

# **EXHIBIT D**

## **COPY OF INCIDENT REPORT**

# Fresno County Sheriff Incident Report

Case Report No. 150008088.1

Report Subject: NARC - NARCOTICS VIOLATIONS

Report Date: 06/03/2015 11:22:37

Report Status: A - Approved

Fresno County Sheriff

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## Case Details:

Code	Description
<b>Incident Report (See Subject)</b>	
Special Flags	
Reporting Officer <b>6123 - MATHIS, ERVIN</b>	Assignment <b>A13 - FSO VICE/INTEL</b>
Occurred On <b>06/03/2015 11:22:37</b> (and Between)	Gang Involved <b>N - No</b>
Area <b>A4 - K</b>	Address of Incident <b>FRESNO COUNTY</b>
DUI Processing Agency	Beat <b>K11 - K11</b>
	DUI Processing Officer
Means	Motive
Other Means	Other Motives
Disposition <b>6 - Citation</b>	Clearance Reason
	Date of Clearance
	Connecting Cases
	Entered By <b>6123 - MATHIS, ERVIN</b>
	Verified By <b>7253 - JONES, KENT</b>
	Location of Incident <b>34222 HIGH MOUNTAIN LN</b>
	Crime Pattern No
	Zone <b>0695 - 0695</b>
	DUI Agency Case Number

## Offense Detail: INCREP - Incident Report (See Subject)

Code	Description
<b>INCREP</b>	
Offense Level	Completed <b>Y - Yes</b>
No. Prem. Entered	Entry Method
Anti-Reproductive-Rights	Domestic Violence <b>N - No</b>
Using	Weapons
	Crime Against
	Offensive Act
	Location Type <b>20 - Residence/Home</b>
	Tools Used
	Hate/Bias <b>88 - None (No Bias)</b>
	Force Level
	Criminal Activity
	Type Security

## Other Entity O1: Kolz, Donald Christopher

Name <b>Kolz, Donald Christopher</b>	Alert(s)
Entity Type <b>IP - Involved Party</b>	
AKA(s)	
Address <b>34222 High Mountain Ln., Tollhouse, Ca., 93667</b>	CSZ
Mailing Address <b>PO Box 354 Tollhouse, Ca., 93667</b>	Mailing CSZ
Employment Type <b>UN - Unemployed</b>	Occupation/Grade
Resident of Jurisdiction <b>R - Resident</b>	Employer/School Phone
DOB [REDACTED]	Sex <b>M - Male</b>
Age <b>43</b>	Race <b>W - White</b>
Hair Color <b>BRO - Brown</b>	Height <b>5' 9"</b>
Teeth	Weight <b>180lbs</b>
	Ethnicity <b>N - Not of Hispanic Origin</b>
	Complexion <b>LGT - Light</b>
	Build
	Primary Language <b>EN - English</b>
	POB

Date Entered: 06/03/2015 14:30:19  
Entered By: 6123 - MATHIS, ERVIN

Date Verified: 06/10/2015 14:23:53  
Verified By: 7253 - JONES, KENT

Printed For: 0  
Printed: July 16, 2015 - 08:41:13

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## Scars/Marks/Tattoos

Location

Description

Photo

## Gang Criteria

Gang Related

Criteria

## Contact Information

Type

Phone/Email/Other

## Identification

Gang ID

MNI

Type	Number	Primary ID	State	Country	Class	Expiration	Notes
DL - Driver's License Number		Y - Yes	CA - California	USA - United States of America			
SSN - Social Security Number		N - No					

## Relationships

To Whom How

## Parole/Probation Contacts

Agency

Agent Name

Agent Phone

## Property Description Item 1: 1899 - Other Document - Physician Recommendation

Case Item No

1

Officer Item No.

1

Description

Physician Recommendation

Status

N - None (Use for Suspected Drug)

Alert(s)

### Status Details:

Property Tag No.

150008088.1.6123.1

Recovered Date

6/3/2015

Disposition

Property Code

1899 - Other Document

UCR Type

K - Miscellaneous

Value

0

Count

1

Manufacture

Model

Serial No.

Owner/Misc No.

License No.

### Relationships:

Related To

O1 - Kolz, Donald Christopher

Related Type

PO - Possessor

### Property Notes

## Property Description Item 2: 1303 - Photograph - Disk of Photographs

Date Entered: 06/03/2015 14:30:19  
Entered By: 6123 - MATHIS, ERVIN

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Verified By: 7253 - JONES, KENT

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Case Item No

2

Officer Item No.

2

Description

Disk of Photographs

Status

Alert(s)

E - Evidence (Including  
Other Seized Property  
And Tools)

### Status Details:

Property Tag No.

150008088.1.6123.2

Recovered Date

6/3/2015

Disposition

Property Code

1303 - Photograph

UCR Type

F - TV's, Radios, Stereos, Etc...

Value

Count

1

Manufacture

Model

Serial No.

Owner/Misc No.

License No.

