

We need the following to process your appeal:

# **APPLICATION FOR APPEAL**

# Saint Paul City Council - Legislative Hearings

RECEIVED

310 City Hall, 15 W. Kellogg Blvd. Saint Paul, Minnesota 55102 Telephone: (651) 266-8585

APR 01 2014

CITY CLERK

\$25 filing fee payable to the City of Saint Paul (if cash: receipt number <u>Check 1021</u> )  Copy of the City-issued orders/letter being appealed Attachments you may wish to include This appeal form completed  Walk-In OR   Mail-In for abatement orders only:   Email OR   Fax	HEARING DATE & TIME (provided by Legislative Hearing Office) Tuesday, 4-8-14  Time 2:30  Location of Hearing: Room 330 City Hall/Courthouse		
Address Being Appealed:			
Number & Street: 956 Dayton Avenue City: St. Paul State: MN Zip: 55104			
Appellant/Applicant: Renovo Properties, LLC Email robert@renovolles.com			
Phone Numbers: Business <u>952-300-8463</u> Residence Cell			
Signature: 31/3/12014			
Name of Owner (if other than Appellant):			
Mailing Address if Not Appellant's: 1161 Wayzata Blvd E #133, Wayzata, MN 55391			
Phone Numbers: Business <u>952-300-8463</u> Residence	Cell		
What Is Being Appealed and Why? Attachments Are Acceptable			
□ Vacate Order/Condemnation/ Revocation of Fire C of O  See A++	tached		
□ Summary/Vehicle Abatement			
□ Fire C of O Deficiency List			
Code Enforcement Correction Notice			
₩ Vacant Building Registration			
□ Other			

City of Saint Paul,

The property at 956 Dayton Avenue has been designated as vacant. Renovo Properties,

LLC is the holder of the Sheriff's Certificate of Sale And Foreclosure Record (See attached). We

have secured the property and have it inspected regularly. Our intent is to repair or sell the home

as soon as we take title, but we are not allowed to do anything other than secure the property

until the end of the foreclosure redemption period ending on 6/21/2014. We have done

everything under good faith and in our power under Minnesota Statute 582 more specifically

582.031 to protect the property from vandalism and further disrepair. We have no power to

occupy the building or see that it is occupied by a renter and we will ultimately be the one's hit

with the Vacant Building fee once we take title. We please ask that the fee for Vacant Building

Registration be waived because of the undue hardship it would cause us when we take full

ownership and attempt to remedy the vacancy.

Sincerely,

Robert Silbaugh



Office: (952) 300-8463 Fax: (952) 856-5062 E: robert@renovollcs.com

### DEPARTMENT OF SAFETY AND INSPECTIONS

Steve Magner, Manager of Code Enforcement



Nuisance Building Code Enforcement 375 Jackson Street, Suite 220 Saint Paul. MN 55101-1806

651-266-8989 651-266-1919 www.stpaul.gov/dsi

March 26, 2014

Charles Edward Wooten 1797 Stillwater Ave E Unit 2 Saint Paul MN 55119-6230

### VACANT BUILDING REGISTRATION NOTICE

# The premises at 956 DAYTON AVE

has been inspected and found to meet the legal definition of a Vacant Building as described in Saint Paul Legislative Code, Chapter 43. You are required to register this building with the Department of Safety and Inspections, Vacant Buildings Division, by filling out and returning the registration form provided with this letter. You are also required to pay the annual Vacant Building Registration Fee or \$1,440.00 The fee is due upon receipt of this letter and must be paid no later than thirty (30) days from the date of this letter, as required in Saint Paul Legislative Code Chapter 43. If this building is vacant due to a fire, complete the enclosed registration form and return it to this office within 30 days.

Please return the enclosed registration form along with your payment by April 26, 2014.

# Do not mail cash.

If you wish to pay in person, you may do so from 8:00 a.m. to 4:00 p.m. Monday through Friday at:

DEPARTMENT OF SAFETY AND INSPECTIONS 375 Jackson Street, Suite 220 Saint Paul, MN 55101-1806

You may file an appeal to this fee or registration requirements by contacting the Office of the City Clerk at (651) 266-8688. Any appeal of this fee must be made within ten (10) days of the date of this notice.

