



OFFICE OF THE DISTRICT ATTORNEY

70 WEST HEDDING STREET
WEST WING
SAN JOSE, CALIFORNIA 95110-1705
(408)299-7400

Dolores A. Carr
District Attorney



FAX COVER SHEET

CONFIDENTIAL: This fax is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended recipient, you are hereby notified that any use, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please call the sender at the phone number listed.

DATE: 9-18-07

FAX SENT TO: Nate Montenegro

FAX NUMBER: 519 8192 PHONE NUMBER: 505-6980

NUMBER OF PAGES INCLUDING THIS PAGE: 7

PERSON SENDING FAX: Caral Vega

ORIGINATING FAX NUMBER: _____

IF PROBLEMS ARISE, CALL: 792-2639

COMMENTS: Complaint Forum

County of Santa Clara

Office of the District Attorney

County Government Center, West Wing
70 West Hedding Street
San Jose, California 95110
(408) 299-7400
www.santaclara-da.org



DATE

Dolores A. Carr
District Attorney

NAME

ADDRESS

Subject: Real Estate Fraud Complaint Form

Dear NAME:

This letter is in response to your inquiry concerning a possible **real estate fraud**. Enclosed is a copy of: **1) Real Estate Fraud Unit Complaint Form**. Please fill out the form and be sure to complete **BOTH** pages. Feel free to copy the form if you need additional space.

On a separate sheet of paper, please:

- 2) State the conduct you believe is illegal;
- 3) List all events in chronological order (Please be as specific as possible); and,
- 4) Provide **COPIES** of all relevant documents relating to the real estate transaction and/or fraud (i.e., Deed of Trust, loan file, escrow file, etc.).

Please return:

- 1) Complaint Form _____
- 2) Statement of illegal conduct _____
- 3) Chronology of events, and _____
- 4) Copies of documents, to: _____

Carol Vega, Paralegal (408) 792-2639
Office of the District Attorney
70 West Hedding Street, West Wing, 4th Floor
San Jose, CA 95110

If you need help regarding a foreclosure, you can call Project Sentinel's Foreclosure counseling at **(888) 331-3332**, Don't Borrow Trouble Hotline at **(408) 283-1284**, and for legal help regarding predatory lending, the Fair Housing Law Project at **(408) 280-2444**.

Very truly yours,

Carol Vega, Paralegal
Real Estate Fraud Unit

Encls.

IMPORTANT: You are also advised to consult with a private civil attorney to determine what civil remedies are available to you.

County of Santa Clara

Office of the District Attorney

County Government Center, West Wing
70 West Hedding Street
San Jose, California 95110
(408) 299-7400
www.santaclara-da.org



COMPLAINT FORM REAL ESTATE FRAUD UNIT

Dolores A. Carr
District Attorney

This form and any materials you provide may be used in court.

1. Please complete this form and return to the above address. Print clearly in dark ink.
2. Please attach a written statement with a description of the illegal contact.
3. Provide all supporting documents (e.g. loan file, escrow file, deeds of trust, etc.)
4. Write the correct address and telephone no. of the business, sign and date your complaint.

COMPLAINANT	Date of Birth	Driver's License No.	
Your Name:			

Street Address: ↓	City	State	Zip
-------------------	------	-------	-----

Day Telephone:	Night Telephone
----------------	-----------------

NAME OF BUSINESS/ INDIVIDUAL ABOUT WHICH YOU ARE COMPLAINING:

Identifying Information, (i.e. name, license #., etc.) ↓

Street Address ↓	City	Zip	Telephone
------------------	------	-----	-----------

Date of Transaction / City of Transaction ↓	Amount of Loss \$	How Paid? <input type="checkbox"/> Cash <input type="checkbox"/> Check <input type="checkbox"/> Credit Card
---	----------------------	--

Did you sign a contract? <input type="checkbox"/> Yes <input type="checkbox"/> No	Date
Where?	

Was product or service advertised? <input type="checkbox"/> Yes <input type="checkbox"/> No	Date
Where?	

Have you complained to the company or the individual?	Date
<input type="checkbox"/> Yes <input type="checkbox"/> No How? <input type="checkbox"/> By Mail <input type="checkbox"/> By Telephone <input type="checkbox"/> In person	

Person Contacted:	Job Title:
-------------------	------------

How did the business/ individual respond?	Date
---	------

Has matter been submitted to another agency? <input type="checkbox"/> Yes <input type="checkbox"/> No
If yes, give name:

Have you contacted a private attorney? <input type="checkbox"/> Yes <input type="checkbox"/> No	Is court action pending? <input type="checkbox"/> Yes <input type="checkbox"/> No
If yes, Attorney's name:	

Nature of Complaint (e.g. forgery, theft, fraud, etc.)

What form of relief are you seeking?
(e.g. exchange, repair, money back, etc.):

IMPORTANT: You are also advised to consult with a private civil attorney to determine what civil remedies are available to you

Who was your real estate agent or broker in the transaction? (if applicable?)
Name(s):
Address:
Phone:

Who was the lender/investor in the transaction? (if applicable)
Name(s):
Address:
Phone:

Who was the title company in your transaction? (if applicable)
Name(s):
Address:
Phone:

Who was the buyer in your transaction? (if applicable)
Name(s):
Address:
Phone:

Who was the seller in your transaction? (if applicable)
Name(s):
Address:
Phone:

Other parties / witnesses to transaction:
Name
Address:
Phone:

Additional Information:

The information in this complaint form is true and accurate to the best of my knowledge.

Signature: _____ Date: _____

4) COPIES OF DOCUMENTS I AM INCLUDING:

_____ **Purchase or Sale Contract**

_____ **Deed of Trust**


_____ **Escrow File**

_____ **Loan File**

_____ **Secondary Loan File**

_____ **Copies of checks** -----

_____ **Other:** _____

 **IMPORTANT:** You are also advised to consult with a private civil attorney to determine what civil remedies are available to you.

WHERE TO TURN

The following organizations offer information, assistance and/or referrals to homeowners at risk of foreclosure.

Don't Borrow Trouble Silicon Valley
(408) 283-1231
www.dontborrowtrouble.com

Fair Housing Law Project
(408) 280-2435
www.lawfoundation.org

Fair Lending Project for Seniors
(408) 350-3229

Neighborhood Housing Services Silicon Valley
(408) 279-2600
www.nhssv.org

Project Sentinel
(408) 720-9888
www.prosen.org

WorkItOut.com
(A mortgage industry insider's guide to foreclosure prevention and avoiding scams.)

Source: Mercury News research