



County of Fresno

BOARD OF SUPERVISORS

Chairman

Deborah A. Poochigian
District Five

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Bernice E. Seidel
Clerk

Notice of Hearing before the Board of Supervisors of the County of Fresno, Appeal of Administrative Citation

Prom Damlong
2746 E. Avenell
Fresno, California 93725

Prom Damlong
4067 W. Michigan
Fresno, California 93722

Mr. Damlong:

Notice is hereby given that the Board of Supervisors of the County of Fresno has set a public hearing for **Tuesday, the 15th day of September 2015, at the hour of 9:00 a.m.**, or as soon thereafter as the matter may be called, in the Board Room of said Board of Supervisors, Room 301, Hall of Records, 2281 Tulare Street, in the City of Fresno, to consider the following matters:

Consider and take action on appeal of administrative citation in the amount of \$71,000 filed by Prom Damlong , pertaining to the property located at 2746 E. Avenell, Fresno, California 93725 for violations of Fresno County Ordinance Code section 10.60.060 of Title 10, Medical Marijuana Cultivation Regulations.

This hearing is being conducted pursuant to the request for hearing you filed with the County of Fresno on August 14, 2015. This hearing is your opportunity to appear and show cause as to why the administrative fine should not be imposed on you.

The Agenda and Agenda Item for this hearing will be mailed to you at the address listed above and will be available on the County of Fresno's website at <https://fresnocounty.legistar.com/Calendar.aspx>, by Thursday, September 10, 2015, at 6:00 p.m.

DATED: August 19, 2015

BERNICE E. SEIDEL
Clerk, Board of Supervisors

By *[Signature]*, Deputy

English

You have requested a hearing to contest an administrative citation you received for cultivating marijuana in violation of the Fresno County Ordinance Code. The hearing will be conducted in English. It is your responsibility to bring an interpreter if you feel you need the assistance of an interpreter to understand what is being said at the hearing, or for others to understand what you are saying. The County will not provide interpretation assistance.

Spanish

Usted ha solicitado una audiencia para impugnar un citatorio administrativo que recibió por cultivar marihuana en violación al Código de Ordenanzas del Condado de Fresno. La audiencia se llevará a cabo en inglés. Usted tiene la responsabilidad de llevar a un intérprete si le parece que va a necesitar la ayuda de un intérprete para entender lo que se estará diciendo durante la audiencia, o para que otras personas entiendan lo que usted estará diciendo. El Condado no proporcionará la asistencia de un intérprete.

Hmong

Koj tau thov tuaj sib hais (hearing) vim tsis txaus siab txog qhov koj tau txais ib daim ntawv raug nplua (administrative citation) txog qhov cog xas (cultivating marijuana) txhaum Fresno County Tsoj Cai (Fresno County Ordinance Code). Qhov kev sib hais yuav hais ua lus Amerikas. Koj yuav tau koj ib tug neeg tuaj txhais lus rau koj yog koj xav tias muaj tus txhais lus yuav ua rau koj to taub cov lus sib hais losyog ua rau lwm tus neeg to taub koj cov lus hais. County tsis muaj kev pab txhais lus rau koj.

Cambodian

អ្នកបានស្នើសុំសវនាការដើម្បីជំទាស់ការបង្គាប់ឱ្យចូលរួមការដាំដុះកញ្ឆាវ ដែលអ្នកបានទទួលចំពោះការធ្វើអាជីវកម្មកញ្ឆាវ

ដែលកំណត់នៅក្នុងកូដធានាស្រូវផ្លែឆៃ (Fresno County Ordinance Code)។ សវនាការនេះ

នឹងត្រូវធ្វើឡើងដោយប្រើភាសាអង់គ្លេស។ ហើយនេះ ជាការទទួលខុសត្រូវរបស់អ្នក ដើម្បីនាំយកអ្នកបកប្រែភាសា បើអ្នកមានអារម្មណ៍ថាអ្នកត្រូវការជំនួយពីអ្នកបកប្រែភាសា

ដើម្បីយល់ដឹងអំពីអ្វីដែលនិយាយនៅឯសវនាការ ឬអ្នកផ្សេងទៀតដែលយល់អំពីអ្វីដែលអ្នកនិយាយ។ តាម County

