



RECEIVED
NOV 16 2009

U.S. ATTORNEY
PORTLAND, OR

United States Attorney's Office
District of Oregon

Civil Rights Complaint Form

The United States Attorney's Office (USAO), in coordination with the Civil Rights Division of the United States Department of Justice, is charged with enforcing the federal civil rights laws throughout the District of Oregon. We therefore welcome information from the public that brings to our attention possible violations of our Nation's civil rights laws. The USAO is primarily a litigating office and not an investigative office. The information you provide on this complaint form may be forwarded to the appropriate law enforcement and/or administrative agency at the discretion of this office.

Person filing complaint:

Name [REDACTED]

Address [REDACTED]

Address (Line 2) [REDACTED]

City, State [REDACTED] Zip [REDACTED]

County [REDACTED] Phone [REDACTED]

email: [REDACTED]

Person/Entity you are filing complaint about:

STATE OF OREGON - LUBA
Name of Person or Entity

550 CAPITOL ST NE SUITE 235
Address

Address (Line 2)

SALEM OR 97301-2552
City, State Zip

County Phone

email:

Nature of Alleged Civil Rights Violation (please check specific area(s) that apply to your complaint):

- | | | |
|---|--|--|
| <input type="checkbox"/> Abortion Clinic Access | <input type="checkbox"/> Housing Discrimination | <input type="checkbox"/> Race/National Origin |
| <input type="checkbox"/> Credit/Lending Opportunities | <input type="checkbox"/> Human Trafficking | <input type="checkbox"/> Religious Liberties |
| <input type="checkbox"/> Disability Rights or Access | <input checked="" type="checkbox"/> Law Enforcement Misconduct
BY JACKSON CO. | <input type="checkbox"/> Voting Rights |
| <input type="checkbox"/> Educational Opportunities | <input type="checkbox"/> Military/Veteran Status | <input checked="" type="checkbox"/> Other: CIVIL RIGHTS
VIOLATION
(SEE ATTACHED) |
| <input type="checkbox"/> Employment Discrimination** | <input type="checkbox"/> Prisoner or Institutionalized Person Rights | |
| <input type="checkbox"/> Hate Crime | | |

**Note: "Employment Discrimination" includes Immigration Related Unfair Employment Practices

Please clearly describe the violation of the civil rights laws that you would like to bring to our attention. Include as much information as possible, including the date, place, nature of incident, and contact information for any witnesses (please include copies of supporting documentation, but do not send original documents):

SEE ATTACHED REQUEST FOR ADMINISTRATIVE REVIEW

LUBA HAS DENIED US EQUAL RIGHTS AND PROTECTION,

<Attach additional page(s) if necessary>

Do you believe that the violation of civil rights described in this complaint is part of, or results from, a policy, pattern, or practice on the part of the person or entity named above? If so, please describe the policy, pattern, or practice in detail and identify others who you believe were subjected to the same or similar treatment:

YES - EVEN WHEN IT IS DOCUMENTED - LUBA GIVES PREFERENCE TO DEVELOPERS BREAKING THE LAW: OUR CONSTITUTION GUARANTEES PROTECTIONS WHICH WERE WAIVED BY LUBA & JACKSON COUNTY

Are you represented by an attorney in this matter? ☐ Yes ☒ No If yes, please provide name of attorney, address and phone number.

Name CANNOT AFFORD ONE Phone

Address

Have you filed a lawsuit concerning this matter? ☐ Yes ☐ No If yes, please provide the case name, court in which the case was brought, and the status of the case.

NOT YET

Have you filed a complaint about this matter with any other federal, state, or government agency? ☒ Yes ☐ No If yes, please list the agency, contact person, phone, and status of the complaint.

FEDERAL DOJ (SEE ATTACHED)

Although the volume of information we receive from concerned members of the public prevents us from responding to every complaint we receive, be assured that we will carefully consider the information you have provided us to determine whether a violation of the federal civil rights laws may have occurred and, if so, whether the United States Department of Justice through the United States Attorney's Office or another agency has enforcement authority with respect to such a violation. This Office has the discretion to determine if your complaint raises a potential violation of federal civil rights laws that would be within the jurisdiction of this Office to investigate, or should be referred to another agency for investigation.

