

379 Wisconsin #2
Long Beach, CA 90814
Morbidelli17@Yahoo.com

626.221.7466

Michael Gougis

To: Mayor Bob Foster, City of Long Beach
In re: Illegal billing for Parking Citation #628689692

Oct. 5, 2010

Mayor Foster:

I am here tonight to ask the City Council to direct staff to correct a billing error on the above cited parking citation. I am the owner of the vehicle that received the citation, and I am contesting the citation.

However, because I used a return address label with my wife's name on it, the city on Sept. 14 sent a letter to her demanding payment from her. For the record, she is not an owner of the vehicle, has never been an owner of the vehicle, and her name has never appeared on the vehicle's registration. She is no more liable for this citation than you.

My wife has sent a letter to Parking Enforcement demanding that it dismiss any citation that it has issued against her. So far, no response. I have called Parking Enforcement and ask that it send us a letter stating that it would take no further action against my wife. The department sent a letter explaining the citation process, but would not send a letter saying that my wife is not responsible for the citation.

I called the City Attorney's office. In a telephone conversation, Deputy City Attorney Ann Burton explained to me that the city would not send a letter clearing my wife, blamed me for using the return address label upon which the city has billed my wife, and said that the city could not send a letter absolving my wife of liability for the citation because I would then transfer the vehicle title into her name and avoid responsibility for the citation. When I asked her to put her explanation into writing and send it to me, she said, "I will not," and hung up.

Since then, my emails to the City Attorney's office have gone unanswered.

I am asking the city for a letter to Sandra J. Gougis that states that the demand for payment she received on Sept. 14 was issued in error and that she may disregard that letter.

Thank you for your attention to this matter.

Regards
Michael Gougis

10/5/2010



From: Michael Gougis/In re: Erroneous Parking Citation Demand For Payment

Monday, September 27, 2010 5:14 PM

From: "Morbide117" <morbide117@yahoo.com>

To: amy.burton@longbeach.gov

Cc: cityattorney@longbeach.gov, broc.coward@longbeach.gov

To: Amy Ruth Burton, State Bar #132174
cc: Robert Shannon, State Bar #043691

In re: Parking Citation 628689692

Ms. Burton:

I am sorry that you have declined to put into writing the contents of our telephone conversation of Monday, Sept. 27, at 3:22 Pacific Time. This email will serve to memorialize the conversation's most significant points.

You stated:

- The city did, indeed, send a letter to Sandy Gougis, my wife, in regards to a parking citation on a vehicle she does not own.

- The letter was generated because of a return address label on a letter sent to the city.

- While Sandy Gougis is not a registered owner of the vehicle, the city will not write a letter stating that Sandy Gougis was sent a demand for payment in error, nor will the city write a letter stating that Sandy Gougis is not liable for a parking citation on a vehicle she does not own.

This is because, as you explained, the citation goes with the vehicle, the vehicle's title could - at some unspecified point in the future - be transferred to her, and the city cannot release Sandy Gougis from future liability in case at some point in the future she does become the legal owner of the vehicle and the ticket remains unpaid.

- When I asked you to place your explanation in writing, your response was, "I will not," and abruptly terminated the call at 7 minutes exactly.

If any of these statements are incorrect, please feel free to correct them via email to me.

I will continue to try to clear my wife's name from this increasingly Kafka-esque situation. I have written the City Attorney's office again asking for a letter clearing my wife of liability for this citation or an explanation of why it will not issue a letter stating that my wife's name was attached to this citation in error. This time, I have asked for either the letter or the explanation to be delivered to me in writing.

While I have asked Executive Assistant Karen Hester for such a letter or written explanation as to why one is not forthcoming, I would appreciate receiving said letter or written explanation of the denial of my request from either Mr. Shannon or Ms. Burton.

Thank you for your attention to this matter. I truly do not understand why it is so difficult for the city to undo a simple error.

Regards
Michael Gougis

10/5/2010

379 Wisconsin #2
Long Beach, CA 90814
Cell: 626.221.7466

cc: Broc Coward, Chief of Staff, Councilmember Suja Lowenthal.

Sandra J. Gougis

379 Wisconsin Ave. #2 • Long Beach, CA 90814 • (714) 742-4632 • sandy@gougisesq.com

City of Long Beach
333 W. Ocean Blvd.
Long Beach, CA 90802

September 15, 2010

Re: Citation # 628689692

To Whom It May Concern:

The attached notice of parking violation indicates that I had previously received a citation on August 4, 2010, which has been reviewed and upheld. **I have received no prior citation.** Furthermore, **I do not own a white Ford**, which is the vehicle described on the notice.

Please dismiss this parking violation, as it does not pertain to me. There is no payment enclosed because I have not been cited. Should you wish to pursue this malicious prosecution, I request an in-person hearing, and I will pursue all my legal remedies against the City of Long Beach.