If the registration fee is not received in this office within 45 days of the date of this letter the full amount owed will be assessed to, and collected with, the taxes for this property as permitted by Saint Paul Legislative Code Chapter 43.

The Code Enforcement Officer has notified the Building Inspection And Design Section that this property meets the legal definition of a registered vacant building and in accordance with Legislative Code Chapter 33, no permits (except demolition, wrecking and removal permits) will be issued until the requirements of all applicable ordinances are fulfilled.

All category 2 and category 3 vacant buildings must be winterized with gas and water services shut off or, alternately, an excess flow gas valve must be installed in the dwelling, within sixty (60) days of the date of this Notice.

# WRITTEN PERMISSION FROM THE CITY OF SAINT PAUL IS REQUIRED BEFORE A CATEGORY 2 OR CATEGORY 3 VACANT BUILDING CAN BE OCCUPIED OR SOLD.

- Category 2: Requirements include: 1. register/re-register the building, 2. pay outstanding fee(s), 3. obtain a code compliance report, 4. submit for approval a rehab cost estimate from a licensed contractor and a schedule for completion of all code compliance work, 5. submit proof of financial responsibility acceptable to the City, and 6. obtain Zoning approval of the proposed use.
- Category 3: All requirements listed for Category 2 vacant buildings, AND obtain a Certificate of Occupancy OR Certificate of Code Compliance prior to the sale of the building.

If the use of this building meets the definition of a nonconforming use by the Zoning Code then the use will lose its nonconforming status 365 days from the date the building was declared vacant.

You must contact the Enforcement officer, Matt Dornfeld, at 651-266-1902 to find out what must be done before this building can be legally reoccupied.

The Enforcement Officer may declare this building(s) to constitute a Nuisance Building subject to demolition and issue an Order to Abate under authority of Legislative Code Chapter 45. In the event this building is declared a Nuisance Building subject to demolition, the Enforcement Officer will notify all owners and interested parties of the Order to Abate, as provided in the Legislative Code Chapter 45.

If you have questions about this annual registration fee or other vacant building requirements, please contact the Enforcement Officer, Matt Dornfeld, at 651-266-1902.

This registration form and fee is required by law. Your prompt attention to this matter is appreciated.

Thank You,

Steve Magner Vacant Buildings Program Manager Department of Safety and Inspections

Enclosures:

Regulations Requirements Information Vacant Building Registration Form

SM: md

vb\_registration\_notice 9/2013

# SHERIFF'S CERTIFICATE OF SALE AND FORECLOSURE RECORD MORTGAGE DOCUMENT #3718388 (A)

DRAFTED BY:

Wilford, Geske & Cook P.A. 8425 Seasons Parkway, Suite 105 Woodbury, MN 55125-4393 FILE NUMBER: 027580F01

SEND TAX STATEMENTS TO:

Postal Credit Union

Parcel Number: 02.28.23.21.0137

1/17

# **Affidavit of Publication**

### NOTICE OF MORTGAGE FORECLOSURE SALE

NOTICE IS HEREBY GIVEN that default has occurred in the conditions of the following described mortgage:

DATE OF MORTGAGE: December 09, 2003 PRINCIPAL AMOUNT ORIGINAL. MORTGAGE: \$100,000.00

MORTGAGOR(S): Charles Edward Wooten, unmarried person

MORTGAGEE: Postal Credit Union DATE AND PLACE OF RECORDING:

Recorded: January 12, 2004 Ramsey County

Recorder

Document Number: 3718388 Transaction Agent: Not Applicable

Transaction Agent Mortgage Identification Number: Not Applicable

Lender or Broker: Postal Credit Union

Residential Mortgage Servicer: Postal Credit Union

Mortgage Originator: Not Applicable

COUNTY IN WHICH PROPERTY IS LOCATED:

