\$
16	" goods held for transshipment (file exemption claim)	
17	" cash, trade, and purchase discounts	
18	" inventory consigned to others	
19	" inventory out on, or held for, lease or rent to others	
20	" other (specify)	
21		
22	TOTAL Deductions (Lines 14 through 21)	\$
23	NET INVENTORY (Line 13 minus Line 22, enter here and on Line 1, PART III)	\$

* Claim form must be filed, see instructions.

INCLUDE IN INVENTORY

- (1) Raw materials, work in process, and finished goods held for sale in the ordinary course of business.
- (2) Containers, wrappings, service materials (if title passes at time of sale), and materials which will become a component part of the product you manufacture or sell.

DO NOT INCLUDE IN INVENTORY

- (3) Supplies (see instructions for LINE 2, PART II).
- (4) Equipment in your inventory account that is out on, or held for, lease or rent to others (see instructions for LINE 4, PART III).
- (5) Motor vehicles subject to registration or identification under Division 3 or Division 16.5 of the Motor Vehicle Code.
- (6) Inventory or equipment belonging to others (see instructions for PART III).

INVENTORY CONSIGNED TO OTHERS. If included in your March 1st inventory, deduct your cost of inventory consigned to others on Line 17 of the Inventory Schedule shown on Page 2 of these instructions. Fully explain the deduction on an attached schedule, listing consignee's name, address, location of property, description of property, your cost, and the selling price to the consignee. This listing fulfills the requirement in the instructions for LOCATION OF THE PROPERTY.

7352 (11/83)

INSTRUCTIONS FOR COMPLETION OF INVENTORY SCHEDULE

(It is not necessary to include the Inventory Schedule with the Property Statement)

Line 1. Compute March 1st inventory using the gross profit method (If Book Figure Not Current).

a. Enter the cost, as indicated on your books and records, of the inventory at the beginning of your current fiscal year. Enter the beginning date (month, day, year) of that year. The cost of inventory must include applicable excise and other taxes and freight and handling charges.

b-e. Enter as instructed on form.

f. "Net sales" are gross sales from above date to March 1, less returns and allowances per your books and records.

g. The gross profit percentage is to be from your latest full year's operation.

h. Cost of goods sold (Line 1f minus Line 1g).

Line 2. This figure is Line 1e minus Line 1h or the physical or perpetual inventory as of March 1.

Line 3. Report goods received but not entered on the books (such as goods for which payment has not yet been made, raw materials extracted by natural resource enterprises, or produce held by farmers' cooperatives) and goods in transit to you from a supplier located within the state. Property on consignment to you should be reported in PART III (Property Belonging to Others).

Line 4-6. Enter as instructed on form.

Line 7. If you are operating at various trade levels, as would a manufacturer or wholesaler who also operates at the distributor or retail level, a trade-level adjustment is applicable to your inventory in accordance with Title 18, Section 10 of the California Administrative Code.

Line 8. Deduct from your supplies LINE 2, PART II, and report here all containers, wrappings, service supplies, and supplies which will become a component part of the product you manufacture or sell.

Line 9. The "Last In First Out" method of inventory valuation is not acceptable. Adjust to reflect current replacement cost.

Line 10. Add Adjustment From Standard Cost to Actual Cost.

Line 11. If research and development costs are NOT included in Line 1d or 6, enter here an allocation of research and development costs applicable to work-in-process and finished goods lien date inventories that result in a product satisfactory to put into production.

Line 12. Describe and add any other necessary upward adjustments.

Line 13. Total of Lines 2 through 12.

Line 14. Goods in transit in interstate or foreign commerce are not taxable. If your inventory records reflect the cost of goods in transit in interstate or foreign commerce you must include such costs in Line 2 and deduct them here. No entry is required here if the cost of such goods are not reflected in your inventory records nor in Line 2. "Immunity Claim For Goods In Interstate or Foreign Commerce" must be filed, obtain from the assessor.

Line 15. Personal property manufactured or produced, (1) outside this state and brought into this state for transshipment out of the United States, or (2) outside of the United States and brought into this state for transshipment out of this state, for sale in the ordinary course of trade or business are exempt from taxation. The exemption does not apply to personal property in manufacturing process or production. Such process or production does not include the breaking in bulk, labeling, packaging, relabeling, or repackaging of such property. "Exemption Claim For Goods Held For Transshipment" must be filed, obtain from the assessor.

Line 16. Cash, trade, and purchase discounts classified on your books as other income may be deducted if included in Line 13.

Line 17. If included in your March 1st inventory, deduct your cost of inventory consigned to others. Fully explain the deduction on an attached schedule, listing consignee's name, address, location of property, description of property, your cost, and the selling price to the consignee. This listing fulfills the requirement in the Instructions for LOCATION OF THE PROPERTY.

Line 18. Enter cost of inventory that is on lease or rent to others that is included in Line 13. Report this property on LINE 4, PART II because it is subject to depreciation.

Line 19-21. Report and describe in detail any other deduction.

Line 22. Total Deductions (Add Lines 14 through 21).

Line 23. Deduct Line 22 from Line 13 and enter the balance here and also on LINE 1, PART II.

LINE 2. SUPPLIES. Report supplies on hand, such as stationery and office supplies, janitorial and lavatory supplies, fuel, sandpaper and other items which will not become a component part of an inventory product. Include medical, legal, or accounting supplies held by a person in connection with a profession that is primarily a service activity. (See instructions for LINE 1 of the Property Statement and Line 8 of the Inventory Schedule.)

LINE 3. EQUIPMENT. Enter total from Schedule A (see instructions for Schedule A).

LINE 4. EQUIPMENT OUT ON, OR HELD FOR, LEASE OR RENT TO OTHERS. Report cost on Line 4 and attached schedules showing the following:

- Equipment out on lease or rent: (1) Name and address of party in possession, (2) location of the property, (3) quantity and description, (4) date of acquisition, (5) your cost, selling price, and monthly rent, (6) lease or identification number, (7) date and duration of lease, (8) how acquired (purchased, manufactured, other—explain). The inventory exemption is not allowed on this equipment. If the property is used by a free public library or a free public museum or is used exclusively by a public school, community college, state college, state university, church, or a nonprofit college it is exempt from property taxes. A claim for exemption must be filed by March 15, 1978. Obtain the "1978 Lessors' Exemption Claim" from the Assessor.

Equipment on your premises held for lease or rent which you have used or intend to use. Report your cost and your selling price by year of acquisition. The inventory exemption is not allowed on this equipment.

Other equipment on your premises held for lease or rent. Report cost by year of acquisition. The Assessor will allow the inventory exemption.

LINE 5. BUILDINGS, BUILDING IMPROVEMENTS, AND/OR LEASEHOLD IMPROVEMENTS, LAND IMPROVEMENTS, LAND AND LAND DEVELOPMENT. Report on a separate schedule the original or allocated costs (per your books and records) of buildings and building or leasehold improvements, land improvements, land and land development owned by you at this location on March 1st. Enter costs, including cost of fully depreciated items, by calendar year of acquisition and total each column. Do not include items that are reported in Schedule A. Enter the total on PART II, LINE 5.

Segregate the buildings and building or leasehold improvements into the two requested categories (items which have a dual purpose will be classified as structures):

STRUCTURE ITEMS, Column 1

An improvement will be classified as a structure when its primary use or purpose is for housing or accommodation of personnel, personality, or fixtures and has no direct application to the process or function of the industry, trade, or profession.

Air conditioning (except process cooling).
 Boilers (except manufacturing process).
 Central heating & cooling plants.
 Cranes.
 Elevators.
 Environmental control devices (if an integral part of the structure).
 Fans & ducts (part of an air circulation system for the building).
 Fire alarm systems.
 Partitions (floor to ceiling).
 Pipelines, pipe supports & pumps used to operate the facilities of a building.
 Pits not used in the trade or process.
 Railroad spurs.
 Refrigeration systems (integral part of the building).
 Refrigerators, walk-in (excluding operating equipment) which are an integral part of the building.
 Restaurants — rough plumbing to fixtures.
 Safes — embedded.
 Signs which are an integral part of the building (excluding sign cabinet (face & lettering)).
 Silos or tanks when primarily used for storage or distribution.
 Sprinkler systems.
 Store fronts.
 Television & radio antenna towers.

