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**Item 32 on Today's BOS Agenda -Legistar #17-0812 -- Thomas Austin v. County of El Dorado**

1 message

**Mark Leonardo** <mleonardo@kuzyklaw.com>

Tue, Jul 25, 2017 at 9:04 AM

To: michael.ciccozzi@edcgov.us

Cc: jim.mitrisin@edcgov.us, bosone@edcgov.us, bostwo@edcgov.us, bosthreee@edcgov.us, bosfour@edcgov.us, bosfive@edcgov.us

Dear Mr. Ciccozzi:

It is my understanding that County Counsel is recommending that the County Auditor transfer \$1,738,070.04 MFA funds from the County to EDH CSD. It is also my understanding that these are unexpended funds that are part of the MFA litigation by my clients, Thomas and Helen Austin, and are monies that should be refunded to the property owners of record. If this transfer is made, we maintain that it would constitute an illegal or extra legal act in violation California *Government Code* section 66000 *et seq.*

My clients are not in favor of this action and protest same. It is our position that if the funds are transferred, the County as well all parties concerned and connected in such an act, will be held accountable for damages in a sum at least equal to the amount of such transfer as those funds should instead be transferred to the property owners of record.

Please govern yourself accordingly.

Mark J. Leonardo, Of Counsel  
**KUZYK LAW, LLP**  
1700 W. Avenue K, #102  
Lancaster, CA 93534

(661) 945-6969 (Office)  
(818) 400-4848 (Cell)  
(310) 317-7261 (Fax)

Website: [www.KuzykLaw.com](http://www.KuzykLaw.com)