

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**CITY ATTORNEY DAVID CHIU
CITY AND COUNTY OF SAN FRANCISCO**

In the matter of:

ABIGAIL FUENTES, an individual;
JUAN J. FUENTES, an individual; and
AUTO TOWING, LLC, a California
limited liability company.

Affiliates: JOSE BADILLO, an
individual; JOSE'S TOWING LLC, a
California limited liability company;
and SPECIALTY TOWING AND
RECOVERY, INC., a California
corporation.

**ORDER OF SUSPENSION BY THE CITY
ATTORNEY UNDER SAN FRANCISCO
ADMINISTRATIVE CODE CHAPTER 28**

David Chiu, City Attorney of the City and County of San Francisco, as charging official under San Francisco Administrative Code Chapter 28, issues this **Order of Suspension** to contractors Abigail Fuentes, aka Abigail Trinidad Badillo (“Fuentes”), an individual; Juan J. Fuentes, an individual; and Auto Towing, LLC (“Auto Towing”), and their affiliates Jose Badillo (“Badillo”), an individual; Specialty Towing and Recovery, Inc. (“Specialty Towing”); and Jose’s Towing LLC (“Jose’s Towing”). As described below, Fuentes and Badillo have been criminally charged with crimes against the City and County of San Francisco (“City” or “San Francisco”) that are relevant to their ability and capacity to honestly perform under or comply with the terms and conditions of a City contract or grant.

I. FACTUAL BACKGROUND

A. Parties to be Suspended

Auto Towing is a California limited liability company, entity no. 202016210403. (Exhibit 1 (Articles of Organization).) Auto Towing registered with the California Secretary of State on June 9, 2020. (*Ibid.*)

Fuentes is listed as the sole manager or member of Auto Towing in its Statement of Information filed with the California Secretary of State on November 7, 2023. (Exhibit 2 (November 7, 2023 Statement of Information).) Auto Towing and Fuentes are San Francisco vendors who submitted a bid for a City contract to provide towing services. (Exhibit 3 (MQ 1).)

Juan J. Fuentes was added as a manager or member of Auto Towing and listed as its CEO in Auto Towing’s Statement of Information filed with the California Secretary of State on November 14, 2023. (Exhibit 4 (November 14, 2023 Statement of Information).)

Badillo is the father of Fuentes’ children. (Exhibit 5 (Affidavit) at pp. 14, 16.) He owns 1229 Underwood, the physical location of Auto Towing. (Exhibit 6 (2018-10-03 Grant Deed).) Badillo told Franklin Lowe, the HSA investigator for the criminal case against him, that he is the owner of Auto Towing. (Exhibit 5 at p. 13.)

Specialty Towing is a California corporation, entity No. 3193474. It registered with the California Secretary of State on March 11, 2009. (Exhibit 7 (Specialty Towing Articles of

1 Incorporation).) Investigator Lowe determined that Fuentes and Badillo co-own Specialty
2 Towing. (Exhibit 5 at p. 13.)

3 Jose's Towing is a California limited liability company, entity No. 201614810152. It
4 registered with the California Secretary of State on May 23, 2016. (Exhibit 8 (Jose's Towing
5 Articles of Organization).) Jose's Towing lists a location of 1229 Underwood Ave., the same
6 business address as Auto Towing. (Exhibit 9 (Statement of Information).) Jose's Towing is
7 currently suspended. (Exhibit 10 (Certificate of Suspension).) Investigator Lowe determined that
8 although it did not have a DMV Motor Carrier permit and was not a registered business in San
9 Francisco (Exhibit 5 at pp. 6-7), Jose's Towing was actively engaged in business as of January
10 2023. (*Id.* at p .7.)

11 **B. Criminal Charges Against Badillo and Fuentes for Defrauding the City**

12 On or about October 10, 2023, a warrant was issued by the Hon. Gerardo Sandoval for
13 the arrest of Fuentes for one felony count of misappropriation of public funds in violation of
14 California Penal Code section 424(a); two felony counts of obtaining aid by misrepresentation in
15 violation of California Welfare & Institutions Code section 10980(c)(2); one felony count of
16 filing a false declaration of eligibility in violation of California Welfare & Institutions Code
17 section 14014(a); two felony counts of grand theft in violation of California Penal Code section
18 487(a); and six felony counts of perjury under oath in violation of California Penal Code section
19 118(a). (Exhibit 11 (Fuentes Warrant of Arrest).)

20 On or about October 6, 2023, a warrant was issued by the Hon. Gerardo Sandoval for the
21 arrest of Badillo for one felony count of obtaining aid by misrepresentation in violation of
22 California Welfare & Institutions Code section 10980(c)(2); one felony count of filing a false
23 declaration of eligibility in violation of California Welfare & Institutions Code section 14014(a);
24 and four felony counts of perjury under oath in violation of California Penal Code section 118(a).
25 (Exhibit 12 (Badillo Warrant of Arrest).)

26 The affidavit in support of the arrest warrant indicates that between 2018 and 2023,
27 Fuentes and Badillo have been "jointly operating three tow businesses in San Francisco,
28 generating over \$2 million in gross annual income." (Exhibit 5 at p. 3.) The affidavit includes

1 voluminous support identifying these businesses as Auto Towing, Specialty Towing and Jose's
2 Towing. (*Id.* at p. 23.) Despite this income, Fuentes and Badillo reported that they had no assets
3 and little income. (*Id.* at pp. 14-15.) Fuentes, who worked as a San Francisco HSA Senior
4 Eligibility Worker responsible for approving welfare benefit applications for the City from
5 January 2018 until March 2019, improperly approved Badillo's welfare application without
6 revealing her personal relationship to him. (*Id.* at p. 16.)

7 The welfare benefits received by Fuentes and Badillo came from Medi-Cal. (*Id.* at pp. 14-
8 15.) Fuentes further received benefits from CalFresh and CalWORKs. (*Id.* at p. 14.)

9 **II. LEGAL BASIS FOR SUSPENSION**

10 An Order of Suspension renders an individual or entity, as well as their designated
11 affiliates, ineligible to participate in the procurement process for contracts or to enter into new
12 contracts or grants at any tier, directly or indirectly, with or for the City. (San Francisco
13 Administrative Code §§ 28.1, 28.11(c).) An Order of Suspension further authorizes any City
14 department head, board, or commission to cancel any existing contract or grant with a suspended
15 individual or entity or direct the cancellation of an existing subcontract to which any such
16 individual or entity is a party, and in the event of such cancellation, the suspended contractor's
17 recovery under the contract or grant shall be limited to compensation for work satisfactorily
18 completed as of the date of cancellation. (San Francisco Administrative Code §§ 28.1, 28.11(c).)

