



OFFICE OF THE
DISTRICT ATTORNEY
EL DORADO COUNTY, CALIFORNIA

VERN PIERSON, DISTRICT ATTORNEY

778 Pacific Street, Placerville, CA 95667 (530) 621-6472 Fax (530) 621-1280
1360 Johnson Blvd., Suite 105, South Lake Tahoe, CA 96150 (530) 573-3100 Fax (530) 544-6413
www.eldoradoda.com

MEMORANDUM

DATE: September 3, 2020

TO: El Dorado County Treasurer

RE: Turnover of seized property pursuant to Penal Code section 1420

\$6,360.00 US CURRENCY

Case No.: **S14CRF0012**

Case Name: **People v. Jesus Torres Cruz and Marleni Leonor Fuentes-Perez**

FROM: Erin Tognetti, Deputy District Attorney

On January 20, 2014, law enforcement drug task force, SLEDNET (“**SLEDNET**”) seized Six Thousand Three Hundred Sixty Dollars (\$6,360.00) (the “**Property**”) from defendant Jesus Torres Cruz (“**Cruz**”) in relation to criminal case no. S14CRF0012. Cruz’s criminal case was disposed of through a plea agreement entered on April 1, 2014. On August 17, 2015, the Court ordered the Property be returned to Cruz. (See **Exhibit A**.) On August 28, 2015, the County of El Dorado issued check no. 045108 in the amount of \$6,386.80, representing the Property plus \$26.80 in interest. That check was delivered to the El Dorado County District Attorney’s Office (“**DA**”) to facilitate the return of the Property to Cruz.

The check was mailed to Cruz via certified mail to the address on file but was returned as undeliverable on November 19, 2015. Since that time, DA Investigator James Applegate has made multiple attempts to locate Cruz, including leaving voice messages on various phone numbers, but has been unsuccessful in locating Cruz. The original check issued by the County has expired.

Penal Code sections 1420, 1421, and 1422 state:

1420. All money received by a district attorney or clerk of the court in any criminal action or proceeding, the owner or owners of which are unknown, and which remains unclaimed in the possession of the district attorney or clerk of the court after final judgment in the criminal action or proceeding, shall be deposited with the county

treasurer. Upon the expiration of two years after the deposit, the county treasurer shall cause a notice pursuant to Section 1421 to be published in the county **once a week for two successive weeks** in a newspaper of general circulation published in the county.

1421. The notice shall state the amount of money, the criminal action or proceeding in which the money was received by the district attorney or clerk of the court, the fund in which it is held and that it is proposed that the money will become the property of the county on a designated date **not less than 45 days nor more than 60 days after the first publication of the notice.**

1422. Unless some person files a verified complaint seeking to recover all, or a designated part, of the money in a court of competent jurisdiction within the county in which the notice is published, and serves a copy of the complaint and the summons issued thereon upon the county treasurer before the date designated in the notice, upon that date the money becomes the property of the county and shall be transferred by the treasurer to the general fund.

The Property was received by the DA in a criminal action in which final judgment has occurred and the owner's whereabouts remain unknown. Therefore, pursuant to Penal Code section 1420 et. seq., the Property, plus all calculated interest, shall be deposited with the El Dorado County Treasurer for disposition pursuant to statute. The criminal case was adjudicated in South Lake Tahoe so publication should be made in the Tahoe Daily Tribune.

Should you have any questions, please feel free to contact our office.

Thank you.

1 VERN R. PIERSON
2 El Dorado County District Attorney
3 State Bar #152268
4 515 Main Street
5 Placerville, CA 95667
6 (530) 621-6472

7 Attorneys for Plaintiff

FILED

AUG 17 2015

EL DORADO COUNTY SUPERIOR COURT
BY J. Pacheco
(DEPUTY CLERK)

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF EL DORADO**

10 THE PEOPLE OF THE
11 STATE OF CALIORNIA,

12 Plaintiff,

13 vs.

14 JESUS TORRES CRUZ,

15 Defendant,
16 _____/

CASE: S14CRF0012

ORDER TO RETURN
SEIZED ASSETS

17
18
19 Based upon the foregoing Notice and Declaration, and for good cause therefore
20 appearing, the court ORDERS as follows:

- 21 1. The SEIZED ASSETS of \$6,360.00, plus interest, is to be returned to Real
22 Party in Interest JESUS TORRES CRUZ.

23
24 IT IS SO ORDERED.