Property Address: 956 Dayton Ave. Saint Paul, MN 55104-6544

Tax Parcel ID Number: 02.28.23.21.0137 LEGAL DESCRIPTION OF PROPERTY:

Lot 9, Block 2, Smith and Taylor's Addition to the City of St. Paul, according to the recorded plat thereof, Ramsey County, Minnesota

AMOUNT DUE AND CLAIMED TO BE DUE

AS OF DATE OF NOTICE: \$49,070.34

THAT all pre-foreclosure requirements have been complied with; that no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof:

PURSUANT to the power of sale contained in said mortgage, the above-described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: June 21, 2013 at

10:00 AM

PLACE OF SALE: Sheriff's Main Office, Lowry Building/City Hall Annex, 25 West 4th Street, Suite 150, St. Paul, Minnesota

to pay the debt secured by said mortgage and taxes, if any, on said premises and the costs and disbursements, including attorney fees allowed

by law, subject to redemption within twelve (12) months from the date of said sale by the mortgagor(s), their personal representatives assigns

if the Mortgage is not reinstated under Minn. Stat. \$580.30 or the property is not redeemed under Minn. Stat. \$580.23, the Mortgagor must vacate the property on or before 11:59 p.m. on June 23, 2014, or the next business day if June 23, 2014 falls on a Saturday, Sunday or legal holiday.

Mortgagor(s) released obligation: NONE

THIS COMMUNICATION IS FROM A DEBT COLLECTOR ATTEMPTING TO COLLECT DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

THE TIME ALLOWED BY LAW FOR REDEMP-TION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL STATE OF MINNESOTA (SS.

COUNTY OF RAMSEY

Description:

956 Dayton Ave Saint Paul, MN 55104-6544

, being duly sworn on oath say she/he is Charles Shaw and during all times herein stated has been the publisher or the publishers designated agent in charge of the newspaper known as

# Capitol Report (MN)

and has full knowledge of the facts herein stated as follows:

- (A) The newspaper has complied with all of the requirements constituting qualifications as a legal newspaper, as provided Minnesota Satute 331A.02, and 331A.07, and other applicable laws, as amended.
- (B) She/He further states on that the printed

Trustee Sales	
 10311008	

hereto printed as part as it was printed and published there in the English language; that it was first so published on

May 09, 2013 for the subsequent dates of publications being as follows: 5/9/2013 5/16/2013 5/23/2013 5/30/2013 6/6/2013 6/13/2013

And that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the

> zbodefghijkbnnopqrstuvwxyz abcdefghijkimnopqrstuvwxyz

Subscribed and

Sworn to before me this 13th day of June, 2013

(Notarial Seal) Notary Public, Ramsey County, Minnesota

KANGBAO XIONG Notary Public-Minnesota My Commission Expires Jan 31, 2016 

### RATE INFORMATION:

1. Lowest classified rate paid by 16.0000 commercial users for comparable space: 2. Maximum rate allowed by law for \$ 0.17032 the above matter: 3. Rate actually charged for the above 0.1548matter:

# HOMESTEAD DESIGNATION NOTICE

IF PART OF THE PROPERTY TO BE SOLD CONTAINS YOUR HOUSE, YOU MAY DESIGNATE AN AREA AS A HOMESTEAD TO BE SOLD AND REDEEMED SEPARATELY.

YOU MAY DESIGNATE THE HOUSE YOU OCCUPY AND ANY AMOUNT OF THE PROPERTY AS A HOMESTEAD. THE DESIGNATED HOMESTEAD PROPERTY MUST CONFORM TO THE LOCAL ZONING ORDINANCES AND BE COMPACT SO THAT IT DOES NOT UNREASONABLY REDUCE THE VALUE OF THE REMAINING PROPERTY.

YOU MUST PROVIDE THE PERSON FORECLOSING THE PROPERTY, THE SHERIFF, AND THE COUNTY RECORDER WITH A COPY OF THE LEGAL DESCRIPTION OF THE HOMESTEAD YOU HAVE DESIGNATED BY TEN BUSINESS DAYS BEFORE THE DATE THE PROPERTY IS TO BE SOLD.