***SUBMITTING A COMPLAINT TO THIS OFFICE HAS NO EFFECT ON ANY STATUTE OF LIMITATIONS THAT MIGHT APPLY TO ANY CLAIM YOU MAY HAVE. BY SUBMITTING THIS COMPLAINT YOU HAVE NOT COMMENCED A LAWSUIT OR OTHER LEGAL PROCEEDING, AND THIS OFFICE HAS NOT INITIATED A SUIT OR PROCEEDING ON YOUR BEHALF. IF YOU BELIEVE YOUR CIVIL RIGHTS HAVE BEEN VIOLATED AND YOU INTEND TO SUE FOR MONEY OR OTHER RELIEF, YOU SHOULD CONTACT A PRIVATE ATTORNEY.

Signature: [REDACTED] Date: 11/13/09

Mail or Fax your completed complaint form along with any supporting documentation to the following:

Civil Rights Coordinator, Civil Division
United States Attorney's Office, District of Oregon
1000 SW Third Ave., Suite 600
Portland, OR 97204
(502) 727 - 1117 (fax)



RECEIVED

NOV 16 2009

U.S. ATTORNEY
PORTLAND, OR

United States Attorney's Office
District of Oregon

Civil Rights Complaint Form

The United States Attorney's Office (USAO), in coordination with the Civil Rights Division of the United States Department of Justice, is charged with enforcing the federal civil rights laws throughout the District of Oregon. We therefore welcome information from the public that brings to our attention possible violations of our Nation's civil rights laws. The USAO is primarily a litigating office and not an investigative office. The information you provide on this complaint form may be forwarded to the appropriate law enforcement and/or administrative agency at the discretion of this office.

Person filing complaint:

[REDACTED]

[REDACTED]

Address (Line 2)

[REDACTED]

Person/Entity you are filing complaint about:

JACKSON COUNTY

Name of Person or Entity

10 S OAKDALE

Address

ROOM 118A

Address (Line 2)

MEDFORD OR 97537

City, State

JACKSON (541) 58

County

Phone

774-6160

email:

Nature of Alleged Civil Rights Violation (please check specific area(s) that apply to your complaint):

- | | | |
|---|--|--|
| <input type="checkbox"/> Abortion Clinic Access | <input checked="" type="checkbox"/> Housing Discrimination | <input type="checkbox"/> Race/National Origin |
| <input type="checkbox"/> Credit/Lending Opportunities | <input type="checkbox"/> Human Trafficking | <input type="checkbox"/> Religious Liberties |
| <input type="checkbox"/> Disability Rights or Access | <input checked="" type="checkbox"/> Law Enforcement Misconduct | <input type="checkbox"/> Voting Rights |
| <input type="checkbox"/> Educational Opportunities | <input type="checkbox"/> Military/Veteran Status | <input checked="" type="checkbox"/> Other: <u>FAILURE TO ENFORCE STATE LAW</u> |
| <input type="checkbox"/> Employment Discrimination** | <input type="checkbox"/> Prisoner or Institutionalized Person Rights | |
| <input type="checkbox"/> Hate Crime | | |

**Note: "Employment Discrimination" includes Immigration Related Unfair Employment Practices

Please clearly describe the violation of the civil rights laws that you would like to bring to our attention. Include as much information as possible, including the date, place, nature of incident, and contact information for any witnesses (please include copies of supporting documentation, but do not send original documents):

WE HAD FILED A LAND USE APPEAL WITH LUBA. DURING THE ENTIRE APPEAL TIME THERE EXISTED PARCEL TAG / CODE ENFORCEMENT VIOLATIONS FOR CLEARING RIPARIAN HABITAT WITHOUT APPROVAL, FILL AND GRADING WITHOUT PERMITS, THEY VIOLATED OUR EQUAL RIGHTS OF PROTECTION AND FAILED TO PRESERVE OUR GUARANTEED RIGHTS UNDER THE OREGON CONSTITUTION ARTICLE 1 SECTION 20. (SEE ATTACHMENTS) - OVER (OVER 7)