25
26 Date: 8/17/15

27 181
28 JUDGE OF THE SUPERIOR COURT

Steven C. Bailey



Estimated Interest Calculation

Interest Calculations for: **Cruz** To Turnover
 Today's Date: **November 30, 2020**

Please Note: Prepared using interest calculation rates received from Treasure / Tax Collector's Office

	Beginning Balance	Monthly Rate	Monthly Interest Accrued	Ending Balance	Converted Annual Rate
Jan 2013	\$0.00	0.0001635	\$0.00000	\$0.00	0.19618%
Jan 2014	\$0.00	0.0001577	\$0.00000	\$0.00	0.18920%
Feb 2014	\$6,247.74	0.0002137	\$0.33373	\$6,248.07	0.25640%
Mar 2014	\$6,248.07	0.0002258	\$1.41055	\$6,249.48	0.27091%
Apr 2014	\$6,249.48	0.0002342	\$1.46345	\$6,250.95	0.28104%
May 2014	\$6,250.95	0.0001964	\$1.22791	\$6,252.18	0.23572%
Jun 2014	\$6,252.18	0.0001964	\$1.22793	\$6,253.40	0.23568%
Jul 2014	\$6,253.40	0.0001763	\$1.10266	\$6,254.51	0.21159%
Aug 2014	\$6,254.51	0.0002075	\$1.29753	\$6,255.80	0.24895%
Sep 2014	\$6,255.80	0.0001429	\$0.89372	\$6,256.70	0.17144%
Oct 2014	\$6,256.70	0.0002201	\$1.37714	\$6,258.07	0.26413%
Nov 2014	\$6,258.07	0.0002078	\$1.30047	\$6,259.38	0.24937%
Dec 2014	\$6,259.38	0.0002339	\$1.46394	\$6,260.84	0.28066%
Jan 2015	\$6,260.84	0.0002483	\$1.55471	\$6,262.39	0.29799%
Feb 2015	\$6,262.39	0.0002188	\$1.37046	\$6,263.76	0.26261%
Mar 2015	\$6,263.76	0.0002497	\$1.56399	\$6,265.33	0.29963%
Apr 2015	\$6,265.33	0.0002721	\$1.70511	\$6,267.03	0.32658%
May 2015	\$6,267.03	0.0002940	\$1.84259	\$6,268.88	0.35282%
Jun 2015	\$6,268.88	0.0002804	\$1.75756	\$6,270.63	0.33643%
Jul 2015	\$6,270.63	0.0002736	\$1.71578	\$6,272.35	0.32835%
Aug 2015	\$6,272.35	0.0003016	\$1.89176	\$6,274.24	0.36192%
Sep 2015	\$6,274.24	0.0003451	\$2.16513	\$6,276.41	0.41410%
Oct 2015	\$6,276.41	0.0003514	\$2.20547	\$6,278.61	0.42167%
Nov 2015	\$6,278.61	0.0002953	\$1.85430	\$6,280.47	0.35440%
Dec 2015	\$6,280.47	0.0003281	\$2.06080	\$6,282.53	0.39375%
Jan 2016	\$6,282.53	0.0003719	\$2.33676	\$6,284.86	0.44633%
Feb 2016	\$6,284.86	0.0003233	\$2.03219	\$6,286.90	0.38802%
Mar 2016	\$6,286.90	0.0004157	\$2.61338	\$6,289.51	0.49882%
Apr 2016	\$6,289.51	0.0004085	\$2.56928	\$6,292.08	0.49020%
May 2016	\$6,292.08	0.0004315	\$2.71475	\$6,294.79	0.51775%
Jun 2016	\$6,294.79	0.0004363	\$2.74668	\$6,297.54	0.52361%
Jul 2016	\$6,297.54	0.0003938	\$2.47978	\$6,300.02	0.47252%
Aug 2016	\$6,300.02	0.0004903	\$3.08882	\$6,303.11	0.58834%
Sep 2016	\$6,303.11	0.0004166	\$2.62582	\$6,305.73	0.49991%
Oct 2016	\$6,305.73	0.0004643	\$2.92799	\$6,308.66	0.55721%
Nov 2016	\$6,308.66	0.0004352	\$2.74559	\$6,311.41	0.52225%
Dec 2016	\$6,311.41	0.0004429	\$2.79556	\$6,314.20	0.53153%
Jan 2017	\$6,314.20	0.0004688	\$2.96010	\$6,317.16	0.56256%
Feb 2017	\$6,317.16	0.0004577	\$2.89137	\$6,320.05	0.54924%
Mar 2017	\$6,320.05	0.0005121	\$3.23650	\$6,323.29	0.61452%
