

Anatol Holdings Limited, LLC
P.O. Box 12174
Zephyr Cove, NV 89448
Tel: 310-570-8573
zinaltd@aol.com

Via First Class Mail (Total 9 pages, including attachments.)

July 8, 2013.

NOTICE OF APPEAL

The Honorable City Council
200 North Spring Street, Room 395
Los Angeles, CA 90012

Re: Residential Sewer Service Charge (SSC) refund – 7646 Memory Dr

To the City Council and the Energy and Environment Committee:

Anatol Holdings Limited, LLC, is hereby requesting that the July 3rd, 2013 finding and ruling of Board of Public Works be overturned and that Anatol Holdings Limited, LLC be given the full SSC refund.

The Board erred in its ignoring documentary evidence and surmising that the billing including Lusine Tataryan was the controlling factor and ignoring the factual background presented by Anatol Holdings. The documentation showing that Lusine Tataryan was found by Superior Court to be unlawfully on the premises and evicted was not given proper weight. The documentation that the Brush Clearance of 7646 Memory Drive was blocked by Lusine Tataryan, which action cost Anatol Holdings \$5,418.00, including County Administration fees, was not given proper weight.

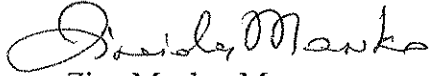
Commissioner Furutani's report giving recommendations uses words at page 2, 3rd paragraph: "...has the right... with regards to the disputed billings, but only in conjunction with the signed consent of Lusine Tataryan."

Argument: The likelihood of Lusine Tataryan, who was evicted from 7646 Memory Drive premises, giving a signed consent, is extremely unlikely. This gives one the impression that the sewer overcharge refund accounts will show windfall profits to Dept of Water and Power at their year-end financial reporting. All of this is unjust. (Ms. Manko could not offer any evidence proving that Lusine Tataryan did not pay the SSC.) Ethically, SSC's managers, legal counsel, gave no consideration for the Trustee of the deceased Serguei Manko's estate's situation. This family's tragedy the early demise of the family's prime support, financial and recordkeeping gives an impression that SSC

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procedural processes and determination of refund have “stacked the deck” in favor of producing year-end surpluses and so that justice does not prevail.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Zina Manko". The signature is written in a cursive, flowing style.

Zina Manko, Manager
for Anatol Holdings Limited, LLC, Trustee of the
Manko Family Trust

cc: Matthew Vong via e-mail at matthew.vong@lacity.org

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JUL 03 2013

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CHIEF FINANCIAL OFFICER

FINANCIAL MANAGEMENT DIVISION
RESIDENTIAL SEWER SERVICE CHARGE
ADJUSTMENTS
P.O. Box 79083
LOS ANGELES, CA 90079
1 800 540-0952 / 213 473-4181
FAX: (213) 465-4269 • TTY: (213) 473-4112

Anatol Holdings Limited, LLC
Attn: Zina Manko
P.O. Box 12174
Zephyr Cove, NV 89448

Dear Ms. Manko:

RESIDENTIAL SEWER SERVICE CHARGE (SSC) APPEAL – 7646 MEMORY DR

The Board of Public Works has denied your appeal for additional SSC refund at their meeting on July 3, 2013.

Should you disagree with the decision of the Board, you may request that the matter be referred to the City Council, where you will be able to express your concerns to the Council's Energy and Environment Committee. To do this, you must address a Notice of Appeal to The Honorable City Council, 200 North Spring Street, Room 395, Los Angeles, CA 90012, within ten (10) days of the date of the mailing of the Board's written determination to you. This notice of appeal must be in writing and must set forth specifically wherein you believe there was an error or abuse of discretion on the part of the Board.

If you have any questions or need further assistance, please contact Matthew Vong of my staff at (213) 485-2437.

