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November 8, 2017

Angela Cavillo  
Clerk of the Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102-4689

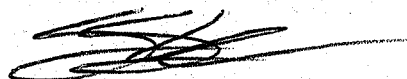
Scott Emblidge  
Moscone Emblidge & Otis  
220 Montgomery Street  
Suite 2100  
San Francisco, CA 94104

Re: Petition for Hearing to Rescind Tax Sale of Presidio Terrace

Dear Madam Clerk and Honorable Members of the Board of Supervisors, and Mr. Emblidge,

This is to confirm that I represent Tina Lam, the owner of Presidio Terrace, and will be filing a brief on her behalf and speaking on her behalf at the hearing scheduled for November 28, 2017. I may be served with any filings at the address above and via email at [shep@shepardkopplaw.com](mailto:shep@shepardkopplaw.com).

Sincerely yours,



Shepard S. Kopp

CC via email only:  
Theresa Buckley at [Theresa.Buckley@sfgov.org](mailto:Theresa.Buckley@sfgov.org)  
Scott Reiber at [scott.reiber@sfcityatty.org](mailto:scott.reiber@sfcityatty.org)

**From:** [Board of Supervisors, \(BOS\)](#)  
**To:** [BOS-Supervisors; BOS Legislation, \(BOS\)](#)  
**Subject:** FW: Presidio Terrace Hearing  
**Date:** Tuesday, November 07, 2017 9:14:50 AM

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-----Original Message-----

From: Tracy [<mailto:tracymyers13@yahoo.com>]  
Sent: Saturday, November 04, 2017 10:28 AM  
To: Board of Supervisors, (BOS) <[board.of.supervisors@sfgov.org](mailto:board.of.supervisors@sfgov.org)>  
Subject: Presidio Terrace Hearing

To the Board of Supervisors:

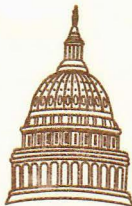
I am disgusted that you have scheduled a hearing to consider rescinding the sale of Presidio Terrace. This stinks of entitlement unless of course you hold hearings for every homeowner or group who has their property auctioned off for non-payment of taxes.

These wealthy homeowners had every resource available to them and they dropped the ball. Please do not accommodate their irresponsibility and laziness..

Please cancel the hearing and require that these homeowners / HOA abide by the same rules as the rest of the citizens of San Francisco.

Sincerely,  
Tracy Myers  
510-701-6322

Sent from my iPhone



Senator Dianne Feinstein

Washington, D. C.  
October 30, 2017

The Honorable London Breed  
President, San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102-4689

Re: Presidio Terrace Tax Sale Rescission Hearing on November 28, 2017

Dear President Breed:

I have followed with interest the tax sale of the Presidio Terrace Common Areas by San Francisco's Treasurer and Tax Collector since it was first reported several months ago, and I write to express my concerns about serious principles at stake in the matter you will consider at the Board's tax sale rescission hearing on November 28, 2017.

As you might expect, and as I readily concede, my own family's time as Presidio Terrace residents lends a measure of personal perspective to a dispute involving many of our friends and former neighbors. While that is an appropriate basis for the personal empathy I hold for the neighborhood's families, I acknowledge it here as a preliminary point of emphasis for what this letter is not. My family's history in the neighborhood is neither a legitimate basis to influence Board decision-making, nor a factor in underlying principles that should be decisive to a just resolution. My interest in the dispute derives instead from more than four decades of service as a public official — much of it for the City and County of San Francisco — and priorities reflected in my career's work to ensure fair play and equal treatment as foundational duties of those of us entrusted to govern.

When the improbable story of Presidio Terrace's tax sale first made headlines last August, my own reaction of near-disbelief seemed widely shared by



others. I would not have guessed bureaucracies still held surprises for me. But this one did.

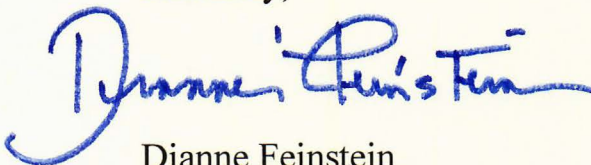
For decades, the San Francisco Treasurer/Tax Collector's Office sent tax bills to the wrong address. And for decades, those bills were presumably "returned-undeliverable" to the same office. Yet continually informed by the apparently decades-long feedback loop that the wrong address was still wrong, the office's ignorance endured. Finally, the office initiated a tax sale proceeding for tax defaulted property. To meet the constitutional burdens imposed by that process, the Tax Collector sent notice to the property's owner — to the same wrong address once again! The office made no further effort to contact the property owners for whose benefit the street exists, and it posted no notice whatsoever on the property itself. After all of that, the Treasurer/Tax Collector's office's insistence that taxpayers were wholly to blame for that office's own fiasco was breathtaking.

Among plot twists recounted in news reports on Presidio Terrace that seemed near disbelief, however, one stood out to me as fully unbelievable. In the United States of America, no one should lose property at the hands of the government without knowing about it.

For a government proceeding to meet the constitutional burdens necessary to deprive property from an owner without the owner's awareness, one would reasonably expect to see rare and highly unusual circumstances. Yet the San Franciscans deprived of their property without their knowledge in April 2015 presented no such unusual circumstances — apart from the wholly insufficient efforts of their city's Tax Collector to notify them. Adding insult to the unconstitutional injury of being denied their due process rights, they collectively remained unaware of the sale for two years until first learning of its new owners.

It is for the reasons above that I urge you and your colleagues to overturn the tax sale at the Board's forthcoming hearing. Thank you for considering my views on the serious principles at stake. If I can be of further assistance, please feel free to contact me.

Sincerely,



Dianne Feinstein  
United States Senator

CC: Members, San Francisco Board of Supervisors  
Angela Calvillo, Clerk of the Board of Supervisors

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