19 Suspension of the named parties is authorized by the San Francisco Administrative Code
20 that provides:

21 Any Charging Official may issue an Order of Suspension to a Contractor on the
22 basis that the Contractor has been arrested or indicted, or become the subject of a
23 criminal, civil or administrative complaint issued by a government entity, where
24 the arrest or indictment, criminal, civil, or administrative complaint alleges that
25 the Contractor has violated a civil or criminal law or regulation against any
26 government entity relevant to the Contractor's ability or capacity honestly to
27 perform under or comply with the terms and conditions of a City contract or grant
28 including, but not limited to, the grounds for Debarment set forth in Section
28.3(a).

(San Francisco Administrative Code § 28.3(b).)

A "Contractor" is defined as:

1 Any individual person, business entity, or organization that submits a
2 qualification statement, proposal, bid, or grant request, or that contracts
3 directly or indirectly with the City for the purpose of providing any goods
4 or services or construction work to or for, or applies for or receives a grant
5 from, the City including without limitation any Contractor, subcontractor,
6 consultant, subconsultant or supplier at any tier, or grantee. The term
7 “Contractor” shall include any responsible managing corporate officer, or
8 responsible managing employee, or other owner or officer of a Contractor
9 who has personal involvement and/or responsibility in seeking or
10 obtaining a contract with the City or in supervising and/or performing the
11 work prescribed by the contract or grant.”

12 (San Francisco Administrative Code § 28.1)

13 The San Francisco Administrative Code defines an “Affiliate” as:

14 Any individual person or business entity related to a Contractor where
15 such individual or business entity, directly or indirectly, controls or has the
16 power to control the other, or where a third person controls or has the
17 power to control both. Indicia of control include, but are not limited to:
18 interlocking management or ownership; identity of interests among family
19 members; shared facilities and equipment; common use of employees or a
20 business entity organized following the Suspension, Debarment,
21 bankruptcy, dissolution or reorganization of a person which has the same
22 or similar management; and/or ownership or principal employee as the
23 Contractor.

24 (*Id.*)

25 Auto Towing is a contractor because it submitted a bid for a City contract. (Exhibit 3.)
26 Fuentes was the sole manager or member of Auto Towing up until its most recent Statement of
27 Information filing on November 14, 2023, and she signed the bid document on behalf of the
28 company. (Exhibit 2; see also Exhibit 3 at pp. 5, 12, 17.) Juan J. Fuentes is currently a manager
or member of Auto Towing and its CEO. (Exhibit 4.) Badillo is a de facto owner and has
admitted as much to the HSA Investigator. Therefore, Badillo is either a contractor, as a co-
owner, or an affiliate of Auto Towing, as an individual with power to control Auto Towing. Both
Specialty Towing and Jose’s Towing are affiliates, because both are a “business entity related to
a Contractor [Auto Towing and Fuentes]” where a “third person [Badillo] controls or has the
power to control” both the contractor and the affiliate. (San Francisco Administrative Code §
28.1.)

29 In this case, the crimes charged against Fuentes and Badillo are violations of law against
30 a government entity. Further, these arrests are indisputably relevant to their ability to honestly
31 perform under or comply with the terms of a City contract.

1 **III. ORDER OF SUSPENSION**

2 For all of these reasons, David Chiu, City Attorney, as charging official, hereby issues
3 this Order of Suspension. Effective immediately and continuing until the City lifts, amends,
4 supersedes, or terminates this Order of Suspension, Abigail Fuentes, Auto Towing, Juan J.
5 Fuentes, Jose Badillo, Specialty Towing, and Jose's Towing are prohibited from seeking to
6 contract with the City at any level (i.e., as a general contractor, supplier, or subcontractor), and
7 they are likewise prohibited from applying for or receiving City grants.

8 This Suspension Order is self-executing; it is in effect from today's date until the
9 charging official lifts the Order of Suspension under Section 28.6(b), or a hearing officer
10 terminates the Order of Suspension under Section 28.10(e).

11 Further, to the extent that Section 28.7 provides that a failure to request a hearing
12 constitutes an admission of the facts in counts and allegations, that standard *does not apply* to
13 this Order of Suspension. The failure to seek a hearing of this Order of Suspension does not
14 constitute an admission of the facts in an Order of Suspension. Instead, at any time during the
15 term of suspension, Fuentes, Auto Towing, Juan J. Fuentes, Badillo, Jose's Towing, and
16 Specialty Towing may together or separately submit a written request of the charging official to
17 lift the Order of Suspension. (San Francisco Administrative Code § 28.6(b).)

18 Finally, at any time the charging official may move to debar Fuentes, Auto Towing, Juan
19 J. Fuentes, Badillo, Jose's Towing, and Specialty Towing; and if they are so debarred, the period
20 of Suspension shall count towards the period of debarment. (San Francisco Administrative Code
21 § 28.11(b).) The charging official intends to seek debarment of Fuentes, Auto Towing, Juan J.
22 Fuentes, Badillo, Jose's Towing, and Specialty Towing.

23 Under this Order of Suspension, Fuentes, Auto Towing, Juan J. Fuentes, Badillo, Jose's
24 Towing, and Specialty Towing are prohibited from participating in any contract or grant at any
25 tier, directly or indirectly, with or for the City, and they shall be deemed irresponsible and
26 disqualified for the purposes of all City contracts and grants. (San Francisco Administrative
27 Code §§ 28.1, 28.11(c).)
28

1 Violation of this Order of Suspension, such as by submission of a proposal, bid or sub-
2 bid or grant request, during the period it remains in effect, may be considered a false claim as
3 provided in this Administrative Code and the California Government Code. (San Francisco
4 Administrative Code § 28.11(e).)
5

6 Dated: February 2, 2024

7 

8 _____
9 Wade Chow
10 Deputy City Attorney
11 On behalf of charging official City Attorney David Chiu
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT 1



California Secretary of State Electronic Filing

FILED

Secretary of State
State of California

LLC Registration – Articles of Organization

Entity Name: AUTO TOWING, LLC

Entity (File) Number: 202016210403

File Date: 06/09/2020

Entity Type: Domestic LLC

Jurisdiction: California

Detailed Filing Information

1. Entity Name: AUTO TOWING, LLC
2. Business Addresses:
 - a. Initial Street Address of Designated Office in California: 209 Minerva Street
San Francisco, California 94112
United States
 - b. Initial Mailing Address: 209 Minerva Street
San Francisco, California 94112
United States
3. Agent for Service of Process: AYUDA FINANCIAL & INSURANCE
COMPANY, INC. (C2730471)
4. Management Structure: One Manager
5. Purpose Statement: The purpose of the limited liability company is to engage in any lawful act or activity for which a limited liability company may be organized under the California Revised Uniform Limited Liability Company Act.

