FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER
MAR 10 2006
ALAN SLATER, Clerk of the Court
C. Carr
BY C. CARR

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ORANGE

THE PEOPLE OF THE STATE OF CALIFORNIA Plaintiff, vs. ARNEL MANAGEMENT COMPANY, Defendant.	**CASE NO.** 01CC12437 **[~~PROPOSED~~] ORDER FOR DISTRIBUTION OF HOUSING FUNDS**

This matter came regularly on for hearing on March 9, 2006, in this Department CX101, following a noticed Motion filed by Plaintiff. After consideration of all pleadings and all oral presentations,

IT IS HEREBY ORDERED THAT

1. Pursuant to the Final Judgment and Permanent Injunction ("Final Judgment"), which was entered in this matter by this Court on September 28, 2001, this Court, pursuant to Paragraph J of the Final Judgment, has jurisdiction over all moneys remaining in the Restitution Fund, which was established pursuant to Paragraph F of the Final Judgment.

2. Pursuant to Paragraph J of the Final Judgment, the remaining moneys in the Restitution Fund, subject to the conditions imposed in paragraphs 3 and 4 of this Order, are to be disbursed to the following organizations, as follows:

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A. Affordable Housing Clearinghouse $100,000

Funds use is limited to/for development costs associated with the Picadilly Way development in Anaheim.

B. Civic Center Barrio Housing Corporation $200,000

Funds use is limited for use in the construction of 11 units of affordable ownership housing in its Raitt Street Project, with a covenant in the land lease that housing in this project must be owner occupied and shall remain affordable to low income or very low income families for 99 years with a rollover provision. Organization will administer the maintenance association.

C. Dayle McIntosh Center $ 40,000

Funds use is limited to/for direct rental assistance to disabled tenants to prevent evictions and assist with move-in costs.

D. East African Community of Orange County $25,000

Funds use is limited for use as deposits, move-in expenses, rental assistance in emergencies and basic needs.

E. Fair Housing Council of Orange County $ 50,000

Funds use is limited for use in filling one full-time position ($40,000) for one year as a demonstration project to assist low-income Orange County residents with recovering improperly withheld security deposits. An additional $10,000 is provided to fund a one-quarter (1/4) time position for one year to assist in placing substandard housing in receivership for the purpose of upgrading said housing.

F. Habitat for Humanity of Orange County $100,000

Funds use is limited to acquisition of land for construction of low-income housing.

G. Habitat for Humanity Resources Center $ 60,000

Funds use is limited for use in purchasing building materials to be sold at highly discounted prices for the construction of low-income housing.

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H. Mental Health Association of Orange County $ 85,000

Funds use is limited to use in paying for agreements with room and board operators to provide guaranteed immediate accessible room and board for homeless Orange County residents with mental health issues.

I. Saddleback Community Outreach $ 60,000

Funds use is limited to use in providing rental assistance and move-in assistance for homeless Orange County residents.

J. Share Our Selves $ 50,000

Funds use is limited to use in providing rental and mortgage assistance to avoid evictions and assisting with move-in costs for low-income Orange County residents.

K. Shelter for the Homeless $100,000

Funds use is limited to use in/for the construction of a triplex in Westminster which shall be occupied by low-income or homeless Orange County residents.

3. Any of the funds remaining in the Restitution Fund, following the disbursements set forth in this Order (and any other amounts that any of the above- organizations declines to receive) are to be held by the Attorney General as a reserve for administration and unanticipated expenses. Once all such expenses have been paid by the Attorney General, any remaining funds shall be distributed to one or more of the above-named organizations in the discretion of the Attorney General without further hearing or approval by this Court.

4. As a condition of receiving funds from the Restitution Fund, the organizations set forth in paragraph 2 above agree, and are hereby ordered, to file an accounting, under penalty of perjury, with the Office of the Attorney General no less frequently than every six (6) months regarding expenditure of the funds ("the funds") received pursuant to this Order. Before receiving any such funds each organization shall sign the contract provided to it by the Attorney General which sets forth the terms of this paragraph and such other requirements as the attorney General deems necessary to ensure that the funds are used in accordance with this Order. In the accounting each recipient organization is required to file pursuant to this paragraph, each recipient shall set forth all expenditures made from the funds. If the funds were used in

connection with the purchase real property or the construction of housing units, each property shall be identified and the amount expended upon each property shall be set forth in the accounting. If the funds were provided to individuals, such as for rental assistance, the name of each recipient, including that person's residential address, and the amount of each such expenditure shall be set forth in the accounting. If the funds were utilized to fund a position, the amount paid to each person in the position, and the name of the person in each such position, including that person's residential address and social security number, shall be set forth in the accounting. The obligation to file the accounting set forth in this paragraph shall continue until all of the funds disbursed to an organization under this Order are expended and accounted for pursuant to this paragraph. The first accounting shall be due no later than six (6) months from the first receipt of the funds to an organization. The accounting shall be directed as follows: Albert Norman Shelden, Senior Assistant Attorney General, 110 West A Street, Suite 1100, San Diego, California 92101. Any personal information about any individual which is required to be provided in an organization's accounting shall be treated by the Attorney General as confidential information which shall not be released to the public.

5. This Court shall retain jurisdiction for the purposes of enabling Plaintiff or any recipient organization to apply to the Court for such further orders and directions as may be necessary and appropriate for the construction and carrying out of this Order, for enforcement of compliance therewith or for the punishment of violations thereof.

6. This Order shall take effect immediately on its entry.

7. The clerk is ordered to enter this Order forthwith.

IT IS SO ORDERED:

Date: March 10, 2006

DAVID C. VELASQUEZ

JUDGE OF THE SUPERIOR COURT