FIXTURE ITEMS, Column 2

An improvement will be classified as a fixture if its use or purpose directly applies to or augments the process or function of a trade, industry, or profession.

Air conditioning (process cooling).
 Boilers (manufacturing process).
 Burglar alarm systems.
 Conveyors (to move materials and products).
 Cranes — traveling.
 Environmental control devices (used in production process).
 Fans & ducts (used for processing).
 Floors, raised computer rooms.
 Furnaces, process.
 Ice dispensers, coin operated.
 Machinery fdns. & pits (not part of normal flooring fdns).
 Partitions (less than floor to ceiling).
 Pipelines, pipe supports, pumps used in the production process.
 Pits used as clarifiers, skimmers, sumps & for greasing in the trade or manufacturing process.
 Plumbing — special purpose.
 Power wiring, switch gear & power panels used in mfg. process.
 Refrigeration systems (not an integral part of the building).
 Refrigerators, walk-in, unitized, including operating equipment.
 Restaurant equipment used in food & drink preparation of service (plumbing fixtures, sinks, bars, soda fountains, booths & counters, garbage disposals, dishwashers, hoods, etc.).
 Scales including platform & pit.
 Signs — all sign cabinets (face) & free standing signs including supports.
 Silos or tanks when primarily used for processing.

Additions - Describe in detail and show the cost of all additions made between March 1, 1977 and the close of business on February 28, 1978. Do not include items reported as unallocated construction in progress on LINE 6.

Retirements - Describe in detail and show the original year acquired and the cost of acquisition of all retirements made between March 1, 1977 and the close of business on February 28, 1978.

LINE 6. CONSTRUCTION IN PROGRESS. If you have unallocated costs of construction in progress for improvements to land, machinery, equipment, furniture, buildings or other improvements, or leasehold improvements, attach an itemized listing. Include all tangible property, even though not entered on your books and records. Enter the total on LINE 6, PART II.

LINES 7-8. Report tangible property not reported elsewhere.

Part III DECLARATION OF PROPERTY BELONGING TO OTHERS.

1. CONSIGNMENTS: Report your cost had you purchased the property; do not include in PART II or in the Inventory Schedule on Page 2 of the instructions.
2. LEASED EQUIPMENT: Report the year of acquisition and the year of manufacture if known, the total installed cost to purchase, including sales tax, and the annual rent; do not include in Schedule A.
3. VENDING EQUIPMENT: Report the model and description of the equipment; do not include in Schedule A.
4. OTHER BUSINESSES: Report other businesses on your premises.
5. LEASE-PURCHASE OPTION EQUIPMENT. Report here all equipment acquired on a lease-purchase option on which the final payment remains to be made. Enter the year of acquisition, the year of manufacture if known, the total installed cost to purchase (including sales tax) and the annual rent. If final payment has been made, report full cost in Schedule A.

SCHEDULE A - COST DETAIL: EQUIPMENT

LINES 14-36. Enter in the appropriate column the cost of your equipment segregated by calendar year of acquisition, include short-lived or expensed equipment. Total each column. Report full cost; do not deduct investment credits, trade-in allowances or depreciation. Include equipment acquired through a lease-purchase agreement at the selling price effective at the inception of the lease and report the year of the lease as the year of acquisition. (If final payment has not been made, report such equipment in PART III.) Report self-constructed equipment used by you at the proper trade level in accordance with Title 18, Section 10, of the California Administrative Code. Segregate and report on LINE 4, PART II the cost of equipment held for lease, or out on lease.

Exclude motor vehicles licensed for operation on the highways. However, you must report overweight and oversized rubber-tired vehicles, except licensed commercial vehicles and cranes, which require permits issued by the Department of Public Works to operate on the highways. If you have paid a license fee prior to March 1st on these large vehicles, contact the Assessor for an "Application for Deduction of Vehicle License Fees from Property Tax" and file it with the Tax Collector. Report overweight and oversized vehicles in column 4, Other Equipment.

If necessary, asset titles in Schedule A may be changed to better fit your property holdings, however, the titles should be of such clarity that the property is adequately defined.

LINE 37: Add totals on LINE 36 and any supplemental schedules. Enter the same figure on LINE 3, PART II that you entered in the box.



BANK OF AMERICA

The Timesaver Statement

If you have any questions about this statement, please call us or bring this copy to your Bank of America branch.

**NORTHridge OFFICE
NORTHridge CALIF**

PERIOD
JAN 10, 1976
STATE
213-344-2170

**13 DONALD J. FIELDS
SHIRLEY FIELDS
P. O. BOX 15156
SAN FRANCISCO CA 94115**

0641-PS15

**BUYING A HOME...ASK ABOUT OUR NEW FIVE-YEAR
VARIABLE-RATE HOME LOAN AT YOUR BRANCH.**

SUMMARY OF BANKING SERVICES BALANCES SHOWN ARE AS OF STATEMENT DATE

TYPE OF SERVICE	ACCOUNT NO.	CHECKS DEBITED	NEW BALANCE
CHECKING	0691-9-04562	200 00	4200
BANKAMERICARD/INSTANT CASH CREDIT AVAILABLE			155000

CHECKING ACCOUNT ACTIVITY USE REVERSE SIDE FOR DEBITS AND CREDITS

DATE	CHECKS AND OTHER DEBITS	DEPOSITS
AMOUNT	AMOUNT	AMOUNT
SERV. CHGE. 110	200	

\$44.00

\$ 2.00

\$44.00MM

Key to Symbols: 1 Cash in Check Sequence 2 Bank of America 3 Includes Interest Payment (not Policy) 4 Bank of America
KRM-10-76 (REV) A Airmail Delivery M or AV Minimum of Amount Due

00
852(11c)

Phone 415 931-9887
922 6418

EUGENE CHAIKIN, Attorney-at-Law
Post Office Box 15156 San Francisco, California 94115

Bank of America
Ukiah Office
P.O. Box 299
Ukiah, California 95482

67C
Re: Account No. [REDACTED] Savings
Account No. [REDACTED], Trust Account Daniel L. Pietila

Dear Sirs:

Would you please release to Bonnie Beck and/or Jean F. Brown copies of bank statements which they may request in reference to the above Trust Account and Savings Account, to assist them in compilation of a summary of these accounts for our records. Thank you.

Sincerely,

Eugene Chaikin
Eugene Chaikin

B5e (11d)

FORMAL OPINION NO. 1975-36

State Bar of California Reports
December 1977 / January 1978

(Adopted by Committee on Professional Ethics of the State Bar of California)

SUBJECT: Preserving identity of funds, trust accounts, commingling.
DIGEST: It is improper for an attorney to transfer clients' funds held in a trust account to the attorney's general account even if the client can no longer be located.
RULES: Rule 8-101
ABA CODE: DR 9-102 (former Canon 11)
STATUTES: CCP 1518

The Committee has been requested to render an opinion as to the status of monies long held in a trust account of a legal aid society, the attorneys having been unable in good faith to locate said clients. The attorneys wish to be advised with respect to the propriety of transferring said trust funds to their general account, with the express provision that said amounts will be payable to said clients when and if said clients appear to claim the monies. For reasons hereinafter stated, the Committee is of the opinion that such transfer would be improper.

The applicable provision of the Rules of Professional Conduct of the State Bar, as adopted by the Board of Governors and approved by the California Supreme Court effective Jan. 1, 1975, is Rule 8-101 which, in relevant part, reads as follows:

"Rule 8-101. Preserving Identity of Funds and Property of a Client.

(A) All funds received or held for the benefit of clients by a member of the State Bar or firm of which he is a member, including advances for costs and expenses, shall be deposited in one or more identifiable bank accounts labelled 'Trust Account', 'Client's Funds Account' or words of similar import, maintained in the State of California, or with written consent of the client, in such other jurisdiction where there is a substantial relationship between his client or his client's business and the other jurisdiction and no funds belonging to the member of the State Bar or firm of which he is a member shall be deposited therein or otherwise com-

(1) Funds reasonably sufficient to pay bank charges may be deposited therein.