Very truly yours,

Sandra J. Gougis

PROPERLY RELEASE YOUR LIABILITY, PLEASE READ AND FOLLOW THE INSTRUCTIONS A-J MUST BE COMPLETED IN FULL
 PRINT IN CAPITAL LETTERS - USE
**NOTICE OF TRANSFER AND
 RELEASE OF LIABILITY**
 MAIL THIS FORM TO DMV

MV MICROGRAPHICS USE ONLY

NEW OWNER'S LAST NAME (OR) COMPANY NAME

NEW OWNER'S ADDRESS

D. CITY

F. SELLER'S OR LESSEE'S LAST NAME (OR) COMPANY NAME

H. SELLER'S OR LESSEE'S ADDRESS

J. CITY

FIRST APT NUMBER

STATE ZIP CODE

FIRST APT NUMBER

STATE ZIP CODE

YR. MODEL MAKE
 2001 FORD

C. ODOMETER READING (NO TENTHS)

E. DATE OF SALE OR LEASE RETURN
 MO. DAY YR

G. SELLING PRICE (NO CENTS)
 WHOLE DOLLARS

I. SELLER'S OR LESSEE'S SIGNATURE
 X

PLATE NUMBER
 6S42219

VEHICLE ID NUMBER
 1FTSE34S01HA66655

REG 198A (REV. 8/2007)

**STATE OF CALIFORNIA
 CERTIFICATE OF TITLE**

VEHICLE HISTORY

611080918C9
 COMMERCIAL

VEHICLE ID NUMBER
 1FTSE34S01HA66655
 BODY TYPE/MODEL
 VN

UNLADEN WEIGHT
 2 05379 G
 CLASS
 2001 AK
 YR. SOLD
 2008 PX

YR. MODEL MAKE
 2001 FORD

FEE PAID
 \$416

PLATE NUMBER
 6S42219
 REGISTRATION EXPIRES DATE
 08/31/2009

ISSUE DATE
 10/01/08

EQUIPMENT/TRUST NUMBER

ODOMETER DATE
 09/08/2008
 ACTUAL MILEAGE

ODOMETER READING
 146812 MI

MOTORCYCLE ENGINE NUMBER
 REGISTERED OWNER(S)
 GOUGIS MICHAEL JOSEPH
 379 WISCONSIN ST #2
 LONG BEACH CA 90814

ARK. HOLD TO LIGHT TO VIEW

I certify (or declare) under penalty of perjury under the laws of the State of California that THE SIGNATURE(S) BELOW INTEREST IN THE VEHICLE.

NOTICE OF PARKING VIOLATION - UPHELD

1000002UF



City of Long Beach
333 West Ocean Blvd. (562) 570-6822
Long Beach, CA 90802

Vehicle License #	License Exp. Date	Vehicle Year	Vehicle Make	Vehicle Color	Violation Date	Violation Time
6S42219	08/10	01	FORD	WHI	08/04/2010	08:42
Section Violated		Violation Description			Location of Violation	
M10.22.140		STREET SWEEPING			2300 SS CARROLL PARK N	
Citation Number		Penalty Amount if Received By Due Date		Due Date	Penalty Amount if Received After Due Date	
628689692		\$47.00		10/05/2010	\$94.00	

IMPORTANT INFORMATION PLEASE READ

Your citation (#628689692) was reviewed and upheld.

An investigation revealed that sufficient signage is posted to notify of street sweeping days and times. It is the citizen's responsibility to observe posted signs and park legally.

GENERAL INFORMATION:

You may respond to this notice by choosing one of the following:

1. For your convenience, you may pay by mail. Send the check or money order in the envelope provided. Make payable to the City of Long Beach. Please write Parking Citation Number on the check or money order. Two party checks and foreign currency will not be accepted. **DO NOT MAIL CASH.** Checks returned by the bank unpaid for any reason will cause your citation to become delinquent and an additional returned check fee will be charged.
2. You may pay the penalty in person between 7:30 am and 4:30 pm, Monday through Friday at City Hall, 333 W. Ocean Blvd., Plaza Level, Long Beach. City Hall is closed Saturday, Sunday, and Holidays.
3. You may pay the penalty using Visa or MasterCard by telephone or on the City website under "parking" at www.longbeach.gov.

PLEASE READ – IMPORTANT INFORMATION:

4. If you wish to further contest this citation, you must do so in person or by mail (written declaration) by the due date. Include a note requesting an administrative hearing with your payment. Please mark one of the boxes below to indicate if you are requesting an in-person hearing or a hearing by mail. If you are requesting an in-person hearing, you **MUST** appear or the case will be forfeited. The payment must accompany the request for hearing; however, for citation amounts over \$150 a waiver to prepaying the citation may be granted to the registered owner of the vehicle based on indigence (proof of income **MUST** be provided).

LATE PAYMENT INFORMATION:

A payment received in our office after the due date will cause a late penalty to be added. **Postmarks Are Not Honored.** Failure to clear a citation by payment may result in a hold on your vehicle registration with the Department of Motor Vehicles and will incur a penalty in addition to the above amount. Furthermore, the vehicle may be towed or the registered owner may be subject to a civil judgment.

↓ PLEASE MAKE CHECK OR MONEY ORDER (US CURRENCY) PAYABLE TO: CITY OF LONG BEACH ↓
 PLEASE RETURN THE PORTION BELOW WITH YOUR PAYMENT