THE APPLICANT IN THE LAND USE APPLICATION HAD TO BE IN COMPLIANCE WITH STATE LAWS AND COUNTY ORDINANCES. THEY WERE GIVEN SPECIAL PRIVILEGES WITHOUT HAVING TO BE IN COMPLIANCE. COMPLAINANTS WERE NOT NOTIFIED OF THE VIOLATIONS AND NO MEASURE 37 EXISTED ACCORDING TO THE STATE. JACKSON COUNTY FAILED TO WITHDRAW APPLICATION FROM LUBA THEREBY VIOLATING OUR SUBSTANTIAL RIGHTS. WE LOST MONEY IN THE APPEALS, TIME OFF WORK. THE VIOLATIONS PLACE US IN DANGER OF FLOODING AS WE LIVE IN AN UNMAPPED FLOODWAY OF WARDS CREEK,

JACKSON COUNTY GIVES LAND APPROVALS TO PEOPLE BREAKING THE LAW & FAILS TO PROVIDE EQUA JUSTICE & PROTECTIONS TO US AS TAXPAYING CITIZENS. THEY VIOLATED OUR RIGHTS UNDER THE US CONSTITUTION & STATE CONSTITUTION 5th & 14 AMENDMENTS (SEE REVIEW WHEREIN WE WERE DEPRIVED OF

Do you believe that the violation of civil rights described in this complaint is part of, or results from, a policy, pattern, or practice on the part of the person or entity named above? If so, please describe the policy, pattern, or practice in detail and identify others who you believe were subjected to the same or similar treatment:

YES DURING LAND USE HEARING IN JACKSON
COUNTY, ISSUES WERE RAISED REGARDING VIOLATIONS AND
EVEN FILED A CODE ENFORCEMENT REPORT WHICH WAS
NEVER ADDRESSED (SEE ATTACHED INFO) PLACING PEOPLE IN DANGER

Are you represented by an attorney in this matter? [] Yes ☒ No If yes, please provide name of attorney, address and phone number.

Name CANNOT AFFORD ON YET Phone _____

Address _____

Have you filed a lawsuit concerning this matter? [] Yes ☒ No If yes, please provide the case name, court in which the case was brought, and the status of the case.

NOT YET

Have you filed a complaint about this matter with any other federal, state, or government agency?

☒ Yes [] No If yes, please list the agency, contact person, phone, and status of the complaint.

US FEDERAL DOJ

Although the volume of information we receive from concerned members of the public prevents us from responding to every complaint we receive, be assured that we will carefully consider the information you have provided us to determine whether a violation of the federal civil rights laws may have occurred and, if so, whether the United States Department of Justice through the United States Attorney's Office or another agency has enforcement authority with respect to such a violation. This Office has the discretion to determine if your complaint raises a potential violation of federal civil rights laws that would be within the jurisdiction of this Office to investigate, or should be referred to another agency for investigation.

***SUBMITTING A COMPLAINT TO THIS OFFICE HAS NO EFFECT ON ANY STATUTE OF LIMITATIONS THAT MIGHT APPLY TO ANY CLAIM YOU MAY HAVE. BY SUBMITTING THIS COMPLAINT YOU HAVE NOT COMMENCED A LAWSUIT OR OTHER LEGAL PROCEEDING, AND THIS OFFICE HAS NOT INITIATED A SUIT OR PROCEEDING ON YOUR BEHALF. IF YOU BELIEVE YOUR CIVIL RIGHTS HAVE BEEN VIOLATED AND YOU INTEND TO SUE FOR MONEY OR OTHER RELIEF, YOU SHOULD CONTACT A PRIVATE ATTORNEY.