# FAIR DEBT COLLECTION PRACTICES ACT NOTICE:

THIS COMMUNICATION IS FROM A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

# STATE OF MINNESOTA

### AFFIDAVIT OF VACANCY

### **COUNTY OF HENNEPIN**

# METRO LEGAL SERVICES

Brian Sowada, being duly sworn, on oath says that on May 23, 2013 he went upon the land and premises commonly known as 956 Dayton Avenue, St. Paul, County of Ramsey, State of Minnesota, and described in the attached Notice of Mortgage Foreclosure Sale, Homestead Designation Notice, Help for Homeowners in Foreclosure Notice, Notice of Redemption Rights and Foreclosure Advice to Tenants Notice for the purpose of serving the attached Notice of Mortgage Foreclosure Sale, Homestead Designation Notice, Help for Homeowners in Foreclosure Notice, Notice of Redemption Rights and Foreclosure Advice to Tenants Notice; that on said day and for sometime prior thereto, said premises were and have been vacant and unoccupied.

Brian Sowada

Subscribed and sworn to before me on

S/2 8 ,2013

DAVE L. HOLPER
NOTARY PUBLIC MINNESOTA
thy Committee on Explires Jon. 31, 2015

\*17619**52** - 1\*

RE: 027580F01

# NOTICE OF REDEMPTION RIGHTS

# What Happens After the Foreclosure Sale

After the sheriff's sale, you have the right to "redeem". Redeem means that you pay the amount bid for your house at the sheriff's sale, plus interest and costs, to keep your house.

You can keep living in your home for a period of time after the foreclosure sale. This is called a "redemption period". The redemption period is twelve (12) months after the sheriff's sale.

At the end of the redemption period, if you do not redeem or sell, you will have to leave your home. If you do not leave, the person or company that bid on your home at the sheriff's sale has the right to file an eviction against you in court.

# Be Careful of Foreclosure Scams

Be careful! After the foreclosure sale, people may approach you to buy your house or ask you to transfer your house to them for little or no money.

Before you give up the rights to your house or sign any documents (including a deed), be sure you know how much the house sold for at the sheriff's sale and decide if you can save the house by paying the amount of the bid, plus interests and costs.

# How to Find Out How Much Your House Sold For at the Foreclosure Sale

The amount you need to pay to redeem your house may be less than the amount you owed on the mortgage before the sale. You can learn what this amount is (and who the winning bidder at the sale was) by attending the sheriff's sale or by contacting the sheriff's office after the sale.

# You Can Also Sell Your House

During the redemption period, if you sell your home, you must sell it for enough to pay off the winning bidder from the sheriff's sale and pay interest, fees and other claims against the property. If there is any money left from the

# Help For Homeowners in Foreclosure

The attorney preparing this foreclosure is:

Wilford, Geske & Cook P.A. 8425 Seasons Parkway, Suite 105 Woodbury, MN 55125-4393 (651) 209-3300

It is being prepared for:

Postal Credit Union 8499 Tamarack Rd Woodbury, MN 55125-9201 651-773-2975

AS OF April 15, 2013, this lender says that you owe \$2664.56 to bring your mortgage up to date (or "reinstate" your mortgage). You must pay this amount, plus interest and other costs, to keep your house from going through a sheriff's sale. The sheriff's sale is scheduled for Friday, June 21, 2013 at 10:00 AM at Sheriff's Main Office, Lowry Building/City Hall Annex, 25 West 4th Street, Suite 150, St. Paul, Minnesota. Mortgage foreclosure is a complex process. People may contact you with advice and offers to help "save" your home.

Remember: It is important that you learn as much as you can about foreclosure and your situation. Find out about all your options before you make any agreements with anyone about the foreclosure of your home.

# **Getting Help**

As soon as possible, you should contact your lender at the above number to talk about things you might be able to do to prevent foreclosure. You should also consider contacting the foreclosure prevention counselor in your area. A foreclosure prevention counselor can answer your questions, offer free advice, and help you create a plan which makes sense for your situation.

