



OFFICE OF THE DISTRICT ATTORNEY
CONTRA COSTA COUNTY

Mark A. Peterson
DISTRICT ATTORNEY

Complaint Form

A. The District Attorney has limited resource to process complaints. All complaints will be reviewed by a Deputy District Attorney. **Not all complaints are investigated.**

B. The legal staff of the Contra Costa County District Attorney's Office is not permitted to engage in the private practice of law or to furnish legal advice in private civil matters and does not have the legal authority to assert your individual private rights.

C. The Special Operations Division does not conduct personal intake interviews or make appointments to accept the written complaint form.

PLEASE PRINT LEGIBLY

I. COMPLAINANT (Person Filing Complaint)

LAST NAME Jordan	FIRST NAME Mark	INITIAL O	OCCUPATION REALTOR
STREET ADDRESS OR P.O. BOX c/o 2830 Lone Tree Way		APT. NO.	DRIVERS LICENSE OR IDENTIFICATION NUMBER N2016003
CITY Antioch	STATE CA	ZIP CODE 94509	
FAX NO. (925) 757-8582		E-MAIL mark@markcynthia.com	
DAY TELEPHONE NUMBER (925) 757-8080		EVENING TELEPHONE NUMBER (925) 876-8080	

II. BUSINESS/SUSPECT COMPLAINT IS AGAINST

NAME OF BUSINESS City of Antioch / Mayor Harper, Council persons, Rocha, Wilson, Tiscareno and Ogorchock					
STREET ADDRESS OR P.O. BOX 3rd & H Street				TELEPHONE NUMBER (925) 779-7009	
CITY Antioch		STATE CA		ZIP CODE 94509	
INDIVIDUAL NAME See Remarks Section		DOB (AGE)	RACE	MALE/FEMALE	HEIGHT
STREET ADDRESS OR P.O. BOX		APT. NO.		TELEPHONE NUMBER ()	
CITY		STATE		ZIP CODE	

III. TRANSACTION INFORMATION

DATE OF OCCURRENCE 2010-2015		LOCATION OF OCCURRENCE Antioch City Hall	
IDENTIFY THE TYPE OF TRANSACTION PERTAINING TO YOUR COMPLAINT Illegal transfer of public Funds et all		WAS A CONTRACT SIGNED? (If yes, please attach a copy) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No see remarks	
NATURE OF COMPLAINT Violation of Oath of Office, Violation of California State Constitution			
DATE OF PURCHASE	PURCHASE PRICE / AMOUNT LOSS	METHOD OF PAYMENT (check, cash, credit care, other - explain) [Include copies of payment - front and back]	
NAME, ADDRESS AND PHONE NUMBER OF WITNESSES, IF ANY: Steve Duran, City Manager, Derek Cole, interum City Attorney			
NAME, ADDRESS AND PHONE NUMBER OR OTHER VICTIMS, IF KNOWN: All Citizens of the City of Antioch			
HOW DID YOU HEAR ABOUT THE BUSINESS? (newspaper, TV, Telephone, website, etc.)			
DID YOU CONTACT THE BUSINESS ABOUT YOUR COMPLAINT? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		NAME OF THE PERSON YOU CONTACTED Mayor and Council	
RESULT OF CONTACT no correction of Malfeasance		DATE YOU WERE AWARE YOU MAY BE A VICTIM OF A CRIME. (Explain in Narrative) June 2015	
LIST OF OTHER AGENCIES YOU MAY HAVE CONTACTED City of Antioch			
HAVE YOU CONTACTED A PRIVATE ATTORNEY? IF YES, WHO? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No R. Hobin / K. Jenner		ANY CIVIL LAWSUITS PENDING? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	ANY JUDGEMENTS? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
MAY WE PROVIDE A COPY OF YOUR COMPLAINT AND INFORMATION TO OTHER GOVERNMENTAL OR CONSUMER AGENCIES? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			

IV. COMPLAINT

Briefly explain the facts upon which you are basing your complaint (how, when, and why you believe you are a victim of a crime), including first contact with suspect, individual or business and anything said or represented which later proved to be untrue. **Additional pages any be attached for further remarks.**

This is a formal complaint against the City of Antioch, the Mayor (Harper) and council persons (Rocha, Wilson, Tiscareno and Ogorchock). The aforementioned persons have violated their Oath Of Office and have violated the State Constitution as amended by Propostions 13, 26 and 218. That they have committed malfeasance by the illegal transfer of public funds from the Antioch Water and Sewer funds including but not limited to years 2010-2015.

That in violation of the State Constitution the City of Antioch has (Cont)

V. DECLARATION

Date and sign below (anonymous complaints are not accepted)

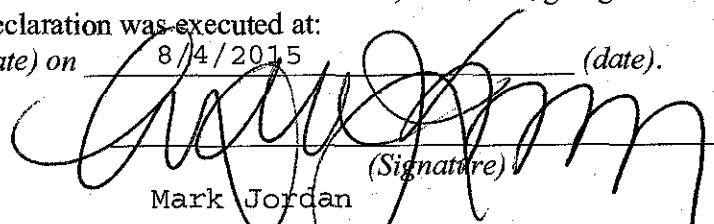
I declare, by penalty of perjury under the laws of the State of California, that the forgoing is true and correct to the best of my knowledge and the this declaration was executed at:

Antioch, CA

(city/state) on

8/4/2015

(date).