Date: 11/14/09

Mail or Fax your completed complaint form along with any supporting documentation to the following:

Civil Rights Coordinator, Civil Division
United States Attorney's Office, District of Oregon
1000 SW Third Ave., Suite 600
Portland, OR 97204
(502) 727 - 1117 (fax)

① BAD FAITH LAND

APPROVALS KNOWING VIOLATIONS

② WHEN REQUESTED
LUBA RECORDS

EXISTⁿ WE WILL PROVIDE COPIES OF ALL

TO THE PERSON REVIEWING THIS COMPLAINT:

THE ATTACHED IS AN AMENDMENT TO THE COMPLAINT FILED 5/20/09.

WE, [REDACTED], REQUEST THAT EVEN IF WE ARE DENIED OUR EQUAL RIGHTS OF PROTECTION, AT THE VERY LEAST AN INVESTIGATION INTO THE REASONS THE STATE OF OREGON AND JACKSON COUNTY CAN ALLOW THEIR EMPLOYEES TO VIOLATE THE CIVIL RIGHTS OF IT CITIZENS WHILE AT THE SAME TIME ALLOWING IMMUNITIES FOR THE PEOPLE BREAKING THE LAW AND PLACING THOSE OF US IN DANGER. WE WOULD LIKE TO KNOW WHY THE APPROVAL WITH CODE ENFORCEMENT VIOLATION HAPPENED, I.E., THE ILLEGAL GRADING AND FILL WITHOUT PERMITS, ENGINEERS REPORTS OR EVEN A VALID LAND USE COMPATIBILITY STATEMENT FOR THE CEMETERY WHERE THEY PLACED FILL (AT LEAST 22 DUMP TRUCK LOADS) TO AN ALREADY STEEP SLOPE ACROSS THE CREEK FROM US.

WE HAVE WORRED ABOUT LAND SLIDES (FOR US AND OUR NEIGHBORS WHO HAVE SMALL CHILDREN) AND FEEL THE LACK OF THE COUNTY AND STATE TO APPLY THE STANDARDS AND LAWS, IT HAS DEVALUED OUR PROPERTY BECAUSE OF THE HUMAN HAZARDS WE FACE. EVEN IF WE MOVED WE WOULD WORRY ABOUT THE PEOPLE BUYING IT. THE STATE HAS ALLOWED THE DEVELOPER TO GRADE AND DEVEGETATE THE RIPARIAN AND THERE IS SILT FENCING IN THE BED OF THE CREEK.

LUBA SHOULD BE FORBIDDEN TO AFFIRM SOMETHING WITH DOCUMENTED CODE ENFORCEMENT VIOLATIONS. THEY SHOULD NOT MAKE A PETITIONER PROVE COMPLIANCE WHEN IT IS THE APPLICANT WHO HAS THE BURDEN OF PROOF.

WHEN AN ENTITY LIKE THE STATE OF OREGON, LAND USE BOARD OF APPEALS ISSUES AFFIRMATIONS, WHICH ARE UNLAWFUL AND SUBJECT TO FURTHER ACTIONS, IT SHOULD NOT BE TREATED AS A "HOUSEKEEPING" MATTER. THIS IS SERIOUS TO US AND FEEL THAT THERE ARE OTHER PEOPLE LIVING IN UNMAPPED FLOODWAYS (LIKE US) WHO BASICALLY HAVE NO RIGHTS. RUSS LOGUE FROM THE JACKSON COUNTY ROADS TOLD ME IT HAPPENS ALL THE TIME.

ON MAY 20, 2009, AN EMPLOYEE FROM THE DEPARTMENT OF JUSTICE SIGNED FOR OUR ORIGINAL COMPLAINT ALONG WITH COPIES OF JACKSON COUNTY RECORDS, LUBA'S AFFIRMATION AND OTHER PERTINENT DOCUMENTS (CODE VIOLATIONS).