Sincerely,

Enrique C. Zaldivar, Director
Bureau of Sanitation

By: Lisa B. Mowery, P.E.
Division Manager
Financial Management Division

ECZ/LBM/mv
Board Action Letter
Ref #121456



BOARD OF
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RESIDENTIAL SEWER SERVICE CHARGE
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Anatol Holdings Limited, LLC
Attn: Zina Manko
P.O. Box 12174
Zephyr Cove, NV 89448

Dear Ms. Manko:

RESIDENTIAL SEWER SERVICE CHARGE (SSC) APPEAL ADJUSTMENT – 7646 MEMORY DR

Enclosed is a copy of Commissioner Furutani's report to the Board of Public Works which contains the Commissioner's recommendation on your appeal of the determination by the Director of the Bureau of Sanitation in regards to your application for an SSC refund.

The Board of Public Works will consider this report at City Hall, Room 350, 200 N. Spring Street (please note: the entrance of City Hall is located on Main street), Los Angeles, CA 90012 on Wednesday, July 3, 2013 at 9:30 a.m. This meeting is open to the public and you may be present if you wish.

Should you disagree with the decision of the Board, you may request that the matter be referred to the City Council, where you will be able to express your concerns to the Council's Energy and Environment Committee. To do this, you must address a Notice of Appeal to The Honorable City Council, 200 North Spring Street, Room 395, Los Angeles, CA 90012, within ten (10) days of the date of the mailing of the Board's written determination to you. This notice of appeal must be in writing and must set forth specifically wherein you believe there was an error or abuse of discretion on the part of the Board.

If you have any questions or need further assistance, please contact Matthew Vong of my staff at (213) 485-2437.

Sincerely,

Enrique C. Zaldivar, Director
Bureau of Sanitation

By: Lisa B. Mowery, P.E.
Division Manager
Financial Management Division

ECZ/LBM/mv
Board Action Letter
Ref #121456



REPORT NO.

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Administration of the SSC," which sites California Government Code 53082 in matters concerning the refund of SSC. Subdivisions (a) and (d) are applicable in this case. They are listed as follows:

- a) By July 1, 1991, local agencies shall refund any sewer service fees collected for which no services were delivered.
- b) In cases where a person paid fees as described in subdivision (a) but is not still residing at the same location, the payer of the fees may make a claim for a refund to the agency collecting the fees.

In response to Ms. Manko's arguments, City Attorney John Carvalho asserted that the interpretation of laws in regards to assets and property ownership are irrelevant to this case, and that the City of Los Angeles is only legally obligated to refund the payer of the erroneous billing of SSC. In this case, the payer is determined by the person(s) listed on the DWP bills.

There are two account holders listed for the billings in question, which range from March 30, 2006 to March 29, 2012. They are Serguei Manko, who is currently deceased, and his spouse Lusine Tataryan. Ms. Manko could not offer any evidence proving that Lusine Tataryan did not pay the SSC in question. As trustee to Mr. Serguei Manko's estate, Anatol Holdings Limited, LLC has the right to submit a claim for SSC refund with regards to the disputed billings, but only in conjunction with the signed consent of Lusine Tataryan.

Based on the arguments and evidence presented at the hearing before me, I have concluded that Anatol Holdings Limited, LLC cannot be the sole claimant for the potential SSC refund in question. It is my recommendation that this appeal be denied.

The appellant has been advised of the recommendation contained herein and the date and time this matter will be considered by the Board. The appellant was also advised that the Board meeting is open to the public and the appellant may be present if she wishes. Furthermore, if the appellant disagrees with the decision of the Board, she may file a Notice of Appeal with the Office of the City Clerk within ten (10) days of the date of the mailing of the Board's written determination to have the matter referred to the City Council and will be able to express her concern to the Council's Energy and Environment Committee.

WTF/ECZ/MV

Respectfully submitted,

Prepared by:
Matthew Vong, FMD
(213) 485-2437

Warren T. Furutani
Commissioner

c:
Anatol Holdings Limited, LLC
Attn: Zina Manko
P.O. Box 12174
Zephyr Cove, NV 89448
[Ref # 121456]
Board of Public Works

DEPARTMENT OF PUBLIC WORKS

COMMISSIONER WARREN T. FURUTANI
REPORT NO.