Apr 2017	\$6,323.29	0.0005739	\$3.62894	\$6,326.92	0.68868%
May 2017	\$6,326.92	0.0006404	\$4.05176	\$6,330.97	0.76848%
Jun 2017	\$6,330.97	0.0006470	\$4.09614	\$6,335.07	0.77640%
Jul 2017	\$6,335.07	0.0004102	\$2.59864	\$6,337.67	0.49224%
Aug 2017	\$6,337.67	0.0007207	\$4.56756	\$6,342.23	0.86484%
Sep 2017	\$6,342.23	0.0006787	\$4.30447	\$6,346.54	0.81444%
Oct 2017	\$6,346.54	0.0007171	\$4.55110	\$6,351.09	0.86052%
Nov 2017	\$6,351.09	0.0007935	\$5.03959	\$6,356.13	0.95220%
Dec 2017	\$6,356.13	0.0009214	\$5.85654	\$6,361.99	1.10568%
Jan 2018	\$6,361.99	0.0010594	\$6.73989	\$6,368.73	1.27128%
Feb 2018	\$6,368.73	0.0009741	\$6.20378	\$6,374.93	1.16892%
Mar 2018	\$6,374.93	0.0011616	\$7.40512	\$6,382.33	1.39392%
Apr 2018	\$6,382.33	0.0012800	\$8.16939	\$6,390.50	1.53600%
May 2018	\$6,390.50	0.0012975	\$8.29168	\$6,398.80	1.55700%
Jun 2018	\$6,398.80	0.0013491	\$8.63262	\$6,407.43	1.61892%
Jul 2018	\$6,407.43	0.0013942	\$8.93324	\$6,416.36	1.67304%
Aug 2018	\$6,416.36	0.0014662	\$9.40767	\$6,425.77	1.75944%
Sep 2018	\$6,425.77	0.0013768	\$8.84700	\$6,434.62	1.65216%
Oct 2018	\$6,434.62	0.0014551	\$9.36301	\$6,443.98	1.74612%
Nov 2018	\$6,443.98	0.0015168	\$9.77423	\$6,453.75	1.82016%
Dec 2018	\$6,453.75	0.0017350	\$11.19726	\$6,464.95	2.08200%
Jan 2019	\$6,464.95	0.0019311	\$12.48447	\$6,477.44	2.31732%
Feb 2019	\$6,477.44	0.0017551	\$11.36855	\$6,488.80	2.10612%
Mar 2019	\$6,488.80	0.0020149	\$13.07429	\$6,501.88	2.41788%
Apr 2019	\$6,501.88	0.0019714	\$12.81780	\$6,514.70	2.36568%
May 2019	\$6,514.70	0.0020182	\$13.14796	\$6,527.84	2.42184%
Jun 2019	\$6,527.84	0.0019546	\$12.75932	\$6,540.60	2.34552%
Jul 2019	\$6,540.60	0.0020481	\$13.39581	\$6,554.00	2.45772%
Aug 2019	\$6,554.00	0.0020134	\$13.19582	\$6,567.19	2.41608%
Sep 2019	\$6,567.19	0.0018950	\$12.44483	\$6,579.64	2.27400%
Oct 2019	\$6,579.64	0.0018312	\$12.04864	\$6,591.69	2.19744%
Nov 2019	\$6,591.69	0.0017367	\$11.44779	\$6,603.14	2.08404%
Dec 2019	\$6,603.14	0.0016012	\$10.57294	\$6,613.71	1.92144%
Jan 2020	\$6,613.71	0.0015853	\$10.48471	\$6,624.19	1.90236%
Feb 2020	\$6,624.19	0.0013976	\$9.25797	\$6,633.45	1.67712%
Mar 2020	\$6,633.45	0.0013748	\$9.11967	\$6,642.57	1.64976%
Apr 2020	\$6,642.57	0.0011604	\$7.70804	\$6,650.28	1.39248%
May 2020	\$6,650.28	0.0011653	\$7.74957	\$6,658.03	1.39836%
Jun 2020	\$6,658.03	0.0009023	\$6.00754	\$6,664.04	1.08276%
Jul 2020	\$6,664.04	0.0008068	\$5.37654	\$6,669.41	0.96816%
Aug 2020	\$6,669.41	0.0007536	\$5.02607	\$6,674.44	0.90432%
Sep 2020	\$6,674.44	0.0006696	\$4.46920	\$6,678.91	0.80352%
Oct 2020	\$6,678.91	0.0004735	\$3.16246	\$6,682.07	0.56820%
Nov 2020	\$6,682.07	0.0004735	\$3.16396	\$6,685.23	0.56820%
Dec 2020	\$6,685.23	0.0004735	\$3.16546	\$6,688.40	0.56820%
Jan 2021	\$6,688.40	0.0004735	\$0.51080	\$6,688.91	0.56820%
			\$441.17107		