COMPLAINANTS HAVE LOST A LOT OF MONEY IN THEIR APPEALS (4) FOR LOST WAGES LOSING WORK TO ATTEND JACKSON COUNTY APPEALS, EXPENSES, POSTAGE, COPYING FEES AND FILING FEES THAT WERE NOT RETURNED. WE ARE ATTACHING A COPY OF A PARTIAL CHECK FROM LUBA (FROM OUR LAST APPEAL). TO US, THIS IS ADMISSION OF ERROR. WE LOST, YET GOT A FRACTION OF OUR MONEY BACK WITHOUT FILING ANY PLEADING TO REQUEST IT. JACKSON COUNTY AND THE STATE OF OREGON HAVE DAMAGED US, BESIDES DEVALUING OUR LAND BECAUSE OF LAND USE REGULATIONS THAT WERE NOT FOLLOWED. IF LAND USE APPROVALS ARE A "DONE DEAL" IN THIS STATE, THEY SHOULD NOT GIVE THE PEOPLE OF THIS STATE THE RIGHT TO FILE AN APPEAL. WE FEEL LUBA TOOK ADVANTAGE OF US BECAUSE WE COULD NOT AFFORD AN ATTORNEY TO REPRESENT US. EVEN IF WE HAD SPENT A MILLION DOLLARS ON THE APPEAL, THEIR UNLAWFUL APPROVAL PROVES THERE IS NO CHANCE FOR ANYONE TO OUTFIGHT. IT IS PRETTY BAD WHEN PEOPLE LIKE US, WORRY MORE FOR OUR NEIGHBORS THAN ANYONE IN THIS STATE. THE LAWS TO PROTECT US ARE MANDATED, AND ARE NOT TO BE WAIVED.

PURSUANT TO THE FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION STATES:

"... NO STATE SHALL MAKE OR ENFORCE ANY LAW WHICH SHALL ABRIDGE THE PRIVILEGES OR IMMUNITIES OF CITIZENS OF THE UNITED STATES; NOR SHALL ANY STATE DEPRIVE ANY PERSON OF LIFE, LIBERTY, OR PROPERTY WITHOUT DUE PROCESS OF LAW; NOR DENY TO ANY PERSON WITHIN ITS JURISDICTION THE EQUAL PROTECTION OF THE LAWS."

PURSUANT TO THE STATE OF OREGON:

Oregon State Constitution

ARTICLE I

BILL OF RIGHTS

10. Administration of justice

Section 20. Equality of privileges and immunities of citizens. No law shall be passed granting to any citizen or class of citizens privileges, or immunities, which, upon the same terms, shall not equally belong to all citizens.-

HERE IN OUR STATE IT IS ALL ABOUT DEVELOPERS AND DEVELOPING. WE FEEL THAT JACKSON COUNTY AND THE STATE OF OREGON, LAND USE BOARD OF APPEALS CONSIDERS US, NOTHING MORE THAN ACCEPTABLE COLLATERAL DAMAGE OF DOING BUSINESS.

THANK YOU FOR YOUR CONSIDERATION.

SINCERELY,



REQUEST FOR ADMINISTRATIVE REVIEW STATE OF OREGON, LUBA'S DECISION OF 02/27/09

AMENDMENT TO #10 OF COMPLAINT

This Complaint arising under 42 USC § 1983, is based on 28 USC § 1343 (a), a claim arising under the Fourteenth Amendment of the United States Constitution rests on 28 USC § 1331 and 1343 (a) and wherein diversity exists which are sufficient to provide jurisdiction for this judicial review pursuant to 28 USC § 1332.

VENUE

Proper venue is under 28 USC §1391(b) is Oregon, because the violations of State of Oregon, Land Use Board of Appeals, occurred in Jackson County, Oregon and Complainants, [REDACTED] reside in Jackson County, Oregon and all of the events or omissions giving rise to this complaint occurred here in Jackson County, Oregon and were the subject of two appeals both in Jackson County, Oregon and two with the State of Oregon, Land Use Board of Appeals (hereinafter LUBA).

FACTS

That on March 13, 2007, Herbert Farber, Agent for the owner of real property located in Rogue River, Oregon [REDACTED]

██████████ submitted an application to Jackson County Planning applying for multiple lot line adjustments in one application.