(2) Funds belonging in part to a client and in part presently or potentially to the member of the State Bar or firm of which he is a member must be deposited therein and the portion belonging to the member must be withdrawn at the earliest reasonable time after the member's interest in that portion becomes fixed. However, when the right of the member of the State Bar or firm of which he is a member to receive a portion or trust funds is disputed by the client, the disputed portion shall not be withdrawn until the dispute is finally resolved . . ."

No other exceptions are either noted or, by inference, approved. The relevant portions of ABA Code DR-9-102 are identical to the above quoted portion of Rule 8-101.

ABA Informal Opinion No. 991 (1967) held that an attorney may not even offset the expense of running a trust account by putting trust funds in a separate savings account, stating:

"The language of this Canon (former Canon 11) is too plain to receive or permit interpretation. When the Canon states that money of the client or collected for the client or other trust property coming into the possession of the lawyer should not under any circumstances be used by him, it means exactly what it says . . ." (Emphasis added by the Committee)

The Committee suggests that said unclaimed monies may be subject to distribution pursuant to California Code of Civil Procedure 1518. The Committee observes that if the provisions pertaining

to trust funds contained in the Unclaimed Property Law (Code of Civil Procedure (Sections 1518 et seq)) were followed, the Committee would see no impropriety.

This opinion is issued by the Committee on Professional Ethics of the State Bar and is advisory only. It does not bind the State Bar of California, its Board of Governors, any of its disciplinary boards, or any member of the State Bar.

Committee on Professional Ethics
of the State Bar of California

**RESIGNATIONS
ACCEPTED WHILE
DISCIPLINARY
MATTERS PENDING**
December 31, 1977

The address appearing below is the last street address as shown by State Bar membership records.

The Supreme Court has accepted the voluntary resignation of the following member of the State Bar without prejudice to further proceedings in any disciplinary matters pending against him should he thereafter seek reinstatement.

The effective date of the order is shown

ARMENA THEOPHILLIS JACKSON, 2946 Grove Street, Berkeley, California 94703, effective December 26, 1977. The Court further ordered Mr. Jackson to comply with the provisions of Rule 955, California Rules of Court.

*Re Rule 955, see above

BSe(1/2)

1. Hartford Insurance Co. group policy - this is an explanation of the question I asked on radio - Claire told us about a group policy which apparently was taken out for p.r. purposes to impress with numbers, at \$1.50 per member, and we listed membership as 8,000. This policy was a liability policy, and it expires April 24, 1978. Mayfield is the agent, is nosy about it, and thought we'd be interested in cancelling (he's angling to find out how many we have). This policy covers people here and in transit, traveling across the states. No claims have ever been filed on it, and Mayfield says that if we renew it, he can get it at \$1.00 per member now, but he will need an inventory of who and how many. We want to know if we should renew. Obviously, most of the people on it are now overseas. I don't know if when we took out the policy originally, whether names were supplied Mayfield of the members in the policy. Harold might remember this. **Please send us an answer via radio before April 24.**
2. Attached is a copy of a letter we've received from Academic Financial Services Association re Sarah's endowment loan; should we pay this? Total bill is \$180, **first payment is due June 1.** Will this cause problems for her degree if we don't pay?
3. Danny Kutulas, Declaration of Costs, Mendocino County: Attached is a form we've received addressed to Danny, "Earth Moving". What do you suggest we do with this? There is a signature line at the bottom; perhaps he should sign it and return it and fill it out saying no longer in operation... **The deadline is April 15.**
4. Don Fields - has an outstanding balance of \$42 in his bank account. This is a joint account with Shireley. Would you please ask them if they want to withdraw this \$, and have them draw up a letter, signed by both of them, if they want to withdraw it, and send it back here. They should request that the balance of the account be sent to them in a cashier's check c/o Eugene Chaikin, P.O. Box 15156, San Francisco. The account no. is 0891-PS13, and the bank is Bank of America, Northridge Office, Box F, Northridge, California. We will forward it on to the bank from here.
5. Wanda Johnson has called again, regarding Danny Pietila's trust account which was managed by Tim Stoen and Chaikin through the Bank of America in Ukiah. She claims hes threatening to sue because we haven't given him his balance. This case has floated back and forth between Chaikin and Bonnie for several months before Chaikin went over; now we have had Bonnie go through the records one more time and she has written a recap sheet of withdrawals, to prove that the trust account has been used up by writing checks to Danny for various expenses he requested. Several bank statements are missing, and to obtain microfilm copies of them to verify the recap sheet, we need a letter from Chaikin authorizing Bonnie or Jean Brown to get these copies. I have attached such a letter. Please have Chaikin sign it. Also see attached a recent opinion issued by the Calif State Bar in reference to attorneys trust accounts for clients. I am afraid that Danny's reason for messing with us on this is that he is being provoked by Stoen; and I think we better clear this matter up as soon as we can to stay ahead in the game. **Please send back this signed letter as soon as possible, we can do nothing more til we get it.**

B52(12)

**ACADEMIC FINANCIAL
SERVICES ASSOCIATION**

A Division of **AFSA** Corporation
DATA

January 31, 1978

Harriet (Randolph) Tropp
P O Box 15157
San Francisco, CA 94117

Dear Borrower:

Our purpose in this letter is to introduce ourselves and to provide you with important information about your Endowment Loan which you obtained from Hastings College of the Law.

Academic Financial Services Association provides a billing and accounting service to your school and will be working with them and you while you repay your loan.

According to our records your current loan balance is \$180.00, your grace period will expire March 1, 1978 and your first quarterly payment of \$45.00 will be due June 1, 1978.

About 20 days before your first payment is due you will receive a bill and a pamphlet which will describe your rights and obligations.

Please do not contact us until you receive this bill even if you have returned to school. You should, of course, write to us if you change your address:

AFSA
P.O. Box 54804 Terminal Annex
Los Angeles, California 90054

In all correspondence please be sure to include your account number: 1819 085-42-9579-1.

Sincerely,

M. Sanders for
Debbie Gill
Account Analyst

BSe (12a)

FORM 571

TO: OFFICE OF ASSESSOR - COUNTY OF MENDOCINO - COURTHOUSE - UKIAH, CA 95482
BUSINESS PROPERTY STATEMENT
DECLARATION OF COSTS AND OTHER RELATED PROPERTY INFORMATION
AS OF 12:01 A.M., MARCH 1, 1978

1978

OWNER NAME
TAXPAYER COPY
DBA
STREET
CITY
LOCATION
CITY

Part I GENERAL INFORMATION
COMPLETE (a) THRU (H) AS REQUESTED
a. Make necessary corrections of the printed name and mailing address.
b. Enter type of business: _____
c. Enter local telephone no. () _____

d. ☐ (v) Check if ownership of land at **LOCATION OF THE PROPERTY** is in your name
e. When did you start business at this location? **DATE** _____
f. Check (v) description of operation at this location:

☐ Retail
☐ Wholesale
☐ Distributor

☐ Manufacturer
☐ Professional
☐ Service

RETURN THIS COPY BY - APRIL 15, 1978
g. Enter location of general ledger and all related accounting records (including ZIP) _____
h. Enter name and telephone no. of person to contact at location of accounting records. _____

ASSESSOR'S USE ONLY

TOTAL FULL VALUE	LAND
	FIXTURES
	OTHER IMPR.
	TOTAL IMPR.
	INVENTORY
	OTHER PERS.
	TOTAL PERS.
	INVENTORY EX.

Part II DECLARATION OF PROPERTY BELONGING TO YOU

Attach Schedule For Any Adjustment To Cost	COST (Omit Cents) (See Instructions)	Full Value
1. Inventory - March 1 (See Instructions)		
2. Supplies (From Line 3)		
3. Equipment (From Line 3)		
4. Equipment Out on, or Held For, Lease or Rent to Others Attach Schedule		
5. Bldgs, Bldg Impr, and/or Leasehold Impr, Land Impr, Land Attach Schedule		
6. Construction In Progress Attach Schedule		
7.		
8.		