Electronic Signature:

The organizer affirms the information contained herein is true and correct.

Organizer: Vanessa Calhoun

EXHIBIT 2



BA20231707902



STATE OF CALIFORNIA
Office of the Secretary of State
STATEMENT OF INFORMATION
LIMITED LIABILITY COMPANY
California Secretary of State
1500 11th Street
Sacramento, California 95814
(916) 653-3516

For Office Use Only

-FILED-

File No.: BA20231707902

Date Filed: 11/7/2023

B2238-7139 11/07/2023 2:39 PM Received by California Secretary of State

Entity Details

Limited Liability Company Name AUTO TOWING, LLC
Entity No. 202016210403
Formed In CALIFORNIA

Street Address of Principal Office of LLC

Principal Address 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Mailing Address of LLC

Mailing Address 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Attention

Street Address of California Office of LLC

Street Address of California Office 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Manager(s) or Member(s)

Manager or Member Name	Manager or Member Address
<input checked="" type="checkbox"/> Abigail Trinidad Badillo	1229 UNDERWOOD AVENUE San Francisco, CA 94124

Agent for Service of Process

Agent Name JUAN T FUENTES
Agent Address 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Type of Business

Type of Business MOTOR VEHICLE TOW

Email Notifications

Opt-in Email Notifications No, I do NOT want to receive entity notifications via email. I prefer notifications by USPS mail.

Chief Executive Officer (CEO)

CEO Name	CEO Address
----------	-------------

Labor Judgment

A Manager or Member, as further defined by California Corporations Code section 17702.09(a)(8), has an outstanding final judgment issued by the Division of Labor Standards Enforcement or a court of law, for which no appeal is pending, for the violation of any wage order or provision of the Labor Code.

Electronic Signature

☒ By signing, I affirm under penalty of perjury that the information herein is true and correct and that I am authorized by California law to sign.

ABIGAIL BADILLO

Signature

11/07/2023

Date

EXHIBIT 3

MQ1

Completed Attachment 2A, City' Questionnaire and References(TC68198.R), Attachment 2B, City's Questionnaire and References (TC68185.R) or Attachment 2C, City's Questionnaire and References (TC68120.R)

Sourcing Event 0000007777
Attachment 2A
Revised Bidder Questionnaire and References
SFMTA Coaches and Trolleys Only

Part I
Bidder Information

Name of Firm:	Auto Towing LLC
Headquarter Address:	1229 Underwood ave. San Francisco CA 94124
Phone No.:	415-333-5559
Toll Free Phone No.:	415-333-5559
Contact Name & Title:	Abigail Fuentes-President
E-mail:	autotowing1234@gmail.com
SF Supplier ID:	0000048921
Federal Tax ID:	85-1632580
Payment Terms:	Net 30
Person Preparing Bid:	Abigail Fuentes
Local Representative Name and Number:	Abigail Fuentes 415-465-3404
Warehouse Address:	1229 Underwood Ave. San Francisco CA 94124

Contact Information for Placing Orders:

Telephone:	415-333-5559
Fax:	N/A
Email:	autotowing1234@gmail.com
Website:	autotowingsf.com
24-hour Emergency Number:	415-333-5559

Part II
Bidder Questionnaire (SFMTA Coaches and Trolleys Only)

Question	Yes	No
1. Do you certify that you have complied and will continue to comply with Section I (G) of this Solicitation entitled "Limitation on Communications During Solicitation?"	X	
2. Have you registered as a Bidder or Supplier, through the Supplier Portal (https://sfcitypartner.sfgov.org/)? If yes, what is your Bidder ID or Supplier ID? 0000048921	X	
3. Has your company enrolled with Paymode-X to receive electronic payments from the City? https://www.paymode.com/city_countyofsanfrancisco	X	
4. Have you registered your business with the San Francisco Treasurer & Tax Collector as required prior to submission of any Bid? Enter your Business Tax Registration ID here: 1129745	X	
5. Are you claiming LBE preference on this solicitation per Chapter 14B? Note: To claim LBE preference for this solicitation, you must be certified in the following LBE certification categories by the Bid Due Date: Towing GS006	X	
6. Can you comply with the terms set forth in Attachment 1A, City's Proposed Agreement Terms TC68198A, Towing and Roadside Assistance – SFMTA Buses? If you reply NO, you must submit a redline copy of any proposed changes.	X	
7. Can you comply with Appendix 'A, Section I: Scope of Services for SFMTA Buses Only? If you reply NO, please explain.	X	
8. How do you plan to perform Federally Mandated Drug and Alcohol Testing Requirements (For SFMTA Buses Only)? See Attachment 1A, Sections 5.A. through 5.C.(Regulatory Requirements)for additional information. A. Implement your company's drug and alcohol testing program in compliance with FTA regulations? B. Use the services of a third-party administrator to fulfill these requirements? C. Participate in SFMTA's program?	X	
9. Have you entered a price on all line items in the PeopleSoft Sourcing Event in accordance with the instructions in the Solicitation?	X	
10. Have you submitted with your Bid all the <u>Required Supporting Documentation</u> outlined in the accompanying solicitation document? If you reply NO to any document, please explain.	X	
11. Have you submitted with your Bid all the <u>Minimum Qualification Documentation</u> outlined in the accompanying solicitation document? If you reply NO to any document, please explain.	X	

12. Have you submitted with your Bid a Bid Sheet that complies with the requirements of the accompanying solicitation document?

If you reply NO to any document, please explain

X

Part III
Bidder References

All Bidders, including current Contractor, must provide references for at least three (3) organizations of the approximate size and volume comparable to commodities and/or services described in this Solicitation. Upon request, successful Bidder(s) may also be required to submit a letter of reference from each reference listed within five (5) days of notification. Failure to do so may result in rejection of Bid.