The subject property / parcels or tax lots all abut Wards Creek, the owner is and was required by the State of Oregon Department of State Lands to obtain a wetland delineation report. The State of Oregon has time limits on the requirement of a Wetland Delineation Report, which was not applied for during the period covered by the appeals. Also required before development, Gary Whittle / and agent, were to have applied for grading permits and engineer reports before grading to ensure protection of people living downstream from development - it never happened.

It should be noted that at the time of the application (03/13/07) there were no Measure 37 applications filed. Complainants checked with the State of Oregon Department of Justice who confirmed the property was not subject to a Measure 37 claim. No waivers should have been issued and appropriate grading permits and fill permits should have been required before grading or fill, as provided by State law and the 2004 Jackson County Ordinances. For Jackson County to waive land use regulations, it was and is in violation of state law.

Complainants do not have any legal remedy to protect themselves from the violations that have taken place on the subject land, nor future violations. State laws, city and County Ordinances have all been broken and those same Statutes, ordinances, and laws should have protected Complainants at all times. Jackson County, City of Rogue River and State of Oregon Land Use Board of Appeals have all failed to provide the protections as guaranteed by our constitution.

The Lot Line Adjustment Application was processed by Jackson County Planning Department in Medford, Oregon and two appeals were filed with the Land Use Board of Appeals in the State of Oregon, i.e., ██████████ vs. Jackson County, Case No.'s 2007-239 and 2008-205 (both cases are listed in the internet by typing ██████████ v Jackson County). Jackson County failed to file briefs in both appeals to defend their approval at LUBA. Nobody from the owners side intervened at LUBA appeals. Yet, in LUBA's final opinion, LUBA saw fit to fill in the blanks that were missing by the hearings officer, fix statutes that were wrong, added maps that

had no exhibit numbers, and posted untrue facts to the internet regarding the second LUBA appeal, i.e., namely there were documented code enforcement violations posted to the internet during the entire second appeal, which in itself was grounds for reversal under Oregon Statutes .

That on November 13, 2007, Paul Nolte, hearings officer for Jackson County affirmed the planners decision regarding the application. Complainants proceeded to file their first Appeal with the State of Oregon, Land Use Board of Appeals. [REDACTED] filed a Petition for Review and Jackson County failed to file a brief to defend their approval. It should be noted that during 2007, grading and devegetation of the riparian across from Complainants residence had taken place, even before the approval by Paul Nolte. Jackson County sent out Lissa Davis, Code Enforcement Officer who confirmed that both grading without a permit and riparian devegetation has occurred. Another Jackson County Planning employee (without a site visit) made a reversal of the Code Enforcement Officers documented violations and closed the case.

Subsequently, the Complainants filed a Petition for Review with LUBA and they had remanded the case back to Jackson County to answer the errors of assignment. A remand hearing based on LUBA's Final Opinion in Case No. SUB2007-239 was held on October 20, 2008 at a public hearing in Jackson County, Oregon.

At the remand hearing on October 20, 2008, before Donald Rubenstein, [REDACTED] appeared and raised issues regarding code violations and a Cease and Desist Order issued by the State of Oregon, Department of State Lands, which were served on the applicant in this land use approval before the remand hearing. The Planner nor the Hearings Officer disclosed this information until [REDACTED] raised the issue. That enclosed herewith is the audio tape of that hearing. Complainants would like the Department of Justice to listen to the hearing tape.

On October 29, 2008, Donald Rubenstein issued his order re-approving the application. In his order at page 21, line 19 - it clearly states that the approval language used by the first hearings officer was in violation of state law. He also

stated that the 2004 Land Development Ordinances used (LDO Section 3.4.3(A) was not in compliance with ORS 92.010(12). No ordinary person could ever figure out what approval criteria was being by Jackson County or LUBA as Donald Rubenstein used a statute that according to LUBA was a "non-existent statute" (see page 10 footnote #6).