Part III DECLARATION OF PROPERTY BELONGING TO OTHERS

Name and Mailing Address of Owner (Attach Continuation Sheet If Necessary)	(SPECIFY TYPE BY CODE NUMBER) 1. Consignments 4. Other Businesses 2. Leased Equipment 5. Lease-Purchase 3. Vending Equipment Option Equipment	Cost to Purchase New (If Available)	Annual Rent (If Applicable)	L I N E N O
9.				9
10.				10
11.				11
12.				12
13.				13

OWNERSHIP TYPE (v)
Proprietorship ☐
Partnership ☐
Corporation ☐
Other ☐

SIGNATURE
Under penalty of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct, and complete and covers all property required to be reported which is owned, claimed, possessed, controlled, or managed by the person named in the statement as of 12:01 a.m. on March 1, 1978. If prepared by a person other than the taxpayer, his declaration is based on all information of which he has knowledge.
Full Legal Name (if Incorporated) _____
Signature of Owner, Partner, Officer, or Authorized Agent _____ Title _____ Date _____ 1978
Signature and Address of Preparer Other Than Taxpayer _____ Date _____ 1978

ASSESSOR'S USE ONLY

SCHEDULE A - COST DETAIL EQUIPMENT

Include equipment expensed and fully depreciated items. Include sales or use tax, freight and installation costs. Attach schedules as needed.

LINE NO	Calendar Year of Acquisition	1.	2.	3.	4.	LINE NO					
		MACHINERY AND EQUIPMENT FOR INDUSTRY, PROFESSION OR TRADE	OFFICE FURNITURE AND EQUIPMENT	TOOLS, MOLDS, DIES, JIGS	OTHER EQUIPMENT Describe						
		COST	ASSESSOR'S USE ONLY	COST	ASSESSOR'S USE ONLY	COST	ASSESSOR'S USE ONLY	COST	ASSESSOR'S USE ONLY		
14	1978									14	
15	1977									15	
16	1976									16	
17	1975									17	
18	1974									18	
19	1973									19	
20	1972									20	
21	1971									21	
22	1970									22	
23	1969									23	
24	1968									24	
25	1967									25	
26	1966									26	
27	1965									27	
28	1964									28	
29	1963									29	
30	1962									30	
31	1961									31	
32	1960									32	
33	1959									33	
34	1958									34	
35	PRIOR									35	
36	TOTAL									36	
37	Add Totals on Line 36 and any supplemental schedules. ENTER HERE AND ON LINE 3, PART II										37

ASSESSOR'S USE ONLY

ADJUSTMENT							
NET FULL VALUE							
FIXTURE	%		%		%		%
PERSOAL PROPERTY							

B51 (1260)

OFFICIAL REQUEST

California Revenue Laws prescribe a yearly ad valorem tax based on property as it exists at 12:01 a.m. on March 1 (tax lien date). This form constitutes an official request that you declare all business property owned, claimed, possessed, controlled, or managed on the tax lien date situated in this county and that you sign (under penalty of perjury) and return the statement to the Assessor's office by the date cited on the face of the form as required by law. Failure to file on time may subject you to a penalty of 10 percent of the assessed value under provisions of the Revenue and Taxation Code.

If you own taxable personal property in any other county whose aggregate cost is \$30,000 or more, you must file a property statement with the Assessor of that county whether or not he requests you to do so. The Assessor of the county will supply you with a form upon request.

THIS STATEMENT IS SUBJECT TO AUDIT.	THIS STATEMENT IS NOT A PUBLIC DOCUMENT. THE INFORMATION DECLARED WILL BE HELD SECRET BY THE ASSESSOR.	IF ANY SITUATION EXISTS WHICH NECESSITATES A DEVIATION FROM TOTAL COST PER BOOKS AND RECORDS FULLY EXPLAIN ALL ADJUSTMENTS.	ASSESSED VALUE IS 25% OF FULL VALUE.
--	---	--	---

INSTRUCTIONS

COMPLETE THE STATEMENT AS FOLLOWS:

Part I GENERAL INFORMATION

Complete items (a) through (h) as requested.

NAME. INDIVIDUALS report surname first, then first name and initial. PARTNERSHIPS enter at least two names. CORPORATIONS report full corporate name. If the business operates under a fictitious name, enter "DBA" and the fictitious name below the legal name.

LOCATION OF THE PROPERTY. Enter the complete street address. Forms for additional business or warehouse locations will be furnished upon request. A listing may be attached to a single property statement for your vending equipment, equipment leased or rented to others, or inventory consigned to others when any such properties are situated at many locations within this county.

LOCATION OF RECORDS - (g and h). If general ledger, journals and other related accounting records are not located as indicated under item g, you may be required to bring said records to your principal place of business in California. Multiple locations of records should be indicated.

Part II DECLARATION OF PROPERTY BELONGING TO YOU.

Report book cost (100 percent of actual cost). Include excise, sales, and use taxes, freight-in, installation charges, and all other relevant costs. Report any additional information which will assist the Assessor in arriving at a fair market value. Include finance charges, where applicable, for self-constructed equipment and for buildings. Do not include finance charges for inventory or for purchased equipment.

LINE 1. INVENTORY. Report all tangible inventories, paid for or not, on hand, in storage, and in transit. A business inventory exemption allowed by law will be computed by the Assessor.

If you have a physical or perpetual inventory as of March 1 and no adjustments are to be made, enter the amount on LINE 1, PART II of the Business Property Statement. If you operate at various levels of trade (i.e., manufacture, wholesale, retail), report an appropriate value added for each successive level. If adjustments are to be made, complete the inventory Schedule shown on the next page and enter the result on LINE 1, PART II.

735e (12/2)

INVENTORY SCHEDULE (follow the instructions listed below)		
Line No.	WHEN USING PHYSICAL OR PERPETUAL INVENTORY, START AT LINE 2	AMOUNT
COMPUTE MARCH 1ST INVENTORY (if book figure not current)		
1	a. Inventory, beginning of fiscal year starting _____ 19____	\$ _____
	b. Add purchases and freight from above date to March 1	_____
	c. Add direct and indirect labor cost from above date to March 1	_____
	d. Add manufacturing expense (burden) from above date to March 1	_____
	e. Total of Lines a through d	_____
	f. Net sales from above date to March 1	\$ _____
	g. Less gross profit % _____	\$ _____
	h. Cost of goods sold (Line f minus line g)	_____
2	MARCH 1ST INV. (Line e minus line h, or physical <input type="checkbox"/> , or perpetual <input type="checkbox"/>)	\$ _____
ANY ADJUSTMENTS MUST BE SHOWN BELOW		
3	ADD Unrecorded inventory not included in Line 2	_____
4	" Freight-in not included in inventory	_____
5	" direct and indirect labor cost not included in inventory	_____
6	" mfg. expense (burden) not included in inventory	_____
7	" unrecorded trade level not included in inventory	_____
8	" other inventory supplies not included in inventory	_____
9	" adjustment from L.I.F.O. to current replacement cost	_____
10	" adjustment from standard cost to actual cost	_____
11	" applicable research and development cost	_____
12	" other (specify) _____	_____
13	Total of Lines 2 through 12	\$ _____
14	DEDUCT interstate or foreign shipments recorded but not on hand *	\$ _____
15	" goods held for transshipment (file exemption claim)	_____
16	" cash, trade, and purchase discounts	_____
17	" inventory consigned to others	_____
18	" inventory out on, or held for, lease or rent to others	_____
19	" other (specify) _____	_____
20	_____	_____
21	_____	_____
22	TOTAL Deductions (Lines 14 through 21)	\$ _____
23	NET INVENTORY (Line 13 minus Line 22, enter here and on Line I, PART II)	\$ _____

* Claim form must be filed, see instructions.

INCLUDE IN INVENTORY:

- (1) Raw materials, work in process, and finished goods held for sale in the ordinary course of business.
- (2) Containers, wrappings, service materials (if title passes at time of sale), and materials which will become a component part of the product you manufacture or sell.

DO NOT INCLUDE IN INVENTORY

- (3) Supplies (see Instructions for LINE 2, PART II).
- (4) Equipment in your inventory account that is out on, or held for, lease or rent to others (see Instructions for LINE 4, PART II).
- (5) Motor vehicles subject to registration or identification under Division 3 or Division 16.5 of the Motor Vehicle Code.
- (6) Inventory or equipment belonging to others (see Instructions for PART III).

INVENTORY CONSIGNED TO OTHERS. If included in your March 1st inventory, deduct your cost of inventory consigned to others on Line 17 of the Inventory Schedule shown on Page 2 of these instructions. Fully explain the deduction on an attached schedule, listing consignee's name, address, location of property, description of property, your cost, and the selling price to the consignee. This listing fulfills the requirement in the instructions for LOCATION OF THE PROPERTY.

B5e (1263)

INSTRUCTIONS FOR COMPLETION OF INVENTORY SCHEDULE

(It is not necessary to include the Inventory Schedule with the Property Statement)

Line 1. Compute March 1st Inventory using the gross profit method (If Book Figure Not Current).

a. Enter the cost, as indicated on your books and records, of the inventory at the beginning of your current fiscal year. Enter the beginning date (month, day, year) of that year. The cost of inventory must include applicable excise and other taxes and freight and handling charges.

b-e. Enter as instructed on form.

f. "Net sales" are gross sales from above date to March 1, less returns and allowances per your books and records.

g. The gross profit percentage is to be from your latest full year's operation.

h. Cost of goods sold (Line 1f minus Line 1g).

Line 2. This figure is Line 1e minus Line 1h or the physical or perpetual inventory as of March 1.

Line 3. Report goods received but not entered on the books (such as goods for which payment has not yet been made, raw materials extracted by natural resource enterprises, or produce held by farmers' cooperatives) and goods in transit to you from a supplier located within the state. Property on consignment to you should be reported in PART III (Property Belonging to Others).

Line 4-6. Enter as instructed on form.

Line 7. If you are operating at various trade levels, as would a manufacturer or wholesaler who also operates at the distributor or retail level, a trade-level adjustment is applicable to your inventory in accordance with Title 18, Section 10 of the California Administrative Code.

Line 8. Deduct from your supplies LINE 2, PART II, and report here all containers, wrappings, service supplies, and supplies which will become a component part of the product you manufacture or sell.

Line 9. The "Last In First Out" method of inventory valuation is not acceptable. Adjust to reflect current replacement cost.

Line 10. Add Adjustment From Standard Cost to Actual Cost.

Line 11. If research and development costs are NOT included in Line 1d or 6, enter here an allocation of research and development costs applicable to work-in-process and finished goods lien date inventories that result in a product satisfactory to put into production.

Line 12. Describe and add any other necessary upward adjustments.

Line 13. Total of Lines 2 through 12.

Line 14. Goods in transit in interstate or foreign commerce are not taxable. If your inventory records reflect the cost of goods in transit in interstate or foreign commerce you must include such costs in Line 2 and deduct them here. No entry is required here if the cost of such goods are not reflected in your inventory records nor in Line 2. "Immunity Claim For Goods In Interstate or Foreign Commerce" must be filed; obtain from the assessor.

Line 15. Personal property manufactured or produced, (1) outside this state and brought into this state for transshipment out of the United States, or (2) outside of the United States and brought into this state for transshipment out of this state, for sale in the ordinary course of trade or business are exempt from taxation. The exemption does not apply to personal property in manufacturing process or production. Such process or production does not include the breaking in bulk, labeling, packaging, relabeling, or repackaging of such property. "Exemption Claim For Goods Held For Transshipment" must be filed; obtain from the assessor.

Line 16. Cash, trade, and purchase discounts classified on your books as other income may be deducted if included in Line 13.

Line 17. If included in your March 1st inventory, deduct your cost of inventory consigned to others. Fully explain the deduction on an attached schedule, listing consignee's name, address, location of property, description of property, your cost, and the selling price to the consignee. This listing fulfills the requirement in the Instructions for LOCATION OF THE PROPERTY.

Line 18. Enter cost of inventory that is on lease or rent to others that is included in Line 13. Report this property on LINE 4, PART II because it is subject to depreciation.

Line 19-21. Report and describe in detail any other deduction.

Line 22. Total Deductions (Add Lines 14 through 21).

Line 23. Deduct Line 22 from Line 13 and enter the balance here and also on LINE 1, PART II.

135a(1244)

LINE 2. SUPPLIES. Report supplies on hand, such as stationery and office supplies, janitorial and lavatory supplies, fuel, sandpaper and other items which will not become a component part of an inventory product. Include medical, legal, or accounting supplies held by a person in connection with a profession that is primarily a service activity. (See Instructions for LINE 1 of the Property Statement and Line 8 of the Inventory Schedule.)

LINE 3. EQUIPMENT. Enter total from Schedule A (see Instructions for Schedule A).

LINE 4. EQUIPMENT OUT ON, OR HELD FOR, LEASE OR RENT TO OTHERS. Report cost on Line 4 and attached schedules showing the following:

- a. Equipment out on lease or rent. (1) Name and address of party in possession, (2) location of the property, (3) quantity and description, (4) date of acquisition, (5) your cost, selling price, and monthly rent, (6) lease or identification number, (7) date and duration of lease, (8) how acquired (purchased, manufactured, other—explain). The inventory exemption is not allowed on this equipment. If the property is used by a free public library or a free public museum or is used exclusively by a public school, community college, state college, state university, church, or a nonprofit college it is exempt from property taxes. A claim for exemption must be filed by March 15, 1978. Obtain the "1978 Lessors' Exemption Claim" from the Assessor.

Equipment on your premises held for lease or rent which you have used or intend to use. Report your cost and your selling price by year of acquisition. The inventory exemption is not allowed on this equipment.

Other equipment on your premises held for lease or rent. Report cost by year of acquisition. The Assessor will allow the inventory exemption.

LINE 5. BUILDINGS, BUILDING IMPROVEMENTS, AND/OR LEASEHOLD IMPROVEMENTS, LAND IMPROVEMENTS, LAND AND LAND DEVELOPMENT. Report on a separate schedule the original or allocated costs (per your books and records) of buildings and building or leasehold improvements; land improvements; land and land development owned by you at this location on March 1st. Enter costs, including cost of fully depreciated items, by calendar year of acquisition and total each column. Do not include items that are reported in Schedule A. Enter the total on PART II, LINE 5.

Segregate the buildings and building or leasehold improvements into the two requested categories (items which have a dual purpose will be classified as structures):

STRUCTURE ITEMS, Column 1

An improvement will be classified as a structure when its primary use or purpose is for housing or accommodation of personnel, personality, or fixtures and has no direct application to the process or function of the industry, trade, or profession.

Air conditioning (except process cooling).
 Boilers (except manufacturing process).
 Central heating & cooling plants.
 Craneways.
 Elevators.
 Environmental control devices (if an integral part of the structure).
 Fans & ducts (part of an air circulation system for the building).
 Fire alarm systems.
 Partitions (floor to ceiling).
 Pipelines, pipe supports & pumps used to operate the facilities, of a building.
 Pits not used in the trade or process.
 Railroad spurs.
 Refrigeration systems (integral part of the building).
 Refrigerators, walk-in (excluding operating equipment) which are an integral part of the building.
 Restaurants - rough plumbing to fixtures.
 Safes - imbedded.
 Signs which are an integral part of the building (excluding sign cabinets (face & lettering)).
 Silos or tanks when primarily used for storage or distribution.
 Sprinkler systems.
 Store fronts.
 Television & radio antenna towers.

FIXTURE ITEMS, Column 2

An improvement will be classified as a fixture if its use or purpose directly applies to or augments the process or function of a trade, industry, or profession.