1. Name of Company	Bar None Auction
Address (street, city, state, zip)	4751 Power Inn Rd. A, Sacramento, CA 95826
Contact Name	Joshua Seidel
Phone No.	916-246-2156
Email	jseidel@barnoneauction.com
Number of Years Providing Service	5 Years

2. Name of Company	MV Transportation
Address (street, city, state, zip)	3550 3rd street, San Francisco CA 94124
Contact Name	Mario Cavinal
Phone No.	415-336-4881
Email	None
Number of Years Providing Service	5 years

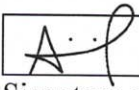
3. Name of Company	D Harris Tours
Address (street, city, state, zip)	2294 Vista del Rio St Crockett, CA 94525
Contact Name	Patrick Peterson
Phone No.	415-902-8542
Email	toursmail.com
Number of Years Providing Service	2 years

Part IV
Bidder Release of Liability for References

The undersigned hereby fully and forever release, exonerate, discharge and covenant not to sue the City, its commissions and boards, officers and employees, and all individuals, entities and firms providing information, comments, or conclusions ("Reference Information") in response to inquiries that the City may make regarding the qualifications or experience of a Prime Bidder, proposed joint venture partner, proposed subconsultant or proposed key/lead team member in connection with the selection process for **TC68198.R, Towing and Roadside Assistance – SFMTA Buses** from and for any and all claims, causes of action, demands, damages, and any and all liabilities of any kind or description, in law, equity, or otherwise arising out of the provision of said Reference Information. This Release and Waiver is freely given and will be applicable whether or not the responses by said individuals, entities or firms are accurate or not, or made willfully or negligently.

Auto Towing LLC

Company Name



Signature of Authorized Representative of Company

3/13/2023

Date

Abigail Fuentes-President

Print Name and Title

Part V.
Bidder Certification of Truth, Accuracy, and Completeness

I certify that based on information and belief formed after reasonable inquiry, the statements and information contained in this document are true, accurate, and complete.

Auto Towing LLC

Company Name



Signature of Authorized Representative of Company

3/13/2023

Date

Abigail Fuentes-President

Print Name and Title

Sourcing Even 0000007777
Attachment 2C
Bidder Questionnaire and References

As-Needed Towing Services for SFO's Oversized Vehicles

Part I
Bidder Information

Name of Firm:	Auto Towing LLC
Headquarter Address:	1229 Underwood Ave, San Francisco, CA 94124
Phone No.:	415-333-5559
Toll Free Phone No.:	415-333-5559
Contact Name & Title:	Abigail Fuentes-President
E-mail:	autotowing1234@gmail.com
SF Supplier ID:	0000048921
Federal Tax ID:	85-1632580
Payment Terms:	Net 30
Person Preparing Bid:	Abigail Fuentes
Local Representative Name and Number:	Abigail Fuentes 415-465-3404
Warehouse Address:	1229 Underwood Ave. San Francisco CA 94124

Contact Information for Placing Orders:

Telephone:	415-333-5559
Fax:	N/A
Email:	autotowing1234@gmail.com
Website:	autotowingsf.com
24-hour Emergency Number:	415-333-5559

Part II
Bidder Questionnaire (As-Needed Towing Services for SFO's Oversized Vehicles Only)

Question	Yes	No
1. Do you certify that you have complied and will continue to comply with Section I (G) of this Solicitation entitled "Limitation on Communications During Solicitation?"	X	
2. Have you registered as a Bidder or Supplier, through the Supplier Portal (https://sfcitypartner.sfgov.org/)? If yes, what is your Bidder ID or Supplier ID? 0000048921	X	
3. Has your company enrolled with Paymode-X to receive electronic payments from the City? https://www.paymode.com/city_countyofsanfrancisco	X	
4. Have you registered your business with the San Francisco Treasurer & Tax Collector as required prior to submission of any Bid? Enter your Business Tax Registration ID here: 1129745	X	
5. Are you claiming LBE preference on this solicitation per Chapter 14B? Note: To claim LBE preference for this solicitation, you must be certified in the following LBE certification categories by the Bid Due Date: Towing GS006	X	
6. Can you comply with the terms set forth in Attachment 1, City's Proposed Agreement Terms TC68120A, As-Needed Towing Services for SFO's Oversized Vehicles? If you reply NO, you must submit a redline copy of any proposed changes.	X	
7. Can you comply with Appendix A, Section III: Scope of Work for SFO's Oversized Vehicles Only? If you reply NO, please explain.	X	
8. Have you entered a price on all line items in the PeopleSoft Sourcing Event in accordance with the instructions in the Solicitation?	X	
9. Have you submitted with your Bid all the Required Supporting Documentation outlined in the accompanying solicitation document? If you reply NO to any document, please explain.	X	
10. Have you submitted with your Bid all the <u>Minimum Qualification Documentation</u> outlined in the accompanying solicitation document? If you reply NO to any document, please explain.	X	
11. Have you submitted with your Bid a <u>Bid Sheet</u> that complies with the requirements of the accompanying solicitation document? If you reply NO to any document, please explain.	X	

Part III
Bidder References

All Bidders, including current Contractor, must provide references for at least three (3) organizations of the approximate size and volume comparable to commodities and/or services described in this Solicitation. Upon request, successful Bidder(s) may also be required to submit a letter of reference from each reference listed within five (5) days of notification. Failure to do so may result in rejection of Bid.

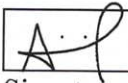
1. Name of Company	Cemex
Address (street, city, state, zip)	500 Amador St, San Francisco, CA 94124
Contact Name	Tod Krumreich
Phone No.	1-561-460-5606
Email	TOD.KRUMREICH@cemex.com
Number of Years Providing Service	4 Years
2. Name of Company	Buchanan Company
Address (street, city, state, zip)	5942 Bradshaw Rd, Sacramento, CA 95829
Contact Name	Mike Buchanan
Phone No.	(916) 689-2740
Email	realestatebydebbieb@gmail.com
Number of Years Providing Service	3 Years
3. Name of Company	Specialized Hauling
Address (street, city, state, zip)	544 Central Ave, Alameda, CA 94501
Contact Name	Juan Carlos Casco
Phone No.	415-573-7618
Email	cascohauling@gmail.com
Number of Years Providing Service	5 Years

Part IV
Bidder Release of Liability for References

The undersigned hereby fully and forever release, exonerate, discharge and covenant not to sue the City, its commissions and boards, officers and employees, and all individuals, entities and firms providing information, comments, or conclusions ("Reference Information") in response to inquiries that the City may make regarding the qualifications or experience of a Prime Bidder, proposed joint venture partner, proposed subconsultant or proposed key/lead team member in connection with the selection process for **TC68120R, As-Needed Towing Services for SFO's Oversized Vehicles** from and for any and all claims, causes of action, demands, damages, and any and all liabilities of any kind or description, in law, equity, or otherwise arising out of the provision of said Reference Information. This Release and Waiver is freely given and will be applicable whether or not the responses by said individuals, entities or firms are accurate or not, or made willfully or negligently.

Auto Towing LLC

Company Name



Signature of Authorized Representative of Company

3/13/2023

Date

Abigail Fuentes-President

Print Name and Title

Part V.
Bidder Certification of Truth, Accuracy, and Completeness

I certify that based on information and belief formed after reasonable inquiry, the statements and information contained in this document are true, accurate, and complete.

Auto Towing LLC

Company Name



Signature of Authorized Representative of Company

3/13/2023

Date

Abigail Fuentes-President

Print Name and Title

Sourcing Event 0000007777

Attachment 2B

Revised Bidder Questionnaire and References

Section II: City-Owned Vehicles (Medium and Heavy Duty Vehicles)

Part I

Bidder Information

Name of Firm:	Auto Towing LLC
Headquarter Address:	1229 Underwood ave. San Francisco CA 94124
Phone No.:	415-333-5559
Toll Free Phone No.:	415-333-5559
Contact Name & Title:	Abigail Fuentes-President
E-mail:	autotowing1234@gmail.com
SF Supplier ID:	0000048921
Federal Tax ID:	85-1632580
Payment Terms:	Net 30
Person Preparing Bid:	Abigail Fuentes
Local Representative Name and Number:	Abigail Fuentes 415-465-3404
Warehouse Address:	1229 Underwood ave. San Francisco CA 94124

Contact Information for Placing Orders:

Telephone:	415-333-5559
Fax:	N/A
Email:	autotowing1234@gmail.com
Website:	autotowingsf.com
24-hour Emergency Number:	415-333-5559

Part II
Bidder Questionnaire (City-Owned Vehicles Only)

Question	Yes	No
1. Do you certify that you have complied and will continue to comply with Section I (G) of this Solicitation entitled "Limitation on Communications During Solicitation?"	X	
2. Have you registered as a Bidder or Supplier, through the Supplier Portal (https://sfcitypartner.sfgov.org/)? If yes, what is your Bidder ID or Supplier ID? 0000048921	X	
3. Has your company enrolled with Paymode-X to receive electronic payments from the City? https://www.paymode.com/city_countyofsanfrancisco	X	
4. Have you registered your business with the San Francisco Treasurer & Tax Collector as required prior to submission of any Bid? Enter your Business Tax Registration ID here: 1129745	X	
5. Are you claiming LBE preference on this solicitation per Chapter 14B? Note: To claim LBE preference for this solicitation, you must be certified in the following LBE certification categories by the Bid Due Date: Towing GS006	X	
6. Can you comply with the terms set forth in Attachment 1B, City's Proposed Agreement Terms TC68185A, Towing and Roadside Assistance for City-Owned Vehicles (Medium and Heavy Duty Vehicles)? If you reply NO, you must submit a redline copy of any proposed changes.	X	
7. Can you comply with Appendix A, Section II: Scope of Work for City-Owned Vehicles (Medium and Heavy Duty Vehicles) Only? If you reply NO, please explain.	X	
8. Have you entered a price on all line items in the PeopleSoft Sourcing Event in accordance with the instructions in the Solicitation?	X	
9. Have you submitted with your Bid all the Required Supporting Documentation outlined in the accompanying solicitation document? If you reply NO to any document, please explain.	X	
10. Have you submitted with your Bid all the <u>Minimum Qualification Documentation</u> outlined in the accompanying solicitation document? If you reply NO to any document, please explain.	X	
11. Have you submitted with your Bid a <u>Bid Sheet</u> that complies with the requirements of the accompanying solicitation document? If you reply NO to any document, please explain.	X	

Part III
Bidder References

All Bidders, including current Contractor, must provide references for at least three (3) organizations of the approximate size and volume comparable to commodities and/or services described in this Solicitation. Upon request, successful Bidder(s) may also be required to submit a letter of reference from each reference listed within five (5) days of notification. Failure to do so may result in rejection of Bid.

1. Name of Company	Sf Paratransit/Transdev
Address (street, city, state, zip)	290 Industrial Way, Brisbane, CA 94005
Contact Name	Laura Espinoza
Phone No.	(415) 657-9736
Email	Laura.Espinoza@transdev.com
Number of Years Providing Service	4 Years

2. Name of Company	Transit Pros
Address (street, city, state, zip)	3214 Carnegie Dr Suite 200, Lee Summit, MO 64064
Contact Name	Shauna Jones
Phone No.	(816) 988-2302
Email	shauna.jones@transitpros.com
Number of Years Providing Service	5 Years

3. Name of Company	Cal Waste Solutions
Address (street, city, state, zip)	1820 10th st, Oakland, CA 94607
Contact Name	Jaime Benhousen
Phone No.	510-612-0383
Email	biggfish747@yahoo.com
Number of Years Providing Service	3 Years

Part IV
Bidder Release of Liability for References

The undersigned hereby fully and forever release, exonerate, discharge and covenant not to sue the City, its commissions and boards, officers and employees, and all individuals, entities and firms providing information, comments, or conclusions ("Reference Information") in response to inquiries that the City may make regarding the qualifications or experience of a Prime Bidder, proposed joint venture partner, proposed subconsultant or proposed key/lead team member in connection with the selection process for **TC 68185.R, Towing and Roadside Assistance for City-Owned Vehicles** from and for any and all claims, causes of action, demands, damages, and any and all liabilities of any kind or description, in law, equity, or otherwise arising out of the provision of said Reference Information. This Release and Waiver is freely given and will be applicable whether or not the responses by said individuals, entities or firms are accurate or not, or made willfully or negligently.

Auto Towing LLC

Company Name



Signature of Authorized Representative of Company

3/13/2023

Date

Abigail Fuentes-President

Print Name and Title

Part V.
Bidder Certification of Truth, Accuracy, and Completeness

I certify that based on information and belief formed after reasonable inquiry, the statements and information contained in this document are true, accurate, and complete.

Auto Towing LLC

Company Name



Signature of Authorized Representative of Company

3/20/2023

Date

Abigail Fuentes-President

Print Name and Title

EXHIBIT 4



BA20231742672



STATE OF CALIFORNIA
Office of the Secretary of State
STATEMENT OF INFORMATION
LIMITED LIABILITY COMPANY
California Secretary of State
1500 11th Street
Sacramento, California 95814
(916) 653-3516

For Office Use Only

-FILED-

File No.: BA20231742672

Date Filed: 11/14/2023

B2255-8686 11/14/2023 8:10 PM Received by California Secretary of State

Entity Details

Limited Liability Company Name AUTO TOWING, LLC
Entity No. 202016210403
Formed In CALIFORNIA

Street Address of Principal Office of LLC

Principal Address 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Mailing Address of LLC

Mailing Address 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124
Attention

Street Address of California Office of LLC

Street Address of California Office 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Manager(s) or Member(s)

Manager or Member Name	Manager or Member Address
Abigail Trinidad Badillo	1229 Underwood Avenue San Francisco, CA 94124
<input checked="" type="checkbox"/> Juan J Fuentes	1229 UNDERWOOD AVE SAN FRANCISCO, CA 94124

Agent for Service of Process

Agent Name JUAN J FUENTES
Agent Address 1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124

Type of Business

Type of Business MOTOR VEHICLE TOW

Email Notifications

Opt-in Email Notifications No, I do NOT want to receive entity notifications via email. I prefer notifications by USPS mail.

Chief Executive Officer (CEO)

CEO Name	CEO Address
<input checked="" type="checkbox"/> JUAN J FUENTES	1229 UNDERWOOD AVE SAN FRANCISCO, CA 94124

Labor Judgment

No Manager or Member, as further defined by California Corporations Code section 17702.09(a)(8), has an outstanding final judgment issued by the Division of Labor Standards Enforcement or a court of law, for which no appeal is pending, for the violation of any wage order or provision of the Labor Code.

Electronic Signature

☒ By signing, I affirm under penalty of perjury that the information herein is true and correct and that I am authorized by California law to sign.

ABIGAIL FUENTES

Signature

11/14/2023

Date

EXHIBIT 5

SUPERIOR COURT OF CALIFORNIA



Affidavit in Support of Arrest Warrant

Affiant's name and agency:

Investigator Franklin Lowe
City and County of San Francisco
Human Services Agency – Special Investigations Unit

Defendant's names:

1. **Jose Vicente Badillo**
Birthdate: [REDACTED] Driver License: [REDACTED]
2. **Abigail Trinidad FUENTES, AKA Abigail Trinidad BADILLO**
Birthdate – [REDACTED] Driver License # [REDACTED]
3. **Sara Eunice GARCIA** (Mother of Abigail Trinidad FUENTES)
Birthdate – [REDACTED] Driver License # [REDACTED]

I, Investigator Franklin Lowe, am your affiant and a Peace Officer in the State of California. I make this affidavit in support of an arrest warrant for each of the above defendants.

I am employed as a Welfare Fraud Investigator with the City and County of San Francisco, Human Services Agency (HSA), and have been since September 2015. Prior to coming to the HSA, I served at the Oakland Police Department (OPD) for over 30 years. I have attended classes and received formal training on conducting criminal investigations as a graduate from San Jose State University, the Oakland Police Academy, and the FBI National Academy. As a peace officer, I have investigated hundreds of theft and fraud cases. I have interviewed many admitted criminals involved in thefts and have questioned them regarding the manner in which they commit their crimes. I am thoroughly familiar with the manner in which the crimes of theft by larceny, fraud, and embezzlement are committed.

Relevant to this affidavit, is my experience as an OPD supervisor and commander of the Traffic Enforcement Division where I gained knowledge and experience in commercial vehicle towing regulations, operations and procedures.

This affidavit is intended to show that there is sufficient probable cause for the requested warrant.

This case involves the following types of Welfare Fraud:

- **Recipient Welfare Fraud** - receiving welfare benefits to which they're not legitimately entitled by deliberately misstating information or failing to provide relevant information to obtain, retain or increase welfare benefits.
- **Internal Welfare Fraud** - when a government eligibility worker causes the distribution of welfare benefits by approving applications by otherwise ineligible friends or family who make false claims about income or fail to report facts which would disqualify them from receiving benefits.

Explanation of Welfare Benefits – Food, Health Insurance, and cash assistance.

- **CalFresh** is a welfare program administered by the City and County of San Francisco Human Services Agency (HSA). CalFresh, formerly known as Food Stamps, is an entitlement program that provides monthly benefits to assist low-income households in purchasing food. Those who apply for CalFresh benefits are required to provide factual information, under penalty of perjury, when applying for the programs. CalFresh benefit payments are determined by the number of persons living at the “**household.**” This includes everyone living at the address, such as husbands, wives, parents, and children under age 22.
- **Medi-Cal** – provides health insurance to low-income Californians, including adults, children, and their families. To be eligible for Medi-Cal, applicants must be either enrolled in CalFresh or meet the income limits for their household size. Those approved for this benefit are issued a Medi-Cal card used to receive health care benefits.
- **CalWORKS** - provides cash aid and services to eligible families that have children to help pay for housing, food and other necessary expenses.

Persons (clients) apply for welfare benefits by meeting with a HSA Eligibility Worker who assists the client with the application process and determines their eligibility. Applicants for these benefits must provide factual information, signed under penalty of perjury, on their income, assets and household.

SYNOPSIS of Investigation:

Suspects Abigail FUENTES (hereafter FUENTES) and Jose BADILLO (hereafter BADILLO) have been receiving welfare benefits for themselves and their dependents. From 2018 – 2023, both reported that they have no assets (property, bank accounts, and vehicles) and little income. Both BADILLO and FUENTES and their dependents were approved based on their reported income status.

During this investigation, I also found that **FUENTES, was hired and served as a San Francisco HSA Senior Eligibility Worker**, responsible for processing and approving applications for welfare benefits for the City and County of San Francisco. I discovered that **BADILLO's application for welfare benefits was handled by and approved by FUENTES.** BADILLO received welfare benefits for himself and his two adult parents he claimed as dependents. From 2018 until 2023, BADILLO reported that he made only \$1,000 a month with no assets, property or vehicles.

Qualification for benefits is determined by the total household income. This includes all persons who reside in the house, share and prepare food together. FUENTES did not disclosed that she was living with other related adults (mother and step-father, and step brother) on welfare qualification documents requiring this disclosure.

I found that FUENTES lives with her mother, **Sara GARCIA, who is a current HSA employee.** Their combined household income (mother and daughter living at the same residence) would disqualify FUENTES from receiving welfare benefits. GARCIA assisted FUENTES in concealing their familial relationship (mother/daughter) by falsely reporting that **they were aunt and niece** living at the same residence. FUENTES continued to receive welfare benefits until May 2023. GARCIA provided FUENTES with advice and guidance on defrauding the welfare system. GARCIA also used FUENTES' EBT card for her own food purchases.

I obtained and executed four search warrants for evidence of income, business operations, the identity of principals to the suspected crimes, and disposition of the proceeds resulting from welfare fraud. The evidence shows that BADILLO and FUENTES, grossed over \$2 million annually since 2018. BADILLO and FUENTES have been **jointly operating three tow businesses in San Francisco, generating over \$2 million in gross annual income.** They were able to purchase two commercial and two residential properties several vehicles and vessels (boats). The most recent purchase 4/24/23, was a 2023 Lamborghini valued at \$288,786.

I forwarded my income findings to the Medi-Cal and CalFresh programs to determine if BADILLO and FUENTES were eligible for benefits. Both BADILLO and FUENTES and their dependents were determined to be ineligible from 2018 to 2023. The loss due to fraud by BADILLO and FUENTES exceeds \$161,700.

