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**OFFICE OF THE  
CITY CLERK**

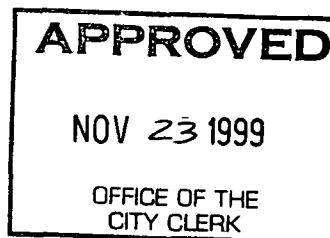
VALERIE A. BURROWES, CMC/AAE  
CITY CLERK

VIRGINIA K. HENRY, CMC/AAE  
ASSISTANT CITY CLERK

November 23, 1999

City Council  
Sacramento, California

**CITY OF SACRAMENTO  
CALIFORNIA**



CITY HALL  
915 I STREET  
ROOM 304  
SACRAMENTO, CA  
95814-2671

FAX 916-264-7672  
HTTP://WWW.SACTO.ORG

ADMINISTRATION  
PH 916-264-5799

OPERATIONAL SERVICES  
PH 916-264-5427

SPECIALIZED SERVICES  
PH 916-264-7200

Honorable Members in Session:

**SUBJECT:** Appeal of Marsha Castillo from the decision of the Animal Control Department regarding one dog that has been deemed vicious.

LOCATION AND COUNCIL DISTRICT:

The subject address is 209 25<sup>th</sup> Street, in Council District 3.

STAFF RECOMMENDATION: This report is for information only.

CONTACT PERSON: Angelina M. Resurreccion, phone no. 264-5799  
Valerie Burrowes, phone no. 264-5442

FOR COUNCIL MEETING OF: November 23, 1999

SUMMARY:

Attached is the appeal of Marsha Castillo requesting relief from the decision of the Animal Control Department regarding one dog that has been deemed vicious, as required by Section 6.09.101 (b) of the Sacramento City Code.

COMMITTEE/COMMISSION ACTION: None

BACKGROUND INFORMATION:

On September 30, 1999 the City Clerk determined the appeal may involve a lengthy fact finding process which would be more appropriately accommodated by a formal hearing before a hearing officer. The hearing for this appeal has been scheduled for December 6, 1999, at the hour of

City Council  
October 4, 1999  
Page Two

9:00 a.m. at the McGeorge School of Law, 3455 Fifth Avenue, Room S-12 (upstairs),  
Sacramento, California, 95817.

FINANCIAL CONSIDERATIONS:

The estimated cost is \$450 and the funds are available from the Public Works, Animal Control  
Division budget.

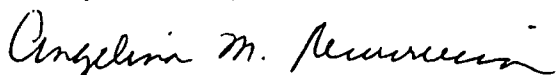
POLICY CONSIDERATIONS:

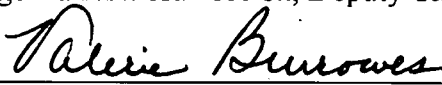
The current policy regarding administrative appeals is consistent with procedures specified in the  
Sacramento City Code.

ESBD CONSIDERATIONS

Administrative appeals referred to McGeorge School of Law have no impact on the City of  
Sacramento's MBE/WBE goals. Hearing Officers are employees of the McGeorge School of  
Law and not subject to MBE/WBE goals. Pursuant to City Council Agreement No. 87-188,  
adopted on February 2, 1988, McGeorge School of Law certifies that any goods or services  
provided and any persons employed pursuant to the Agreement shall be without discrimination  
based on sex, color, religion, national origin, ancestry, handicap or sexual orientation.

Respectfully submitted,

  
\_\_\_\_\_  
Angelina M. Resurreccion, Deputy City Clerk II

  
\_\_\_\_\_  
Valerie Burrowes, City Clerk

Attachment

cc: Hearing Officer McGeorge School of Law  
Deputy City Attorney Gloria Zarcon  
Chief Animal Control Officer Ruben Mora  
Animal Control Manager Dennis Kubo



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CITY CLERK

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CALIFORNIA

VALERIE A. BURROWES, CMC/AAE  
CITY CLERK

VIRGINIA K. HENRY, CMC/AAE  
ASSISTANT CITY CLERK

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED  
FIRST CLASS MAIL**

CITY HALL  
915 I STREET  
ROOM 304  
SACRAMENTO, CA  
95814-2671

FAX 916-264-7672  
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SPECIALIZED SERVICES  
PH 916-264-7200

October 21, 1999

Marsha Castillo  
209 25<sup>th</sup> Street  
Sacramento, CA 95816

**SUBJECT: ADMINISTRATIVE APPEAL HEARING**

Dear Ms. Castillo:

In accordance with Chapter 2.06.450 of the Sacramento City Code, it has been determined that your appeal regarding a vicious dog will involve a lengthy fact finding process and has been scheduled for a formal hearing before a hearing officer.