នឹងមិនផ្តល់ជំនួយអ្នកបកប្រែភាសាឡើយ។

Vietnamese

Bạn được yêu cầu đến dự phiên tòa tranh luận về một phán quyết hành chính bạn đã nhận được về hành vi trồng cần sa vi phạm Luật pháp Hạt Fresno. Phiên toàn sẽ sử dụng tiếng Anh. Bạn phải có trách nhiệm đi cùng một phiên dịch viên nếu bạn cảm thấy rằng bạn cần sự hỗ trợ của một phiên dịch viên để có thể hiểu mọi điều được đề cập đến trong phiên tòa, hoặc để những người khác hiểu mọi điều bạn đang nói. Hạt Fresno sẽ không hỗ trợ phiên dịch.

Laotian

ທ່ານໄດ້ຂໍໃຫ້ມີການພິຈາລະນາສືບສວນເພື່ອແກ້ຕ່າງພາຍເກາະຕົວທາງດ້ານບໍລິຫານ ທີ່ທ່ານໄດ້ຮັບຕໍ່ກັບການປູກກັນຊາໃນການລະເມີດກົດລະບຽບຄໍາສັ່ງຂອງຄາວຕີ້ເຟຣັສໂນ (Fresno County Ordinance Code). ການພິຈາລະນາສືບສວນຈະດໍາເນີນການໂດຍໃຊ້ພາສາອັງກິດ. ມັນເປັນຄວາມຮັບຜິດຊອບຂອງທ່ານທີ່ຈະຕ້ອງໄດ້ເອົາລ່າມແປພາສາມານໍາ ຖ້າທ່ານຮູ້ສຶກວ່າ ທ່ານຕ້ອງການຄວາມຊ່ວຍເຫຼືອຂອງລ່າມແປພາສາ ເພື່ອໃຫ້ເຂົ້າໃຈສິ່ງທີ່ເວົ້າຢູ່ໃນການພິຈາລະນາສືບສວນ, ຫຼືໃຫ້ຜູ້ອື່ນເຂົ້າໃຈໃນສິ່ງທີ່ທ່ານເວົ້າ. ທາງຄາວຕີ້ຈະບໍ່ມີການຈັດການຊ່ວຍເຫຼືອເລື່ອງການແປພາສາໃຫ້.

PROOF OF SERVICE

I, Lisa Craft, declare as follows:

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed at the Clerk to the Board of Supervisors' Office, Hall of Records, Third Floor, 2281 Tulare Street, Fresno, CA 93721. On August 19, 2015, I served a copy of the within document

Notice of Hearing before the Board of Supervisors of the County of Fresno, Appeal of Administrative Citation.

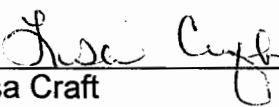
on the interested party(ies) in said action addressed as follows:

Prom Damlong	Prom Damlong
2746 E. Avenell	4067 W. Michigan
Fresno, California 93725	Fresno, California 93722

- ☒ by placing the document(s) listed above for mailing in the United States mail at Fresno, California, in accordance with my employer's ordinary practice for collection and processing of mail, and addressed as set forth above.
- ☐ by transmitting via facsimile the above listed document(s) to the fax number(s) set forth above on this date before 5:00 p.m. pacific standard time.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth above.
- ☐ by placing the document(s) listed above in a sealed envelope, and placing the same for overnight delivery by California Overnight at Fresno, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 19, 2015, at Fresno, California.



Lisa Craft



County of Fresno

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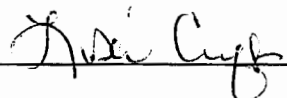
Consider and take action on appeal of administrative citation in the amount of \$71,000 filed by Prom Damlong, pertaining to the property located at 2746 E. Avenell, Fresno, California 93725 for violations of Fresno County Ordinance Code section 10.60.060 of Title 10, Medical Marijuana Cultivation Regulations.