That [REDACTED] are in good standing to file a complaint with the Department of Justice regarding their civil rights violations, and the appeal having been issued a Final Opinion by LUBA on February 27, 2009. That during the second and final appeal filed with LUBA in Case No. 2008-205, there existed a "hard hold" code enforcement violation issued by Jackson County. By Jackson County's mere failure to file a brief, it was not disclosed to LUBA that there were documented violations on the subject property. That the violations took place before and during both appeals to Jackson County and the Land Use Board of Appeals.

FIRST CLAIM FOR RELIEF

1. The equal protection clause as contained in the Fourteenth Amendment to the United States Constitution prohibits the State of Oregon to treat Complainants differently from those similarly situated.
2. As a citizen of the United States of America, Complainants have a constitutional right to equal protection of our laws under the law afforded by the Fourteenth Amendment to the U.S. Constitution of America.
3. The right to equal protection clause prohibits the State of Oregon from treating Complainants differently from other similarly situated citizens without a rational basis to do so.
4. That the State of Oregon LUBA affirmation of the application above described constitutes such disparate treatment and are in violation of State and Federal protection rights.

SECOND CLAIM FOR RELIEF (42 USC § 1983)

5. Complainants incorporate each and every count set forth in this document.

6. The State of Oregon LUBA at all times relevant and show a colorable claim of error with state law.

7. The State of Oregon LUBA conduct as alleged herein violated Complainants federal rights under the Fourteenth Amendment to the United States Constitution.

THIRD CLAIM FOR RELIEF

8. Complainants incorporate and adopt each and every allegation as set forth herein.

9. The State of Oregon LUBA conduct is in violation of 42 USC § 1983. Complainants are entitled to attorneys fees pursuant to 42 USC §1988, if they can find an attorney in the State of Oregon to assist Complainants on a contingent fee. Complainants have tried and have not been able to locate an attorney who will even answer their questions. Complainants have no remedy to legal assistance as they cannot afford an attorney to represent their rights.

PRAYER FOR RELIEF

WHEREFORE, Complainants pray for a Judgment as follows:

a. The actions of the State of Oregon by and through the Land Use Board of Appeals are in violation of Complainants rights and equal protections.

b. Enjoining the State of Oregon by an through the Land Use Board of Appeals from any further violations of Complainants rights and affirmative order requiring the State of Oregon, Land Use Board of Appeals to implement and enforce the request for permits and appropriate and other relief as determined by the Court.

c. Awarding damages in an amount required by 28 USC § 1332 or as set by the Department of Justice to reimburse Complainants for all fees expended in both appeals to LUBA.

STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT,
ELECTRONIC PAYMENTS, LOG-ON TO <http://egov.oregon.gov/DAS/SCD/SFMS/ach.shtml>
ON THE INTERNET. CLICK ON: FORMS AND BROCHURES THEN SELECT DIRECT
DEPOSIT (ACH) AUTHORIZATION FORM.

WARRANT NO.
121190853

LAND USE BOARD OF APPEALS

(503) 373-1483 EXT.

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
CASE 2008-205		V JACKSON COUNTY	662	VP004543	150.00

IF WE SK

VENDOR NAME: [REDACTED]

ISSUE DATE: 05/07/09 WARRANT AMOUNT 150.00

STATE OF OREGON

Dept of Administrative Services
To the State Treasurer, Salem, OR 97301-3896

LAND USE BOARD OF APPEALS
(503) 373-1483 EXT.

PAYABLE THROUGH US BANK

96-10
1232

CHECK DATE
05/07/09



BANK WARRANT NO.
12 1190853

PAY THIS AMOUNT
\$150.00

DOCUMENT NO.
VP004543

*****ONE HUNDRED FIFTY AND 00/100 DOLLARS*****
PAY TO THE ORDER OF:



OR 97537

VOID AFTER 2 YEARS FROM DATE OF ISSUE

John J. Ziefel
AUTHORIZED SIGNATURE

⑈ 121190853 ⑈ ⑆ 123200101⑆ 10501⑈

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

US Department of Justice
Civil Rights Division
950 Pennsylvania Avenue NW
Appellate Section, RFK
Washington DC 20530
~~20503~~

2. Article Number

(Transfer from service label)

7008 3230 0002 5099 1258

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes