

June 3, 2015

Ms. Telma Moreira
Contra Costa County Department of Conservation and Development
30 Muir Road
Martinez, CA 94553

Re: Financial concerns regarding applicant for proposed Creekside Memorial Park Cemetery (LP05-2096)

Dear Ms. Moreira,

We believe that the applicant for the proposed Creekside Memorial Park Cemetery, Mr. Sidney Corrie, Jr., has demonstrated a consistent lack of financial judgment that would affect his ability to establish and operate the proposed cemetery. As a result, the proposed cemetery would have a high likelihood of becoming a public nuisance. We have documented our concerns to Mr. Demian Hardman in two earlier memos dated 6/17/2010 and 1/11/2013 (attached). We have since learned of additional financial issues of which you should be aware. These most recent financial issues are based on nine documents recently obtained from the Contra Costa County Recorder's Office (attached). These documents show that in 2010 and 2011, two banks foreclosed on the applicant's property at 333 Corrie Place, Alamo. Although these foreclosures were eventually rescinded, it appears that ownership of the residence was transferred to a trust and the property is no longer owned by the applicant; it is currently on the market. The fact that the applicant took these actions is troubling.

Our concern is that these latest financial transactions, especially when added to those documented in our two earlier memos, show an ongoing, irresponsible pattern of behavior by the applicant toward financial matters. We believe that the applicant's behavior would be no different should he be allowed to proceed with the proposed cemetery development. This pattern of behavior should lead the Board of Supervisors to deny the requested permit for the proposed cemetery, since the financial risk would violate County ordinances 88-2.404(b) and 26-2.2008.

We request that the Contra Costa County Department of Conservation and Development conduct a thorough investigation of the applicant's financial affairs before considering his application.

Here is a recap of the nine documents showing financial transactions related to the residence at 333 Corrie Place, Alamo, California (APN 197-050-029) (NineDocs2010to2014.pdf):

1. Document # 2010-0255479-00: Notice of Default and Election to Sell under Deed of Trust; dated 11/10/2010; recorded 11/15/2010; 2 pages. Amount past due: \$97,437.75 as of 11/10/2010 for loan number 3187580 Fremont Bank; original loan amount \$2,100,000.

2. Document # 2011-0037917-00: Notice of Trustee's Sale, dated 2/17/2011; recorded 2/18/2011; 2 pages. Estimated total indebtedness: \$2,309,748.29 for loan number 3187580, Fremont Bank; public auction to be held 3/18/2011.
3. Document # 2011-0056982-00: Notice of Default and Election to Sell under Deed of Trust Important Notice; dated 3/17/2011; 2 pages. Amount past due: \$31,688.88 as of 3/24/2011 for loan number 3113024/CORRIE Fremont Bank (note this is a different loan than in the two documents above).
4. Document # 2011-0058205-00: Notice of Trustee's Sale; dated 3/18/2011; recorded 3/21/2011; 2 pages. Estimated total indebtedness: \$2,321,202.13 for loan number 3187580 (the same as in the first two documents above); public auction to be held 4/18/2011.
5. Document # 2012-0097062-00: Notice of Trustee's Sale; dated 4/26/2012; recorded 4/27/2012; 2 pages. Estimated total indebtedness: \$2,492,837.51 for loan 3187580 (the same as in documents 1, 2, and 4 above); public auction to be held 5/23/2012.
6. Document # 2012-0275874-00: Notice of Rescission of Notice of Default; dated 10/30/2012; recorded 10/31/2012; 1 page. For loan 3187580 (ref. documents 1, 2, 4, 5 above).
7. Document # 2012-0279131-00: Notice of Rescission of Declaration of Default and Demand for Sale and Notice of Default and Election to Sell; dated 10/31/2012; recorded 11/2/2012; 1 page. For loan 3113024/CORRIE (ref document 3 above).
8. Document # 2014-0112265-00: Deed of Trust with Assignment of Rents; dated 2/19/2014; recorded 7/9/2014; 5 pages. Beneficiary of trust is Gagen, McCoy, McMahan, Koss, Markowitz & Raines; trust secures payment of \$600,000 for "legal representation agreement dated 2/2/10."
9. Document # 2014-0105494-00: Deed of Trust, Assignment of Rents, Security Agreement and Fixture Filing; dated 6/26/2014; recorded 6/27/2014; 24 pages. Beneficiary of trust (Lender) is Robhana, Inc. (606 S. Olive St., Suite 600, Los Angeles, CA 90014, attn. Robert Hanasab).

Thank you for your attention to these concerns.

Bill and Holly Newman

Attachments: Newman01-11-2013.pdf; Newman06-17-2010.pdf; NineDocs2010to2014.pdf