CD: 7

7646 MEMORY DRIVE — APPEAL OF BUREAU OF SANITATION'S DETERMINATION OF
SEWER SERVICE CHARGE (SSC) RESIDENTIAL ADJUSTMENT REQUEST

RECOMMENDATIONS

Deny Anatol Holdings Limited, LLC's appeal for additional SSC refund as a sole claimant for the period of March 30, 2006 to March 29, 2012. The Bureau of Sanitation's determination was based on the Los Angeles Municipal Code and the "Rules and Regulations for the Administration of the SSC."

TRANSMITTAL

Communication No. 121456 from Anatol Holdings Limited, LLC represented by Ms. Zina Manko, 7646 Memory Drive, Tujunga, CA 91042. Referred by the Board of Public Works on January 16, 2013.

DISCUSSION

Anatol Holdings Limited, LLC represented by Ms. Zina Manko applied for a residential SSC refund for the premises at 7646 Memory Drive by letter received July 6, 2012. An investigation conducted by the Bureau of Sanitation determined that the property in question is currently served by a septic system and was erroneously billed SSC. Based on those findings, the Director of Sanitation partially granted Ms. Manko's request by letter dated November 26, 2012. The letter authorized the SSC refund, which dated from August 1, 2003 to March 30, 2006 and March 29, 2012 to May 3, 2012.

Ms. Manko filed an appeal on this decision which was dated January 4, 2013. The appeal requests that the additional period of billed SSC from March 26, 2006 to March 29, 2012 also be refunded.

Ms. Manko had a phone hearing with me on June 5, 2013. City Attorney John Carvalho was also present.

Ms. Manko's argument followed by the Bureau of Sanitation's response is:

Argument: Ms. Manko asserts that Ms. Lusine Tataryan, who is one of the listed account holders for the refund period in question, was only a tenant and had no proprietary interest in the property. She also alleges that Ms. Tataryan may have unilaterally and fraudulently added her name as the additional account holder. Anatol Holdings Limited, LLC, is the responsible party for this asset along with the sewer waste collection and disposal (septic) system, which entitles the owner to the refund of the incorrect assessment SSC. She asks that the SSC paid from March 30, 2006 to March 29, 2012 be refunded to Anatol Holdings Limited, LLC.

Response: The Director of Sanitation's initial determination dated November 26, 2012 is in accordance with the Los Angeles Municipal Code and the "Rules and Regulations for the

Anatol Holdings Limited, LLC
P.O. Box 12174
Zephyr Cove, NV 89448
Tel: 310-570-8573
zinaltd@aol.com

Via First Class U.S. mail

October 11, 2012.

City of Los Angeles - Brush Clearance
200 N. Main Street, Room 1620
Los Angeles, CA 90012-4147
Attn.: Inspector

Re: 7646 Memory Drive, APN 2552-031-013

Dear Sir/Madam:

This letter is to request a waiver of the Brush removal and related charges assessed for the above-reference property on the 2012 annual property tax bill for the following reasons:

Anatol Holdings Limited, LLC, Trustee of the Manko Family Trust, had no possession of the property during your inspection/brush removal time in 2011/12 due to the tragedy of Mr. Serguei Manko's premature death at age 52 from the lung cancer (see attached Death Certificate), **and due to the Court Proceedings of tenant eviction (see attached Court Order and Sheriff lock out documents).**

Thus, due to these extraordinary circumstances, in which a hostile tenant had caused physical and financial harm to persons and property, vandalizing the property, prevented the owner, Anatol Holdings Limited, LLC., from compliance with the annual brush removal issues.

After tenant eviction per the Court Order and Sheriff lock out, the owner had cleared the brush and brought the property in compliance with your department. (Confirmed per telephone conversation with Elaine, at your accounting department at 213-978-3424.) Due to said extraordinary circumstances, the owner is requesting this waiver of \$5,418.00, assessed on the annual property tax bill for 2012.

We appreciate any courtesy you could extend due to the tragedy we suffered. If you require anything further, please contact the undersigned.

Very truly yours,

Zina Manko, Manager
Anatol Holdings Limited, LLC, Trustee
Manko Family Trust