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DATED: August 19, 2015

BERNICE E. SEIDEL
Clerk, Board of Supervisors

By , Deputy

English

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Spanish

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Hmong

Koj tau thov tuaj sib hais (hearing) vim tsis txaus siab txog qhov koj tau txais ib daim ntawv raug nplua (administrative citation) txog qhov cog xas (cultivating marijuana) txhaum Fresno County Tsoj Cai (Fresno County Ordinance Code). Qhov kev sib hais yuav hais ua lus Amerikas. Koj yuav tau coj ib tug neeg tuaj txhais lus rau koj yog koj xav tias muaj lus txhais lus yuav ua rau koj to taub cov lus sib hais losyog ua rau lwv tus neeg to taub koj cov lus hais. County tsis muaj kev pab txhais lus rau koj.

Cambodian

អ្នកបានស្នើសុំសវនាការមួយ ដើម្បីជំទាស់ការដាក់ប្រាក់ប្រព្រឹត្តិកម្មរដ្ឋបាល ដែលអ្នកបានទទួលចំពោះការដាំកែវកញ្ឆា

ដែលកំណត់ការប្រើប្រាស់ដីនៅក្នុងកូដឡីប្រទេសផ្រេស្កូ (Fresno County Ordinance Code)។ សវនាការនេះ

នឹងប្រព្រឹត្តទៅដោយប្រើភាសាអង់គ្លេស។ ហើយនេះ ជាការទទួលខុសត្រូវរបស់អ្នក ដើម្បីទាញយកអ្នកបកប្រែភាសា បើអ្នកមានអារម្មណ៍ថាអ្នកត្រូវការជំនួយពីអ្នកបកប្រែភាសា

ដើម្បីយល់ដឹងអំពីអ្វីៗដែលនិយាយនៅក្នុងសវនាការ ឬអ្នកផ្សេងទៀតដែលយល់អំពីអ្វីៗដែលអ្នកនិយាយ។ ខោធី County

នឹងមិនផ្តល់ជំនួយអ្នកបកប្រែភាសាឡើយ។

Vietnamese

Bạn được yêu cầu đến dự phiên tòa tranh luận về một phán quyết hành chính bạn đã nhận được về hành vi trồng cần sa vi phạm Luật pháp Hạt Fresno. Phiên toàn sẽ sử dụng tiếng Anh. Bạn phải có trách nhiệm đi cùng một phiên dịch viên nếu bạn cảm thấy rằng bạn cần sự hỗ trợ của một phiên dịch viên để có thể hiểu mọi điều được đề cập đến trong phiên tòa, hoặc để những người khác hiểu mọi điều bạn đang nói. Hạt Fresno sẽ không hỗ trợ phiên dịch.

Laotian

ທ່ານໄດ້ຂໍໃຫ້ມີການພິຈາລະນາສືບສວນເພື່ອແກ້ຕ່າງພາຍເກາະຕົວທາງດ້ານບໍລິຫານ ທີ່ທ່ານໄດ້ຮັບຕໍ່ກັບ ການປູກກັນຊາໃນການລະເມີດກົດລະບຽບຄໍາສັ່ງຂອງຄາວຕີ້ເຟຣັສໂນ (Fresno County Ordinance Code). ການພິຈາລະນາສືບສວນຈະດໍາເນີນການໂດຍໃຊ້ພາສາອັງກິດ. ມັນເປັນຄວາມຮັບຜິດຊອບຂອງ ທ່ານທີ່ຈະຕ້ອງໄດ້ເອົາລ່າມແປພາສາມານໍາ ຖ້າທ່ານຮູ້ສຶກວ່າ ທ່ານຕ້ອງການຄວາມຊ່ວຍເຫຼືອຂອງລ່າມ ແປພາສາ ເພື່ອໃຫ້ເຂົ້າໃຈສິ່ງທີ່ເວົ້າຢູ່ໃນການພິຈາລະນາສືບສວນ, ຫຼືໃຫ້ຜູ້ອື່ນເຂົ້າໃຈໃນສິ່ງທີ່ທ່ານເວົ້າ. ທາງຄາວຕີ້ຈະບໍ່ມີການຈັດການຊ່ວຍເຫຼືອເລື່ອງການແປພາສາໃຫ້.