The following crimes were committed:

- **Misappropriation of Public Funds** § 424(a) Penal Code [felony]
- **Embezzlement of Public Funds by Public Employee** - §10980(f) Penal Code [felony]
- **False Declaration to Obtain Aid** - §14014(a) Welfare and Institutions Code [felony]
- **Grand Theft** - §487(a) Penal Code [felony]
- **Perjury** – §118 Penal Code [felony]

PROBABLE CAUSE

FACTS:

I. Initial notification of possible welfare fraud.

On 10/9/2019, I was contacted by San Francisco Police Department (SFPD) Sergeant Matt Hackard who notified me of possible fraud involving:

- Abigail FUENTES – hereafter FUENTES
- Jose BADILLO - hereafter BADILLO

Sgt. Hackard advised me that during an investigation, he found that FUENTES and BADILLO may have substantial business income and was able to purchase multiple properties in San Francisco, while receiving welfare benefits. Sgt. Hackard indicated that one of them (FUENTES or BADILLO) presented a CalFresh benefits (EBT) card during SFPD's investigation.

I confirmed that both FUENTES and BADILLO were receiving CalFresh and Medi-Cal welfare benefits. If either FUENTES or BADILLO had income exceeding \$1,800 per month, they would likely not qualify for these benefits. At the time, I did not have any specific information on the source of income or amount. I noted the information and filed it pending receipt of additional information on the source and amount of their income.

On 12/7/2021, I received information from Officer Robert Forneris of the SFPD Permits Unit regarding a business operation involving FUENTES. Permits are necessary for any business that involves services such as towing, parking lots, garages, etc. SFPD is responsible for ensuring that these types of businesses abide by city regulations and investigates complaints against them. Officer Forneris told me that FUENTES has an active permit from SFPD to operate a tow business with employees and BADILLO may have been operating a towing business in San Francisco. I proceeded by seeking information to determine the size and scope of the tow businesses associated with FUENTES and BADILLO.

II. Evidence of Business Operation by FUENTES and BADILLO - Government sources

I obtained the following documents from state and local government sources that show that FUENTES and BADILLO intended to operate a substantial towing businesses.

A. City and County of San Francisco Police Department - Permit Unit

Date Issued	Permit Type	Initiated by	Business	Location	Permit
05/26/2021	Tow car firm 4 trucks	Abigail T Fuentes 1229 Underwood	Auto Towing	1229 Underwood	144310
10/30/2019	Tow Car Firm 9 Trucks	Abigail T Fuentes 1229 Underwood	Auto Towing	1229 Underwood	144310
09/12/2018	Tow Car Firm 2 Trucks	Abigail T Fuentes 1229 Underwood	Auto Towing	1229 Underwood	144310

B. **Employees** - On 5/6/21, FUENTES submitted to SFPD Permits Unit, a list of **10 drivers to be employed** as tow drivers at **Auto Towing**.

C. **Commercial Auto Insurance Coverage Submitted to DMV for Motor Carrier Permit**
Progressive Insurance Declarations and premium statement issued to FUENTES for Auto Towing at 1229 Underwood Avenue. **Total premium for 12 months, \$84,066.28.**

D. **Fictitious Business Name Statement filed with SF County Clerk** submitted by FUENTES, DBA Auto Towing.

Date	Owner:	DBA:
Issued 10/2017 Expiring 10/2022	Abigail Fuentes 209 Minerva St. San Francisco, CA	Auto Towing 1229 Underwood Ave. San Francisco, CA

E. **SFPD Tow Car Permit Renewal fee invoice and receipt Auto Towing permit.**
Paid by Wells Fargo Bank checks from Auto Towing to the SFPD Permit Unit.

0147

AUTO TOWING
1229 UNDERWOOD AVE
SAN FRANCISCO, CA 94124
415-333-5559

Wells Fargo Bank, N.A.
11-4288/1210

10/15/2020

PAY TO THE ORDER OF: **SFPD PERMITS**

\$1436.50


One thousand four hundred thirty six ⁵⁰/₁₀₀ DOLLARS

MEMO: 144310

AUTHORIZED SIGNATURE

⑈000147⑈ ⑈121042882⑈ 6981539197⑈

4189



Auto Towing
1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124
415-333-5559
415-872-9883

Wells Fargo Bank, N.A.
11-4288/1210

8/28/2019

PAY TO THE ORDER OF SFPD Permits \$ **1,380.58

One Thousand Three Hundred Eighty and 58/100***** DOLLARS

SFPD Permits
850 Bryant St. Rm 505
San Francisco, Ca. 94110

MEMO
Renewal #144310

AUTHORIZED SIGNATURE

⑈004189⑈ ⑆121042882⑆ 8427719516⑈

SIGNATURE:



FUENTES

SIGNATURE:



BADILLO

(From DMV License Image Records)

While the company "Auto Towing" is associated with FUENTES, I noticed that the checks appear to be signed by BADILLO when compared to DMV license signatures.

F. Tow Car Owners Application Letter of intent submitted to SFPD by FUENTES

FUENTES declared she intends that the business "Auto Towing" will:

- Be located at 1229 Underwood Ave.
- Be available Seven days a week, 24 hours a day.
- Have five tow car operators
- Utilize 4 tow trucks
- Store towed/stored vehicles at 1229 Underwood Ave.

G. Commercial Property Lease Agreement for 1229 Underwood Avenue

FUENTES submitted copy of the Commercial Lease Agreement to SFPD Permits Unit for 1229 Underwood Avenue. The Lessor is Jose BADILLO and the Lessee is a business known as AUTO TOWING. Effective July 1, 2020, rent for the property is \$3,500 per month. On June 30, 2021 rent increases to 3,750 per month. The lease expires on July 1, 2022.

H. California Secretary of State – LLC Business filings

<i>Date Issued</i>	<i>Document Filed</i>	<i>Initiated by</i>	<i>Business Name</i>	<i>Location</i>
3/23/22	Limited Liability Company - Filed	BADILLO 578 Naples St	Jose's Towing	1229 Underwood Ave
1/08/21	Limited Liability Company - Filed	BADILLO 578 Naples St	Underwood Properties	578 Naples St.
10/19/21	Limited Liability Company - Filed	FUENTES 1229 Underwood	Auto Towing	1229 Underwood Ave
6/09/20	LLC Registration	FUENTES 209 Minerva	Auto Towing LLC	209 Minerva St
5/25/18	Limited Liability Company - Filed	BADILLO 578 Naples St.	Jose's Towing LLC	1229 Underwood Ave
4/19/18	Limited Liability Company - Filed	BADILLO 578 Naples St.	Jose's Towing LLC	1229 Underwood Ave
5/23/16	Limited Liability Company - Filed	BADILLO 54 Vesta St.	Jose's Towing LLC	54 Vesta St.