(Signature)
Mark Jordan

WARNING: Filing a false report is a crime pursuant to Penal Code 148.5(a)

VI. MAILING INSTRUCTIONS

To help explain the details of your complaint, **YOU MUST SUPPLY DOCUMENTS RELATED TO YOUR COMPLAINT.**

-PLEASE SEND ORIGINAL DOCUMENTS-

Mail or deliver signed complaint and ORIGINAL copies of supporting documents to:

Contra Costa County District Attorney
Special Operations Division
900 Ward Street, Fourth Floor
Martinez, California 94553

**FAILURE TO SEND SUPPORTING DOCUMENTS
WILL DELAY RESPONSE TO YOUR COMPLAINT**

Item IV. Complaint Continued.

further violated the citizen's rights by adoption of a penal predetermined tiered water billing system.

Know the City of Antioch and all Council members are in violation of affirmed case law "Capistrano". The City of Antioch developed a predetermined tiered water rate system that is punitive and in violation of Proposition 13 and 218. See attached case G048969: Capistrano Taxpayers Association, Inc. v. City of San Juan Capistrano. See attached City of Antioch Notice of Public Hearing for development of punitive action and City wording. (page 2).

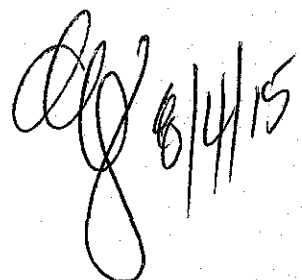
I claim that the illegal transfers from the Antioch Water and Sewer Funds are a taking from the public without basis in law, legal nexus or legal justification and that this taking of public funds is public malfeasance and grand theft pursuant to Penal Code 487, a felony. See attached copy of: Penal Code 487.

I provide a certified signed copy of the transfers from the Antioch Finance Director along with an email stating the transfers are based on a percentage of the Police Budget. A legal nexus is required by law and none exists. A percentage meets no legal requirement of the State Constitution. See Propositions 13, 26 and 218.

Also; that this transfer is a creation of windfall for the General Fund and is nothing short of a specific tax without voter approval as required by the State Constitution. See attached case C071906: Citizens for Fair Reu Rates et al v. City of Redding et al. See also Propositions 13, 26 and 218.

I also attach my letter to the City of Antioch, dated July 15, 2015 with exhibits and a response from the interim City Attorney, Derek P. Cole dated July 23, 2015.

Find also an opinion statement from retired City of Antioch attorney, William R. Galstan dated February 4, 2015 supporting the requirement of a legal nexus.

 8/4/15

Know also that on or about July 23, 2015 the California Supreme Court upheld by publication the Appellate Court decision in Capistrano Taxpayers Association, Inc. v. City of San Juan Capistrano. That the Court; refused to "depublish" the opinion when pressured by the Governor and State Attorney General.

Pursuant to Government Code Section 3060 requirement is requested of the District Attorney to deliver to the Grand Jury this petition complaint.

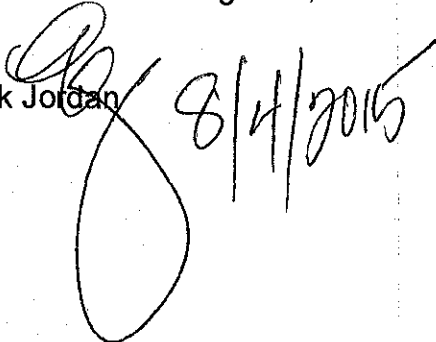
I claim my right of "due process" under the fourteenth amendment of the United States Constitution. I also claim my first amendment right under the United States Constitution "to petition the Government for a redress of grievances" and the California Constitution, Declaration of Rights, Article 1, Section 3.a. See attached copy of: Government Code 3060.

I claim, but do not limit, that my California State Constitutional right to vote on any tax has been violated by the City of Antioch and the individuals herein named. See Propositions 13, 26 and 218.

I do attest that constructive and legal notice was given to the individuals noted in this complaint and the City of Antioch on June 23, 2015 at the council meeting. See video at the City of Antioch web site. I do attest that constructive and legal notice was given to the individuals noted in this complaint and the City of Antioch in a letter dated July 15, 2015. See attached letter. I do attest that constructive and legal notice was given to the individuals noted in this complaint and the City of Antioch on July 28, 2015 at the council meeting. See video at the City of Antioch web site. I do attest that the aforementioned crimes do continue without correction by the City of Antioch.

I do claim that the individuals noted in this complaint have no rights of "Qualified Immunity" under 42 U.S.C. Section 198 as they have and had been one and all placed on constructive and legal notice of the violations prior to confirmation of the crimes by Council Vote on and including but not limited to June 23, 2015. See: Harlow v. Fitzgerald, 457 U.S. 800 (1982).

Mark Jordan


8/4/2015