PROOF OF SERVICE

I, Lisa Craft, declare as follows:

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed at the Clerk to the Board of Supervisors' Office, Hall of Records, Third Floor, 2281 Tulare Street, Fresno, CA 93721. On August 19, 2015, I served a copy of the within document

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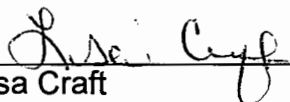
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Prom Damlong	Prom Damlong
2746 E. Avenell	4067 W. Michigan
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 19, 2015, at Fresno, California.



Lisa Craft



For Office Use Only

Date received: 8.14.15
Copied to: Art Wille
Date copy sent: 8.14.15
Hearing set for: _____

REQUEST FOR HEARING

MEDICAL MARIJUANA
ADMINISTRATIVE CITATION APPEAL

Date: 8/14/15
Return to:

BERNICE E. SEIDEL, Clerk, Board of Supervisors
Hall of Records, Room 301
2281 Tulare
Fresno, CA 93721

I wish to appeal for the following specific reason(s): I Would like to Appeal
for the 71,000 Citations that I'm not
Responsible for

Please notify me of the date and time of the appeal hearing before the Board of Supervisors at the following address:

Appellant

Prom DamLong
(Name)
2746 E Avenell
(Address) (City)
Fresh CA 93725
(Zip Code) (Daytime Phone No.)

Mailing Address
4067 W Michingn
Fresno CA 93722

Note: Fresno County Ordinance Code Section 10.64.070 sets forth the applicable procedures for the Board of Supervisors appeal hearing related to the administrative citation.

Prom DAMLong
(Signature)

ADMINISTRATIVE CITATION

1. Date: 8/12/15 Case No: 15-11796 Citation No: 1
2. Location of Property: 2746 E. AVENUE APN: 042-243-07
3. The following Fresno County Ordinance Codes were violated on the following date: 8/12/15 and on the property noted above:

Description of Violation: Fresno County Ordinance Section 10.60.060 of Title 10 – cultivation of medical marijuana where prohibited

4. A fine/penalty of \$71,000 has been imposed pursuant to Fresno County Ordinance Code 10.64.04 – The administrative citation penalty for each and every medical marijuana plant cultivated in violation shall be (1) One Thousand Dollars (\$1,000) per plant; plus (2) One Hundred Dollars (\$100) per plant per day the plant remains unabated past the abatement deadline set forth in the administration citation.

AMOUNT DUE: \$71,000 All Citations must be paid within 30 days. No Invoice will be sent. PAYMENT DUE BY: 9/10/15

5. PAYMENT AND COLLECTIONS: Pursuant to Fresno County Ordinance Code 10.64.080, fines shall be paid within 30 days of the date of issuance of this Citation, listed below. Fines shall be made payable to "County of Fresno" in person or by mail to 2281 Tulare Street, Room 105, Fresno, CA 93721. In the event the responsible party fails to pay the administrative penalty when due, the County may take any actions permitted by law or Ordinance to collect the unpaid penalty, which shall accrue interest at a rate of ten (10) percent per month, commencing thirty (30) days after the administrative penalty becomes due and continuing until paid.
6. APPEAL: You have the right to contest this Citation by filing a request for hearing within Fifteen (15) days from the date this Citation was mailed (noted below). You may file the appeal with the Clerk to the Board of Supervisors at 2281 Tulare Street, Room 301, Fresno, CA 93721. The Fresno County Board of Supervisors will preside at the hearing and hear all facts and testimony presented and deemed appropriate. The hearing will be set for a date that is not less than ten (10) days from the date of mailing.

Recipient's name and address:

(Name) PRON DAMLONG

Address: 2746 E. AVENUE

FRESNO CA 93725

Code Enforcement staff name and telephone number:

Name: J. MULLIS

Phone No.: 600-8423

Code Enforcement Signature:

☐ I, the above-named Code Enforcement staff, certify under penalty of perjury, that I caused this Citation to be mailed by first class mail postage prepaid with return receipt requested to the above-named recipient at the recipient's address on _____, 2015.