Amount Seized	\$6,360.00
Amount Seized Less Publication Cost	\$6,247.74
Date	2/21/2014
DP No.	216739
* Check deposited	2/21/2014

Partial Interest for month of	Feb 2014
Mo. Interest	\$1.33
# Days in Mo.	28
Days of Interest	7
Int. Earned	\$0.33

*not applicable due to less than one month of interest.

Partial Interest for month of	Jan 2021
Mo. Interest	\$3.17
# Days in Mo.	31
Days of Interest	5
Int. Earned	\$0.51

Var to month total -\$2.66

NOTE: November 2020, December 2020, and January 2021 interest rates have been calculated using the October 2020 rate. Anticipated journal release date is January 5th, 2021.

Total Seized Less Publication: \$6,247.74
 Total Accrued Interest: \$441.17 Interest - Please pay this amount
 Total Amount of Check: \$6,688.91

Original Seized Funds Deposit Permit

EL DORADO COUNTY

DEPOSIT PERMIT

TREASURER HAS RECEIVED A DEPOSIT FROM

DATE 02/21/14

District Attorney

DEPARTMENT OR AGENCY NAME

BY Kellie Wangan

ON ACCOUNT OF:

DEPOSITOR NUMBER

800022

DEPARTMENT / VENDOR NUMBER

NUMBER OF LINES	11
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TRANS. CODE TOTAL	1,105
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* TRANSACTION CODE NUMBER *

- * 100 - USE WITH A REVENUE SUB OBJECT (0100 THRU 2100)
- * 101 - USE WITH AN EXPENDITURE SUB OBJECT (3000 THRU 6044)
- * 102 - DEPOSIT INTO A TRUST FUND

COIN	
CURRENCY	
CHECKS	9,476.83
OFF - SITE	
DIRECT DEPOSIT / WIRE	

TOTAL DEPOSIT	9,476.83
----------------------	-----------------

S F X	TRANS CODE NO *	INDEX CODE NUMBER	SUB OBJECT NUMBER	USER CODE NUMBER	DESCRIPTION (50 CHARACTERS MAX.)	AMOUNT
1	101	220210	4600			
2	101	220210	4608			
3	101	220210	4260			
4	100	220210	0348			
5	100	220210	0348			
6	100	220210	0348			
7	100	220210	0348			
8	100	220210	0342			
9	100	220210	1940			
10	102	8822901			SLEDNET LT14-005 CRUZ 14-02-000888 CK 1200	6,360.00
11	100	220210	0420			
12						
13						
14						
15						

JOE HARN, C.P.A. AUDITOR / CONTROLLER

C.L. RAFFETY, TREASURER / TAX COLLECTOR

BY [Signature]

BY [Signature]

DATE 2/21/14

DATE 2/21/14

DP # **216739**

CERTIFIED INTO THE COUNTY TREASURY UNDER SECTION 27008 GOVERNMENT CODE

BATCH DATE	
CODED BY	

DISTRIBUTION: WHITE - AUDITOR / GREEN - TREASURY / YELLOW - DEPARTMENT / PINK - DEPOSITOR / GOLD - **201624 B 5 of 9**

SLEDNET

PO BOX 13898
SOUTH LAKE TAHOE, CA 96151-3898
PH. 530-542-6029

1200

DATE 02/04/14

94-72/1224 NW
8070

PAY
TO THE
ORDER OF

EL DORADO COUNTY DISTRICT ATTORNEY

\$ 6360.00

SIX THOUSAND THREE HUNDRED SIXTY

DOLLARS

 Security
Features
Detach on
Back.

Bank of America



ACH R/T 122400724

14-02-000888

FOR CRUZ PEREZ AF #LT14-005

⑈00 1200⑈ ⑆ 122400724⑆ 004968606335⑈

Copy of Seized Funds Check

Copy of County issued
ASF return check to
defendant:

THIS CHECK IS ISSUED IN FULL PAYMENT OF THE WITHIN AMOUNT.
IF NOT CORRECT, RETURN TO COUNTY AUDITOR WITHOUT ALTERATION, AND STATE DIFFERENCE.