A Hearing Officer will hear your appeal on December 6, 1999, at the hour of 9:00 a.m. at McGeorge School of Law, 3455 Fifth Avenue, Sacramento, California (in Room S-12, upstairs). You have the right to bring an attorney or other representative to assist you at the hearing.

Under Chapter 2.06.480 of the Sacramento City Code, the decision of the Hearing Officer is final and no appeal may be taken to the City Council.

If you have any questions on this matter, you may call me or Virginia Henry at 264-5799.

Sincerely,

*Angelina M. Resurreccion*

Angelina M. Resurreccion  
Deputy City Clerk II

cc: McGeorge School of Law  
Deputy City Attorney Gloria Zarco  
Animal Control Department



DEPARTMENT OF  
PUBLIC WORKS

ON-STREET PARKING &  
ANIMAL CARE SERVICES  
DIVISION

CITY OF SACRAMENTO  
CALIFORNIA

1023 I STREET  
SUITE 202  
SACRAMENTO, CA  
95811-2877

PH 916-264-5554  
FAX 916-264-7501

September 30, 1999

Marsha Castillo  
209 25<sup>th</sup> St.  
Sacramento, CA. 95816

Dear Mrs. Castillo:

Your dog, a male, black Labrador Mix, has been deemed vicious animals under the Sacramento City Animal Control Ordinance, Section 6.09.101 (b).

On September 7, 1999, 1999, your male, black Labrador Mix, without provocation, attacked and severely bit Brittany Mazzoni, an eight year old child, of 2710 C St., #9, in Sacramento.

On July 31, 1998, your dog, a male, Labrador Mix, without provocation, attacked and severely bit Alexander Morrison-Panullo (six years old at the time), of 182 Baxter Ave., in Sacramento.

Your dog will be put to sleep on October 14, 1999.

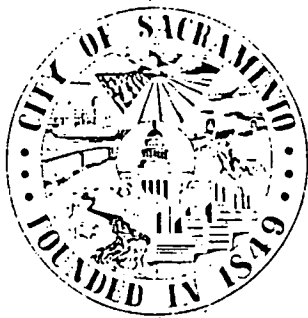
If you wish to contest the determination of the Chief Animal Control Officer, you must file a notice of such appeal with the City Clerk's office at 915 I St., Room 300, City Hall, Sacramento, CA., before October 13, 1999. The non-refundable fee for such appeal is \$150.00 per animal. For information regarding the filing fee, please contact the City Clerk's Office at 264-7200.

Respectively,

Dennis J. Kubo  
Division Manager

Ruben Mora  
Chief Animal Control Officer

cc: Carolyn Hoover, City Clerk's Office  
City Attorney's Office



RECEIVED  
CITY CLERKS OFFICE  
CITY OF SACRAMENTO

Oct 12 2 26 PM '99

**NOTICE OF APPEAL**  
**PLEASE PRINT**

DATE: 10-12-99

Pursuant to Section 2.320, City Code, I wish to appeal the decision of CITY ANIMAL CONTROL  
made on September 30 1999 regarding dog, mixed animal as required  
by 6.09.101 City Code.

**MY REASON FOR APPEALING IS AS FOLLOWS:**

I don't want my dog to get killed  
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\_\_\_\_\_  
\_\_\_\_\_

NAME: GUSTAVO A. CASTILLO

ADDRESS: 209 25TH ST

CITY: SACRAMENTO STATE C.A. ZIP 95816

TELEPHONE NUMBER: (916) 448-67-10

SIGNATURE: GUSTAVO CASTILLO