Air conditioning (process cooling).
 Boilers (manufacturing process).
 Burglar alarm systems.
 Conveyors (to move materials and products).
 Cranes - traveling.
 Environmental control devices (used in production process).
 Fans & ducts (used for processing).
 Floors, raised computer rooms.
 Furnaces, process.
 Ice dispensers, coin operated.
 Machinery (dms. & pits (not part of normal flooring (dms)).
 Partitions (less than floor to ceiling).
 Pipelines, pipe supports, pumps used in the production process.
 Pits used as clarifiers, skimmers, sumps & for greasing in the trade or manufacturing process.
 Plumbing - special purpose.
 Power wiring, switch gear & power panels used in mfg. process.
 Refrigeration systems (not an integral part of the building).
 Refrigerators, walk-in, unitized, including operating equipment.
 Restaurant equipment used in food & drink preparation of service (plumbing fixtures, sinks, bars, soda fountains, booths & counters, garbage disposals, dishwashers, hoods, etc.).
 Scales including platform & pit.
 Signs - all sign cabinets (face) & free standing signs including supports.
 Silos or tanks when primarily used for processing.

435e (12 & 5)

Additions - Describe in detail and show the cost of all additions made between March 1, 1977 and the close of business on February 28, 1978. Do not include items reported as unallocated construction in progress on LINE 6.

Retirements - Describe in detail and show the original year acquired and the cost of acquisition of all retirements made between March 1, 1977 and the close of business on February 28, 1978.

LINE 6. CONSTRUCTION IN PROGRESS. If you have unallocated costs of construction in progress for improvements to land, machinery, equipment, furniture, buildings or other improvements, or leasehold improvements, attach an itemized listing. Include all tangible property, even though not entered on your books and records. Enter the total on LINE 6, PART II.

LINES 7-8. Report tangible property not reported elsewhere.

Part III DECLARATION OF PROPERTY BELONGING TO OTHERS.

1. **CONSIGNMENTS:** Report your cost had you purchased the property; do not include in PART II or in the Inventory Schedule on Page 2 of the instructions.
2. **LEASED EQUIPMENT:** Report the year of acquisition and the year of manufacture if known, the total installed cost to purchase, including sales tax, and the annual rent; do not include in Schedule A.
3. **LEASING EQUIPMENT:** Report the model and description of the equipment; do not include in Schedule A.
4. **OTHER BUSINESSES:** Report other businesses on your premises.
5. **LEASE-PURCHASE OPTION EQUIPMENT:** Report here all equipment acquired on a lease-purchase option on which the final payment remains to be made. Enter the year of acquisition, the year of manufacture if known, the total installed cost to purchase (including sales tax) and the annual rent. If final payment has been made, report full cost in Schedule A.

SCHEDULE A - COST DETAIL: EQUIPMENT

LINES 14-36. Enter in the appropriate column the cost of your equipment segregated by calendar year of acquisition, include short-lived or expensed equipment. Total each column. Report full cost; do not deduct investment credits, trade-in allowances or depreciation. Include equipment acquired through a lease-purchase agreement at the selling price effective at the inception of the lease and report the year of the lease as the year of acquisition. (If final payment has not been made, report such equipment in PART III.) Report self-constructed equipment used by you at the proper trade level in accordance with Title 18, Section 10, of the California Administrative Code. Segregate and report on LINE 4, PART II the cost of equipment held for lease, or out on lease.

Exclude motor vehicles licensed for operation on the highways. However, you must report overweight and oversized rubber-tired vehicles, except licensed commercial vehicles and cranes, which require permits issued by the Department of Public Works to operate on the highways. If you have paid a license fee prior to March 1st on these large vehicles, contact the Assessor for an "Application for Deduction of Vehicle License Fees from Property Tax" and file it with the Tax Collector. Report overweight and oversized vehicles in column 4, Other Equipment.

If necessary, asset titles in Schedule A may be changed to better fit your property holdings, however, the titles should be of such clarity that the property is adequately defined.

LINE 37. Add totals on LINE 36 and any supplemental schedules. Enter the same figure on LINE 3, PART II that you entered in the box.

NORTHridge OFFICE
NORTHridge CALIF

JAN 10, 1978
213-344-2170

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922 6418

EUGENE CHAIKIN, Attorney-at-Law
Post Office Box 15156 San Francisco, California 94115

Bank of America
Ukiah Office
P.O. Box 299
Ukiah, California 95482

Re: Account No. [REDACTED] Savings
Account No. [REDACTED], Trust Account Daniel L. Pietila

Dear Sirs:

Would you please release to Bonnie Beck and/or Jean F. Brown copies of bank statements which they may request in reference to the above Trust Account and Savings Account, to assist them in compilation of a summary of these accounts for our records. Thank you.

Sincerely,

Eugene Chaikin

B3e (rd)

FORMAL OPINION NO. 1975-36

44110, 10/16/1977
December 1977 January 1978

(Adopted by Committee on Professional Ethics of the State Bar of California)

SUBJECT: Preserving identity of funds, trust accounts, commingling.
DIGEST: It is improper for an attorney to transfer clients' funds held in a trust account to the attorney's general account even if the client can no longer be located.
RULES: Rule 8-101
ABA CODE: DR 9-102 (former Canon 11)
STATUTES: CCP 1518

The Committee has been requested to render an opinion as to the status of monies long held in a trust account of a legal aid society, the attorneys having been unable in good faith to locate said clients. The attorneys wish to be advised with respect to the propriety of transferring said trust funds to their general account, with the express provision that said amounts will be payable to said clients when and if said clients appear to claim the monies. For reasons hereinafter stated, the Committee is of the opinion that such transfer would be improper.

The applicable provision of the Rules of Professional Conduct of the State Bar, as adopted by the Board of Governors and approved by the California Supreme Court effective Jan. 1, 1975, is Rule 8-101 which, in relevant part, reads as follows:

"Rule 8-101. Preserving Identity of Funds and Property of a Client.

(A) All funds received or held for the benefit of clients by a member of the State Bar or firm of which he is a member, including advances for costs and expenses, shall be deposited in one or more identifiable bank accounts labelled 'Trust Account', 'Client's Funds Account' or words of similar import, maintained in the State of California, or with written consent of the client, in such other jurisdiction where there is a substantial relationship between his client or his client's business and the other jurisdiction and no funds belonging to the member of the State Bar or firm of which he is a member shall be deposited therein or otherwise com-

(1) Funds reasonably sufficient to pay bank charges may be deposited therein.

(2) Funds belonging in part to a client and in part presently or potentially to the member of the State Bar or firm of which he is a member must be deposited therein and the portion belonging to the member must be withdrawn at the earliest reasonable time after the member's interest in that portion becomes fixed. However, when the right of the member of the State Bar or firm of which he is a member to receive a portion of trust funds is disputed by the client, the disputed portion shall not be withdrawn until the dispute is finally resolved . . ."

No other exceptions are either noted or, by inference, approved. The relevant portions of ABA Code DR-9-102 are identical to the above quoted portion of Rule 8-101.

ABA Informal Opinion No. 991 (1967) held that an attorney may not even offset the expense of running a trust account by putting trust funds in a separate savings account, stating:

"The language of this Canon (former Canon 11) is too plain to receive or permit interpretation. When the Canon states that money of the client or collected for the client or other trust property coming into the possession of the lawyer should not under any circumstances be used by him, it means exactly what it says . . ." (Emphasis added by the Committee)

The Committee suggests that said unclaimed monies may be subject to distribution pursuant to California Code of Civil Procedure 1518. The Committee observes that if the provisions pertaining

to trust funds contained in the Unclaimed Property Law (Code of Civil Procedure (Sections 1518 et seq)) were followed, the Committee would see no impropriety.

This opinion is issued by the Committee on Professional Ethics of the State Bar and is advisory only. It does not bind the State Bar of California, its Board of Governors, any of its disciplinary boards, or any member of the State Bar.

Committee on Professional Ethics
of the State Bar of California

RESIGNATIONS
ACCEPTED WHILE
DISCIPLINARY
MATTERS PENDING
December 31, 1977

The address appearing below is the last street address as shown by State Bar membership records.

The Supreme Court has accepted the voluntary resignation of the following member of the State Bar without prejudice to further proceedings in any disciplinary matters pending against him should he thereafter seek reinstatement.

The effective date of the order is shown

ARMENIA THEOPHILUS JACKSON, 2946 Grove Street, Berkeley, California 94703, effective December 26, 1977. The Court further ordered Mr. Jackson to comply with the provisions of Rule 955, California Rules of Court.