NO. 10 045108

10045108
PLEASE DETACH THIS
VOUCHER FROM CHECK

C.V.#	DESCRIPTION	AMOUNT
CV201600610	22 PU RET OF SEIZED FUNDS CRUZ DP216739	6360.00
CV201600610	22 PU INT SEIZED FUNDS CRUZ DP216739	26.80

COUNTY of EL DORADO

PLACERVILLE, CALIFORNIA 95667

COUNTY of EL DORADO

JOE HARN, C.P.A., AUDITOR-CONTROLLER
PLACERVILLE, CALIFORNIA 95667

no. 10045108

11-35 / 1210

BANK OF AMERICA NT & SA
PLACERVILLE, CA 95667

DATE

CHECK/WARRANT NO.

AMOUNT

08/28/2015

10045108

SIX THOUSAND THREE HUNDRED,
EIGHTY SIX DOLLARS AND EIGHTY CENTS
THE TREASURER OF EL DORADO COUNTY WILL

PAY TO THE ORDER OF:

JESUS TORRES CRUZ
417 STUDIO CIRCLE 1
SAN MATEO CA 94001



VOID SIX MONTHS FROM DATE OF ISSUE

JOE HARN C.P.A., AUDITOR-CONTROLLER

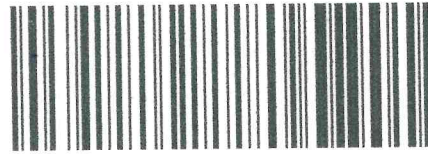
Joe Harn

\$6,386.80

⑈ 10045108 ⑈ ⑆ 121000358 ⑆ 14893 ⑈ 50167 ⑈

CERTIFIED MAIL

District Attorney's Office
County of El Dorado
515 Main Street
Placerville, CA 95667



7015 0640 0007 0956 9399



U.S. POSTAGE PITNEY BOWES
ZIP 95667 \$ 006.95⁵
02 1W
0001367068 SEP 15 2015

UNC

[Handwritten signature]

RECEIVED

NOV 19 2015

DISTRICT ATTORNEY

JESUS TORRES CRUZ
417 STUDIO CIRCLE #1
SAN MATEO

NIXIE 957 DE 1 0011/15/15

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 95667569799 *0541-02664-15-41

95667569799

ASF return check undeliverable

TAHOE DAILY Tribune

Your News. Your Tahoe. • tahoedailytribune.com

580 Mallory Way, Carson City, NV 89701
P.O. Box 1888 Carson City, NV 89702
(775) 881-1201 FAX: (775) 887-2408

Customer Account #: 10040919

Legal Account

EL DORADO COUNTY CHIEF ADMINISTRATIVE,
2850 FAIRLANE COURT
PLACERVILLE, CA 95667
Attn: Justene

Lee Anna Strandberg says:

That (s)he is a legal clerk of the
Tahoe Daily Tribune,
a newspaper published Friday
at South Lake Tahoe, in the State of California.

Copy Line

EDC District Attorney - Unclaimed Funds

PO#:

Ad #: 0000621388-01
of which a copy is hereto attached, was published
in said newspaper for the full required period of
2 time(s) commencing on **09/25/2020**,
and ending on **10/02/2020**, all days inclusive.

Signed: Lee Anna Strandberg
Date: 10/02/2020 State of Nevada, Carson City

This is an Original Electronic Affidavit.
Price: \$ 112.26

Proof and Statement of Publication

Ad #: 0000621388-01

UNCLAIMED FUNDS RELATING TO A CRIMINAL ACTION

In criminal case no. S14CRF0012, The People of the State of California v. Jesus Torres Cruz and Marleni Leonor Fuentes-Perez, the El Dorado County Treasurer is in possession of \$6,360.00 in U.S. currency, currently held in the Forfeiture Property Receipt and Distribution Fund, which remains unclaimed and the owner is unknown. It is proposed that the money will become the property of the county on November 15, 2020.

If you claim an interest in this money, you must, prior to November 15, 2020, file a verified complaint seeking to recover all or a portion of the money with the El Dorado County Superior Court. You must also provide an endorsed copy of the claim stating your interest in the money to the El Dorado County Treasurer, 360 Fair Lane, Placerville, CA.

Publication: Sept. 25, Oct. 2, 2020
Ad #0000621388