### Relationships:

Related To

Related Type

### Property Notes

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## Narrative

Source: On 06/03/2015, at about 1100 hours members of Fresno County Sheriff's NET Team contacted the resident at 34222 High Mountain Lane, Tollhouse, Ca. regarding outdoor marijuana growing on the property.

Victim statements: NONE.

Witness statements: NONE.

Investigation: Upon our arrival team members were wearing identifiable SHERIFF uniforms. We exited our marked and unmarked patrol vehicles at the location listed and contacted Donald Christopher Kolz who identified himself as the property owner. I advised Donald that we were there regarding the marijuana growing on the property. Donald was cooperative and allowed members of the team to access his residence and the marijuana grow that was located at the rear of the property. I read Donald the Miranda Warning per my department issued SO-71 card. Donald stated he understood his rights and began answering my questions. Donald advised that he grows marijuana at the location and has done so since 2008 when he purchased the property. Inside the residence there were several boxes of butane and PVC pipe used in making butane honey oil. Donald stated he makes hash out of the marijuana.

A total of 40 plants were found on the property.

Donald was advised of the Fresno County Ordinance which states there shall be no marijuana plants grown outdoors in the county of Fresno. Donald was given an ordinance citation for the plants found growing on the property. Copies of the citations will be forwarded to the county board of supervisors.

Evidence: Photographs at the scene.

Additional information: NONE.

# **EXHIBIT E**

**COPY OF NOTICE OF HEARING  
SENT TO APPELLANT**



# County of Fresno

## BOARD OF SUPERVISORS

Chairman

**Deborah A. Poochigian**

District Five

Vice-Chairman

**Buddy Mendes**

District Four

**Brian Pacheco**

District One

**Andreas Borgeas**

District Two

**Henry Perea**

District Three

**Bernice E. Seidel**

Clerk

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

Donald Kolz  
P.O. Box 354  
Tollhouse, California 93667

Mr. Kolz:

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 \$40,000 filed by Donald Kolz, pertaining to the property located at 34222 High Mountain Lane, Tollhouse, California 93667 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 June 17, 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.

DATE: August 19, 2015

BERNICE E. SEIDEL  
Clerk, Board of Supervisors

By Rose Cuyler, 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 lb dalm 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 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

អ្នកបានស្នើសុំសវនាការដើម្បីជំទាស់ការដាក់បញ្ជូនកាតបបញ្ជូនដោយអង្គភាពស្រាវជ្រាវ ដែលអ្នកបានទទួលចំពោះការដាំដុះកញ្ឆាញ

ដែលកំណត់បញ្ជាក់នៅក្នុងកូដធានាស្រាវជ្រាវ (Fresno County Ordinance Code)។ សវនាការនេះ

នឹងត្រូវធ្វើឡើងជាភាសាអង់គ្លេស។ ហើយនេះ ជាការទទួលខុសត្រូវរបស់អ្នក ដើម្បីនាំយកអ្នកបកប្រែភាសា បើអ្នកមានអារម្មណ៍ថាអ្នកត្រូវការជំនួយពីអ្នកបកប្រែភាសា

ដើម្បីយល់ដឹងអំពីអ្វីៗដែលនិយាយនៅសវនាការ ឬអ្នកផ្សេងទៀតដែលយល់អំពីអ្វីៗដែលអ្នកនិយាយ។ នៅ 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

ທ່ານໄດ້ຂໍໃຫ້ມີການພິຈາລະນາສົບສວນເພື່ອແກ້ຕ່າງພາຍເກາະຕົວທາງດ້ານບໍລິຫານ ທີ່ທ່ານໄດ້ຮັບຕໍ່ກັບ ການປູກກັນຊາໃນການລະເມີດກົດລະບຽບຄໍາສັ່ງຂອງຄາວຕີເຟຣັສໂນ (Fresno County Ordinance Code). ການພິຈາລະນາສົບສວນຈະດໍາເນີນການໂດຍໃຊ້ພາສາອັງກິດ. ມັນເປັນຄວາມຮັບຜິດຊອບຂອງ ທ່ານທີ່ຈະຕ້ອງໄດ້ເອົາລ່າມແປພາສາມານໍາ ຖ້າທ່ານຮູ້ສຶກວ່າ ທ່ານຕ້ອງການຄວາມຊ່ວຍເຫຼືອຂອງລ່າມ ແປພາສາ ເພື່ອໃຫ້ເຂົ້າໃຈສິ່ງທີ່ເວົ້າຢູ່ໃນການພິຈາລະນາສົບສວນ, ຫຼືໃຫ້ຜູ້ອື່ນເຂົ້າໃຈໃນສິ່ງທີ່ທ່ານເວົ້າ. ທາງຄາວຕີຈະບໍ່ມີການຈັດການຊ່ວຍເຫຼືອເລື່ອງການແປພາສາໃຫ້.



## 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.

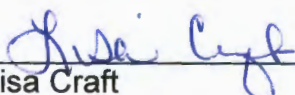
on the interested party(ies) in said action addressed as follows:

**Donald Kolz**  
**P.O. Box 354**  
**Tollhouse, California 93667**

- ☒ 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

# **EXHIBIT F**

## **PHOTOS OF PROPERTY**