*Re Rule 955, see above

BSE(122)

Jim - Paul

1/7/78 from June

Harry Williams, et al.

Lawsuit:

Lou Gage, real estate agent, said today on the phone that those named in the lawsuit are Peoples Temple, Grubb & Ellis real estate company, Safeco Title Company, and Lou Gage, real estate agent.

The property is 119 Lobos Street, S.F. It was sold to Lou Gage and Mae Gage in March 1977. The lawsuit claims Williams never knew they were signing a deed; that they signed a blank piece of paper, and that the notarization is false. (The notary public was Martha Klingman.)

History of the property:

December 30, 1975 Harry and Rosemary signed a deed conveying their interest in the property to P.T., the deed is notarized by Grace Stoen. BUT this deed was never recorded and the property remained in the names of the Williams up until the time of sale in 1977. (Safeco Title Co. prepared a preliminary title report in February 1977, which traces the history of the property, and which indicates that as of February 1977 the property was still in the name of the Williams.)

In February 1976 Johnny Smith started working on the property to make improvements in order to sell it.

In March 1976 Chaikin sent a memo to Tish saying the church should pay the mortgage payments on this property for December, January and February in the amount of \$82 each, and that these payments should be made from church funds because the property had been donated to the church and was going to be rehabilitated with church funds for sale. He also directed Tish to make regular \$82 mortgage payments thereafter.

In August 1976 Lou and Mae Gage offered to purchase the property. They put a deposit down of \$100 and JEAN BROWN SIGNED THE SELLER'S ACCEPTANCE of the offer, as Assistant Secretary of Peoples Temple. (REMEMBER: P.T. does not own this property.)

There were negotiations back and forth for a long time about price and improvements, and it was not until March 1977 that the sale actually happened.

March 16, 1977 Harry and Rosemary Williams signed Escrow Instructions for Safeco Title Company agreeing to the sale of this property to Lou and Mae Gage. We have their original signatures on these instructions in our file. There is also a Joint Tenancy Grant Deed signed by Harry and Rosemary Williams, dated March 16, 1977, and notarized by Martha Klingman, conveying their interest in the property to Lou and Mae Gage.

There is a corporate resolution in the file, signed by Jean Brown as Assistant Secretary for P.T., saying that the Board of Directors of P.T. agreed at a meeting held 11/11/76 that this property be sold to Lou and Mae Gage.

The confusing thing in this file is why P.T. would sell this property if Williams still have legal access to prop?

BSL(13)

When I talked with Lou Gage this morning on the phone, he was surprised that Peoples Temple had not yet been served with the papers. He said that the woman who had called last week about the lawsuit, Marta Elliot, was the attorney for Grubb and Ellis.

Lou Gage left Grubb and Ellis about 4 months ago, works on his own.

He said he remembered back before the newspaper articles began coming out, when a reporter from the newspapers, Chronicle he thinks, called him, someone by the name like Kildrew, Kildall.....

The reporter wanted to know how Gage was involved with property sales with Peoples Temple. The reporter said he represented the Williams' daughter or son. Gage told Kilduff he was agent for Eugene Chaikin, to sell some of the property for Peoples Temple. Gage told Kilduff to get in touch with Gene Chaikin and/or Jean Brown and/or Bea Morton.

Kilduff told Gage he had been to the Temple at some time in the past.

Gage remembers about the property involved, he talked to "Tri-Smith" (this is John Smith who was making improvements on the property) who was a member of Peoples Temple, and who said there was some property that Jim Jones wanted to get rid of. Lou Gage said he called Gene Chaikin and "we got together..."

95a(13a)

Harry Williams, et al. p. 2

Other stuff, not concerning the lawsuit

When the Williams went over, they turned in several personal papers, and bills to be paid. We paid their bills til they returned, and continue to pay one bill still. They turned in \$906.23 when they went over; we have paid out \$1160.20 as of 12/77. We have receipts for all the bills we paid.

They also turned in an original handwritten will of an aunt who had named some of them as beneficiaries; this will was put in the will file in the original deeds. When they returned from Guyana, Rosemary & Yulanda asked several times for this will to be returned to them.

Before they went over, they received refunds from the balance of their Peoples Temple Federal Credit Union accounts. (Rosemary got \$130.82; Harry got \$51.98.) Then when they came back they claimed they never got refunds and we were still holding the money. It turned out the bank statement for the month that they got their refunds before they went over was lost in the mail before it arrived here, so we had no cancelled checks proving that they had already received their refunds. We wrote to the bank - microfilms of the checks, but it took awhile and to soothe hostilities, we paid the Williams \$130.82 and \$51.98 -shortly after that we got a microfilm copy of the \$130.82 check from the bank, the one that had been cashed before they went over to Guyana. So they actually got their refunds twice.

Betty McCann says we still have the pinck slip and registration papers on the cadillac that Harry Williams is driving.

4352(134)

1) Received the crates okay.. Not necessarily so on the "short forms" --some will be filing long forms --wait for items being mailed out of here next week. (I would not mention tax returns are being mailed now..it will alert USA to watch our mail more carefully than usual..)

2) ~~Need the items~~ ^{put} in the crates from the files. Send the manila folders from them in a separate crate; take the folders and put each batch in a separate ~~white~~ white, opaque plastic bag and tape it shut.. The opaque bags can be gotten from Safeway. IS WORTH THE COST!!!

Repeat: Folder by folder. Take the material out of a folder and place it in an opaque plastic bag...seal it with heavy duty tape. This will decrease the weight and will remove the defining captions from the material...the crates will hold more material this way... SEND THE FOLDERS "AFTER" THE CRATES HAVE ARRIVED HERE WITH THE MATERIAL IN IT.. I HAVE REASON FOR SAYING THIS...FOR DOING IT THIS WAY...

- (1) --no -- burn them well!
- (2) --Yes --but send those in luggage that is carried topside..Seal in individual envelopes address to TISH LEROY ONLY VIA BUFORD OR KATSARIS...
- (3) --Fine the way you did the others. Yes, send them. Put them in the manila envelopes. This can be sent in a duffle bag if entire contents is placed in a large, heavy duty clear plastic bag, so it is airtight from water which could happen in hold of our boat coming up the river. --it leaks a little.

NOTE: ALL ACCOUNTING PAPERS, WORKSHEETS, ETC--otherthan receipts, should be shipped in crates only and placed in the heavy duty plastic bags inside of that. GET THE P. T. AND APOSTOLIC ITEMS OVER EARLY IMMEDIATELY...ALL SHOULD COME OVER SOON AS POSSIBLE. BY USING NO MANILA FOLDERS, AND ~~SEE~~ EACH INDIVIDUAL FOLDER IN A ~~SEPARATE~~ PLASTIC BAG...and sealed with the strong brown tape. or masking tape.

(I cannot stress enough to send me the records of the work I did with Sandy!)
--all of it! she will recognise it.
3) a--acct closed. Not a tax issue any more. It has been handled. Was not his income to start with.

Church contribution receipt only..nothing more! Rents and food are not deductible. Records were stolen in May 76 as I recall..tl
Tell ~~EDWARD~~Alfreda to send me (radio) referring to this report, item 3b...for name., the EARNINGS, FICA TAX, WITHHOLDING TAX, STATE INCOME TAX WITHHELD, STATE CHH WITHHELD --on receipt of this, I will do the returns and you can give it back to them either short or long form, by the #of item on the return.

o-I am responding individually to this batch; it came in today. Tell them we are doing the returns here. Don't pay anything unless specifically directed to.. Will itemise any payments and why..

- 4) If there is any of the problem mentioned in lines 7 and 8 of this paragraph, would only mean a tax assessment; not illegal for churches to do--the catholic church has more of this than any church on planet.. Is not the issue! Political is the issue. Gene and I agree on this.
- 5) Will bring you a detailed memo on this..NEEDS VERY CAREFUL, AND SPECIAL INSTRUCTIONS.
- 6) Failure to file his taxes--as listed here--would be all the MORE REASON THAT HE SHOULD WANT TO LEAVE THE COUNTRY...No problem filing from here..people file from any place on the globe..the U.S.govt has made this VERY SIMPLE and even extendsthe time... TO MY KNOWLEDGE he never got the 76 information.
Better to get him out of there and down here if possible.