Contact the Minnesota Home Ownership Center at 651-659-9336 or 866-462-6466 or <a href="www.hocmn.org">www.hocmn.org</a> or contact the United States Department of Housing and Urban Development at 1-800-569-4287 or <a href="http://www.hud.gov">http://www.hud.gov</a> to get the phone number and location of the nearest certified counseling organization. Call today. The longer you wait, the fewer options you may have for a desirable result.

Sent by: Wilford, Geske & Cook P.A., 8425 Seasons Parkway, Suite 105 Woodbury, MN 55125-4393. Phone (651) 209-3300

THIS COMMUNICATION IS FROM A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

File No. 027580F01

# Foreclosure: Advice to Tenants

If you are renting in a property that is in foreclosure, Minnesota law requires that we send you this notice about the foreclosure process. Please read it carefully.

The mortgage foreclosure does not change the terms of your lease. You and your landlord must continue to follow the terms of your lease, including the rights and responsibilities of you and your landlord. You must keep paying rent unless you have a legal reason to withhold it. Your landlord must keep the property repaired. Utilities must be paid under the terms of your lease or under state law.

Moving out of the property early might be a violation of your lease. The date of the sheriff's foreclosure sale is in the attached foreclosure notice. In most cases you do not need to move from the property before the sheriff's foreclosure sale. Read your lease to see if it says anything about foreclosure and about the rights you may have if the property is in foreclosure. If you have a month-to-month lease, the foreclosure notice does not change the rules for ending your lease. You and your landlord must still give legal notice to end your lease.

In most cases, your landlord has six months after the date of the sheriff's foreclosure sale to pay off the mortgage. This is called the "redemption period." Read the attached foreclosure notice to determine the length of the redemption period. You cannot be asked to move during the redemption period except for lease violations or if your lease expires during the redemption period. If your landlord stops the foreclosure, you may not have to move from the property. If your landlord does not stop the foreclosure, there will be a new owner of the property at the end of the redemption period.

The new owner may have the legal right to ask you to move even if your lease is not over. But, the new owner must still give you a written notice stating that the new owner wants you to move.

Do not wait to get information about foreclosure. Mortgage foreclosure is a complicated process. It is important you learn about your rights as a renter when there is a mortgage foreclosure. You may have fewer options if you wait too long. There are government agencies and nonprofit organizations that you may contact for helpful information about the foreclosure process. For the name and telephone number of an organization near you please call the legal aid office or bar association office in your county. You can also find information on tenant rights at HOME Line at (866) 866-3546 and Law Help Minnesota at

### SHERIFF'S CERTIFICATE OF SALE AND FORECLOSURE RECORD

### SHERIFF'S CERTIFICATE OF SALE

### STATE OF MINNESOTA

### COUNTY OF RAMSEY

I, Matt Bostrom, Sheriff of the County of Ramsey, State of Minnesota, do hereby certify that pursuant to the printed Notice of Foreclosure sale hereto attached and the power of sale contained in the following described mortgage:

DATE OF MORTGAGE: December 09, 2003

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$100,000.00

MORTGAGOR(S): Charles Edward Wooten, unmarried person

MORTGAGEE: Postal Credit Union

DATE AND PLACE OF RECORDING:

Recorded: January 12, 2004 Ramsey County Recorder

Document Number: 3718388

Transaction Agent: Not Applicable

Transaction Agent Mortgage Identification Number: Not Applicable

Lender or Broker: Postal Credit Union

Residential Mortgage Servicer: Postal Credit Union

Mortgage Originator: Not Applicable

COUNTY IN WHICH PROPERTY IS LOCATED: Ramsey Property Address: 956 Dayton Ave, Saint Paul, MN 55104-6544

Tax Parcel ID Number: 02.28.23.21.0137

I did, at the time and place in said notice specified:

DATE AND TIME OF SALE: 6/21/2013 10:00 AM

PLACE OF SALE: Sheriff's Main Office, Lowry Building/City Hall Annex, 25 West 4th Street, Suite 150, St. Paul, Minnesota

offer for sale and sell at public auction to the highest bidder and best bidder, the tract of land described as follows, to wit:

Lot 9, Block 2, Smith and Taylor's Addition to the City of St. Paul, according to the recorded plat thereof, Ramsey County, Minnesota

and did strike off and sell the same to: Postal Credit Union Renovo Properties LLC

for the sum of: \$52,804.08 \$90,000.00

said purchaser being the highest bidder and said sum being the highest and best bid offered therefore and that said sale was in all respects openly, honestly, fairly, and lawfully conducted, and the time allowed for redemption by the mortgagor(s), their personal representatives or assigns is twelve (12) months from the date of said sale.

Interest rate on the date of sale: 5.125%

IN TESTIMONY WHEREOF, I have hereunto set my hand on 6/21/2013.

STATE OF MINNESOTA

Matt Bostrom

**COUNTY OF Ramsey** 

by Min Deputy

On 6/21/2013, before me personally appeared While Bullet in Modern to be the Sheriff of said County, and the person described in and who executed the foregoing instrument, and acknowledged that he/she executed the same as his/her free act and deed as such Sheriff.

SIDNEY JINTARA YANG

Notary Public-Minnesota My Commission Expires Jan 31, 2015

AFFIDAVIT OF MILITARY STATUS

STATE OF MINNESOTA

COUNTY OF WASHINGTON

Lawrence A. Wilford/James A. Geske/Eric D. Cook/Christina M. Snow/Michael R. Sauer/Robert Q. Williams/David R. Mortensen/Orin J. Kipp/Greta L. Burgett, being first duly sworn on oath says that he/she knows the facts relating to the military status of Charles Wooten owner(s) of the mortgaged premises described in the foregoing Sheriff's Certificate of mortgage foreclosure sale thereof, that said person(s) was not in the military or naval service of the United States at the time of said sale, or during the twelve (12) months preceding such sale, as appears from facts known at the time of the sale.

Subscribed and sworn to before me on \(\outline{\lambda}\) \(\outline{\lambda}\)

Notary Public

BRENDA JEAN BOUTHILET

Notary Public-Minnesota

My Commission Expires Jan 31, 2017

# AFFIDAVIT OF COSTS AND DISBURSEMENTS

## STATE OF MINNESOTA

# COUNTY OF WASHINGTON

Lawrence A. Wilford/James A. Geske/Eric D. Cook/Christina M. Snow/Michael R. Sauer/Robert Q. Williams/David R. Mortensen/Orin J. Kipp/Greta L. Burgett, being first duly swom on oath says that he/she is the attorney foreclosing the mortgage described in the printed notice of mortgage foreclosure sale hereto attached; that the following is a detailed bill of the costs and disbursements of said foreclosure, and that the same have been absolutely and unconditionally paid or incurred therein, to wit:

\$1,025.00	Attorney's Fee for foreclosing said mortgage
\$620.00	Publication of Notice of Mortgage Foreclosure
\$92.00	Recording Costs
\$60.00	Sale Fee
\$105.00	Service Costs
\$200.00	Title Search
\$2,102.00	Total

Subscribed and sworn to before me on 6/20/13

Goldo Bouthelil
Notary Public

BRENDA JEAN BOUTHILET

Notary Public-Minnesota

My Commission Expires Jan 31, 2017

AFFIDAVIT OF COMPLIANCE

STATE OF MINNESOTA

COUNTY OF WASHINGTON

Lawrence A. Wilford/James A. Geske/Eric D. Cook/Christina M. Snow/Michael R. Sauer/Robert Q. Williams/David R. Mortensen/Orin J. Kipp/Greta L. Burgett, being first duly sworn on oath, states that any applicable notices required under sections 580.021, 580.04, 580.041, 580.042, 582.039, 582.041 or 582.042 of the Minnesota Statutes have been provided in compliance with those sections.

Subscribed and sworn to before me on 6/20/3

Notary Public

File Number: 027580F01

BRENDA JEAN BOUTHILET Notary Public-Minnesota
My Commission Expires Jan 31, 2017

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