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To Prom Damlong
Street, Apt. No.,
or PO Box No. 2746 E. Avenell
City, State, ZIP+4 Fresno CA 93725
PS Form 3800, April 2002 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To Prom Damlong
Street, Apt. No.,
or PO Box No. 4067 W. Michigan
City, State, ZIP+4 Fresno CA 93722
PS Form 3800, April 2002 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To Prom Damlong
Street, Apt. No.,
or PO Box No. 4067 W. Michigan
City, State, ZIP+4 Fresno CA 93722
PS Form 3800, April 2002 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To Prom Damlong
Street, Apt. No.,
or PO Box No. 2746 E. Avenell
City, State, ZIP+4 Fresno CA 93725
PS Form 3800, April 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

From Damlong
4067 W. Michigan
Fresno, CA 93722

2. Article Number
(Transfer from service label)

7002 0860 0008 6984 7267

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-154

COMPLETE THIS SECTION ON DELIVERY

A. Signature

From Damlong

☐ Agent

☐ Addressee

B. Received by (Printed Name)

From Damlong

C. Date of Delivery

8/3/15

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

From Damlong
4067 W. Michigan
Fresno CA 93722

2. Article Number
(Transfer from service label)

7002 0860 0008 6984 1302

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-154

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X From Damlong

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

8/20/15

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

PROOF OF SERVICE

I, Lisa Craft, declare as follows:

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed at the Clerk to the Board of Supervisors' Office, Hall of Records, Third Floor, 2281 Tulare Street, Fresno, CA 93721. On August 28, 2015, I served a copy of the within document

Board Agenda Item, Exhibit A Map Showing Location of Property, Exhibit B Citation Issued to Appellant, Exhibit C Request for Hearing Filed by Appellant, Exhibit D Incident Report, Exhibit E Notice of Hearing Sent to Appellant, Exhibit F Photos of Property.

on the interested party(ies) in said action addressed as follows:

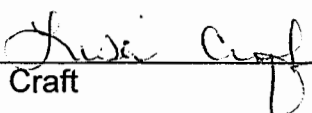
**Prom Damlong
2746 E. Avenell
Fresno, California 93725**

**Prom Damlong
4067 W. Michigan
Fresno, California 93722**

- ☒ by placing the document(s) listed above for mailing in the United States mail at Fresno, California, in accordance with my employer's ordinary practice for collection and processing of mail, and addressed as set forth above.
- ☐ by transmitting via facsimile the above listed document(s) to the fax number(s) set forth above on this date before 5:00 p.m. pacific standard time.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth above.
- ☐ by placing the document(s) listed above in a sealed envelope, and placing the same for overnight delivery by California Overnight at Fresno, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 28, 2015, at Fresno, California.



Lisa Craft

PROOF OF SERVICE

I, Lisa Craft, declare as follows:

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. I am employed at the Clerk to the Board of Supervisors' Office, Hall of Records, Third Floor, 2281 Tulare Street, Fresno, CA 93721. On August 28, 2015, I served a copy of the within document

Board Agenda Item, Exhibit A Map Showing Location of Property, Exhibit B Citation Issued to Appellant, Exhibit C Request for Hearing Filed by Appellant, Exhibit D Incident Report, Exhibit E Notice of Hearing Sent to Appellant, Exhibit F Photos of Property.

on the interested party(ies) in said action addressed as follows:

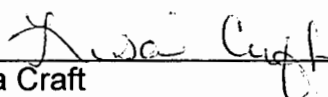
**Prom Damlong
2746 E. Avenell
Fresno, California 93725**

**Prom Damlong
4067 W. Michigan
Fresno, California 93722**

- ☒ by placing the document(s) listed above for mailing in the United States mail at Fresno, California, in accordance with my employer's ordinary practice for collection and processing of mail, and addressed as set forth above.
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- ☐ by placing the document(s) listed above in a sealed envelope, and placing the same for overnight delivery by California Overnight at Fresno, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 28, 2015, at Fresno, California.



Lisa Craft

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

From Danbury
2746 E. Avenue
Tresno LA 90125

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below

3. Service Type ☒ Registered Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
(Transfer from service label)

7002 0860 0008 6984 2361

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540