35e(14)

7-Edwards form

8) I agree with Ed on this.. the letter after May 1976 refers to all contributions received prior to this date. We had the church records stolen. We do recall that she was a good contributor --and regularly, our treasurer seems to recall.. However for contributions under \$100 we asked them to get receipts..if they needed it.. or to save their canceled checks.

For the amounts she gave by check, her old bank statements would list the 150.00 items clearly, and the photocopy system of bank could retrieve them from their micro film system. WE HAVE NO WAY OF VERIFYING ANYTHING ELSE.. And, she can't amend prior returns without IRS permission --and they are not likely to give her "permission" to amend without damage to us in some way...I WOULD HOLD THE LINE CAN STATE WE KNOW SHE CONTRIBUTED, THE TREASURER REMEMBERS, BUT HAVE NO AMOUNT.. As to the personal items..those records were stolen also, that recorded it..If she asked for no receipt, we would not have given one.

9) I agree with Ed. tl

IN RE ITEM #6 --TELL THEM TO PHOTOCOPY ALL TAX RECORDS THEY REFER TO.. I PRESUME SHE MEANS EILEEN'S 76 INCOME SINCE HER 77 returns not yet done.. Also, I did not do any income figures--Harold and Eileen were handling this; I was doing Apostolic from Feb 77 on thru August 15... I did none of the 76 returns...unless I did something after Aug 15-77... not likely! Send down photocopies and I will sift it out..THAT IS TOO TOUGHY FOR HER TO DEAL WITH WITHOUT HISTORY OF PREVIOUS AUDIT EXPERIENCE...SEND ME THE PAPERS IN DAD'S NEXT CASE COMING DOWN. URGENT TO DO THIS. TOO MUCH \$\$\$ INVOLVED.

Baford: Dad mentioned "quick Sale" --she should get that place sold and get Claire out of there. Let me then deal with the engitors by mail--would be much better! I will probably put in for another extention just to delay the matter, using excuse Richard is not there, and his former accountant is working on getting it all together, and he will return to settle it (L I E...but will tell them this later so they will not tie up anything or stop her from leaving)

Law Office Report #22 Mayon 27, 1978 Page 1 ----- from June

This report concerns the shipment of supplies to Fish which is coming via Ujara in crates #107, 108 and 109, labeled Ben Barrett, Kathy Barrett and Bonnie Barryman/ and some separate items which are being shipped with this report because they need to be taken care of soon and the supplies being sent over will take awhile to sort through.

28

was
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mail
not
near

setish

*Don't send me
in clapped bags -
the fellow who
was in the
way of the
to help with
it!*

Handwritten notes on the left margin of the document:

under:
- Confidentiality delay for the
on application when person
return when person
are out of the country
B5a(Ha)

3. Individual tax problems:

a. [redacted] Hopefully this will be resolved by the time it gets to you, but here's what I've been trying to say on the radio: [redacted] were married, divorced in 1977. During the marriage, there was a trust fund set up consisting of her estate. Interest accrued on that trust fund, and every month or so statements would come in from the bank telling about the account, and interest accumulated. No one here seems to know what ever happened with that account, whether it was closed down or what, and if that happened in 1977. [redacted] is going to file the long form and itemize his deductions, including interest on savings. Does this trust account still figure in the itemizations for 1977? How would we or he go about finding out the interest accumulated in 1977, if any? Where would we look on this end? I have the estate file for [redacted], but the latest receipts from the bank are dated 12/76.

[redacted] also wants receipts from us for his rent, food, medical expenses and church donations. The donations are simple; I can do the standard donation letter I have been doing, based on 10% estimation. However, since our records were stolen in May, 1977, and that is just about the time he left, how are we to supply receipts for such itemizations without being inconsistent? Can we just make estimations and give the same reason as we do in the church donation letter?

b. [redacted] wants to do long form and itemize deductions, and wants same as [redacted] receipts from us re rent, food, church donations. The general problem is: what do we do with communal people who work and want to file long form to itemize deductions? I do not believe there are many if any besides her and [redacted] at least none have come to us yet. But [redacted] is becoming very difficult to deal with on this issue, and says she'll go to H&R Block. I am going to tell her to see H&R Block and find out what they need for itemizations, then come back and tell us specifically. But I anticipate it will be much like [redacted]'s case, and would like some kind of guidance on how to deal with such cases.

c. We are returning to you the problems which we first listed on law office report #7, 12/22/77, plus some additions, as these people are all over there and should be dealt with over there. The additions are Leon Perry, a bill for \$135 from IRS, which Harold originally asked Fish about and no response has been sent in from here; a notice to Walter Cartmell, which does not appear to be a charge but an informational notice about a previous return he filed which required some corrections; a charge to Annette Jones of \$686 for incorrect 1975 return. The rest are those we already wrote you about: Robert & Vernetta Christian; [redacted] Sam Edwards (Howell); Alvaray Satterwhite; Mary Shavers; Cleve & Marion Brimney; Al & Mary Tachetter. These may be easier to deal with after you have located their individual income tax files which are coming to you via Ujara.

- (2) Let me know (1) name (2) earnings (3) that (4) total 2200 + int. (5) date/late 2 in with hold (6) total CD paid - will do return 1 and back to the front 1 original figures but own rule
- (3) Let it be - 24/ respond to 57.

BSL/HK

4. Discussions with Marshall Bentzman re auditor P.T. He is presently researching issue of right of feds to search records of churches; Martha is writing this up in more detail, my general impression is that the feds have the burden of proof and must justify their reasons for examining church records; that they can only examine in order to determine that the church is indeed a church and functioning as such; and the magic key is the suspicion that the church may be practicing in unrelated business income. This is not new to us, but I agree with his approach in saying that we would defend all the way; we should not acquiesce but instead demand that they prove their intentions first. This is all for the purpose of dragging the thing on. Tonight I xeroxed pieces of the IRS Code, which may have already been reviewed by Ed and Sarah; also attached is a copy of the Scientology case which found that the summons issued by the IRS to examine records was insufficient; that the Scientologists case raised sufficient doubt about the IRS's intent and harassment. IRS Code section (605) deals with restrictions on examination of church records by IRS; USA v. Church of Scientology case is attached. As Bentzman explained, looking at the Code this way is only piecemeal and to get a real picture of the whole thing requires a lot of background research. You can tell Ed and Sarah that I tried to "sheparadize" the Scientology case but could find nothing; that does not mean that there was nothing, there may well have been recent decisions but we were in a rush at Eric's and I didn't have time to get into it. We should ask Bentzman; he did hint that he will be writing up some opinion letters on this whole area of unrelated business income which will include the Scientology case.

5. Audit of the Ranch: attached is a copy of the letter received by the ranch. Bonnie tells us they have been given an extension til June '78 to produce information and records. She is now combing through all the old records we have been able to find and will be preparing recap sheets, etc. and compare to those already in existence. One of the problems that has come up was that Harold's and Tish's figures didn't jive for the 1977 income and disbursements; also, Bonnie can't understand why Tish's figures of income seem to be based on more patients than there were in actuality. Trans income

6. David Smith: The reason he gave us which he would not elaborate on on the radio which he says will keep him here 18 months is that he never filed his income taxes for 1972 through the present. However, we don't really believe that is the real reason, as he was looking for excuses after we (me and Sandy) explained that people can file their taxes in Guyana, there's no problem with that. He obviously wanted an out to remain here. He said that Tim Stoen had advised him in the past not to file his taxes because of his receipt over the years of increments on the property and estate to which he is an heir in Colorado along with 5 other relatives. After we put aside the tax reason, he said he wanted to get a job. We asked why he didn't want to see his children; he said they weren't his children, he'd given to the temple, and anyway at least 2 of them he doubted were his anyway. Looking in the tax files, I came across the application he apparently filed for extension of time to file IRS return in 1976, and his letter to

BSL(HC)