I. Permits issued by Dept. of Motor Vehicles (DMV) to FUENTES DBA "Auto Towing"

<i>Date Issued</i>	<i>Permit Type</i>	<i>Business Name</i>	<i>Location</i>	<i>Permit</i>
10/31/2020	DMV Motor Carrier	Auto Towing	1229 Underwood	677616
11/01/2018	DMV Motor Carrier	Auto Towing	1229 Underwood	677616

Note: No Motor Carrier permits were issued for Jose's Towing

J. San Francisco and Alameda County Assessor-Recorder

County records show that BADILLO and/or FUENTES purchased the following properties:

<i>Date Purchased</i>	<i>Address</i>	<i>Sale Amount</i>	<i>Owner, Use and Activates</i>
8/8/22	963 87 th Ave. Oakland	940,000	BADILLO & FUENTES Commercial Business Location for • SPECIALTY TOWING
11/23/21	1733/1735 Lane Street San Francisco	1,265,000	BADILLO Duplex - Residential property - rental
10/03/18	1229 Underwood Avenue San Francisco	450,000	BADILLO Commercial Business Location for: • AUTO TOWING (FUENTES) • JOSE'S TOWING (BADILLO)
03/28/18	578 Naples Street San Francisco	815,000	BADILLO's residence address

K. Registered Business Locations - City and County of San Francisco – Locations of businesses that are required to pay taxes

Ownership Name	DBA Name	Address	Business Start	Account #
Abigail Fuentes	Auto Towing LLC	1229 Underwood St	01/01/2021	1129745
Abigail Fuentes	Auto Towing	1229 Underwood St	10/19/2017	1077641

Note: Jose's Towing was not on the list of registered businesses in San Francisco.

III. Evidence of Business Operations - Open Sources, Publically Available Web Site Information for Auto Towing and Jose's Towing Both FUENTES and BADILLO have an active web presence on the several websites. I conducted an internet search and found the following:

A. Yelp.com – Online business directory with customer reviews.

- Both Auto Towing and Jose's Towing were listed as active tow businesses at the same location - 1229 Underwood Avenue.
- These recent reviews and business descriptions indicate that both businesses were recently active and engaged in business:

Auto Towing

★ ★ ★ ★ ★ 26 reviews

Claimed • Towing, Roadside Assistance Edit

Open Open 24 hours

Recent Review on Yelp

5/21/2022

"Too expensive. They have charged me \$225 for less than 5 miles. I was in a confusing situation and since it was my first time in this situation i had no idea they were charging me double the normal price"

Jose's Towing

★ ★ ★ ★ ★ 72 reviews

Claimed • Towing, Roadside Assistance Edit

Open Open 24 hours

"About Us" Business Description of Jose's Towing on Yelp

5/22/2022

*"Jose's Towing Services is family owned and operated Since 2015 and It was found by **Jose V. Badillo** in San Francisco. Started as a one man operation (Jose) when he purchased his first tow truck. Mr. Badillo a very young entrepreneur was determined to grow his business and did so by working 7 days a week to save up and buy more equipment. Within in a year his hard work paid off. **He purchased new equipment, and hired drivers to work for him. 3 years into business, has a 12 truck Fleet and 14 employees.** Jose is all about getting the job done big or small."*

- On 1/31/2023, I called Jose's Towing (415-310-6350) to see if Jose's Towing was actively engaged in business. I asked for a quote to transport a motorcycle on a flatbed tow truck from Oakland to San Francisco. The person who answered identified the business as Jose's Towing and quoted me a price of \$275.

- Both Auto Towing and Jose's Towing posted several photos of their towing activity on Yelp:

From YELP.com: **Auto Towing** (https://www.yelp.com/biz_photos/auto-towing-san-francisco-4)



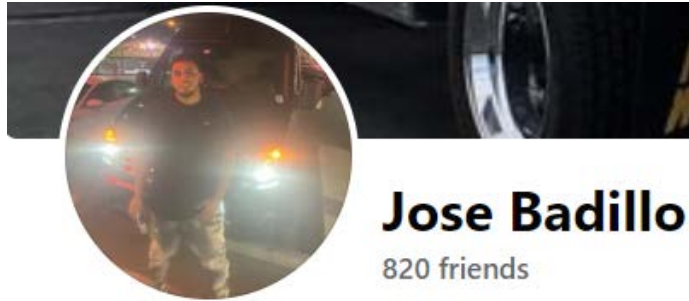
From YELP.com: **Jose's Towing** (https://www.yelp.com/biz_photos/joses-towing-san-francisco-2?start=0)



The photos that were posted for both Auto Towing and Jose's Towing show newer tow vehicles and flatbeds.

B. Facebook.com – Joses Towing

(<https://www.facebook.com/jose.badillo.71404>)



Jose Badillo

820 friends

Jose Badillo Facebook Photos (<https://www.facebook.com/jose.badillo.71404/photos>)

Photos

Jose's Photos

Albums



D. **Instagram.com - Auto Towing** - #autotowingsf
<https://www.instagram.com/autotowingca/>



autotowingca

Message

Follow

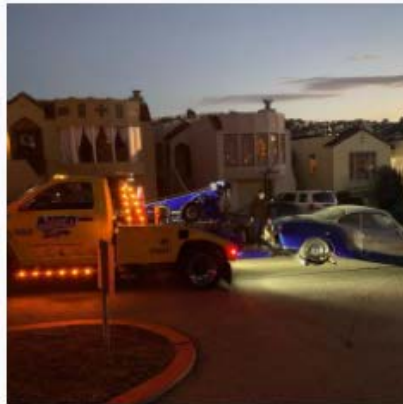
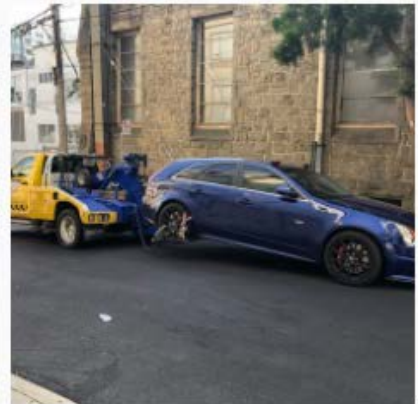
111 posts

483 followers

843 following

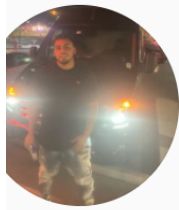
Auto Towing

24/7 Towing & Roadside Services • (415) 333-5559



C. Instagram.com - Jose's Towing

https://www.instagram.com/bayarea_towking/



bayarea_towking

Follow



...

149 posts

1,238 followers

1,911 following

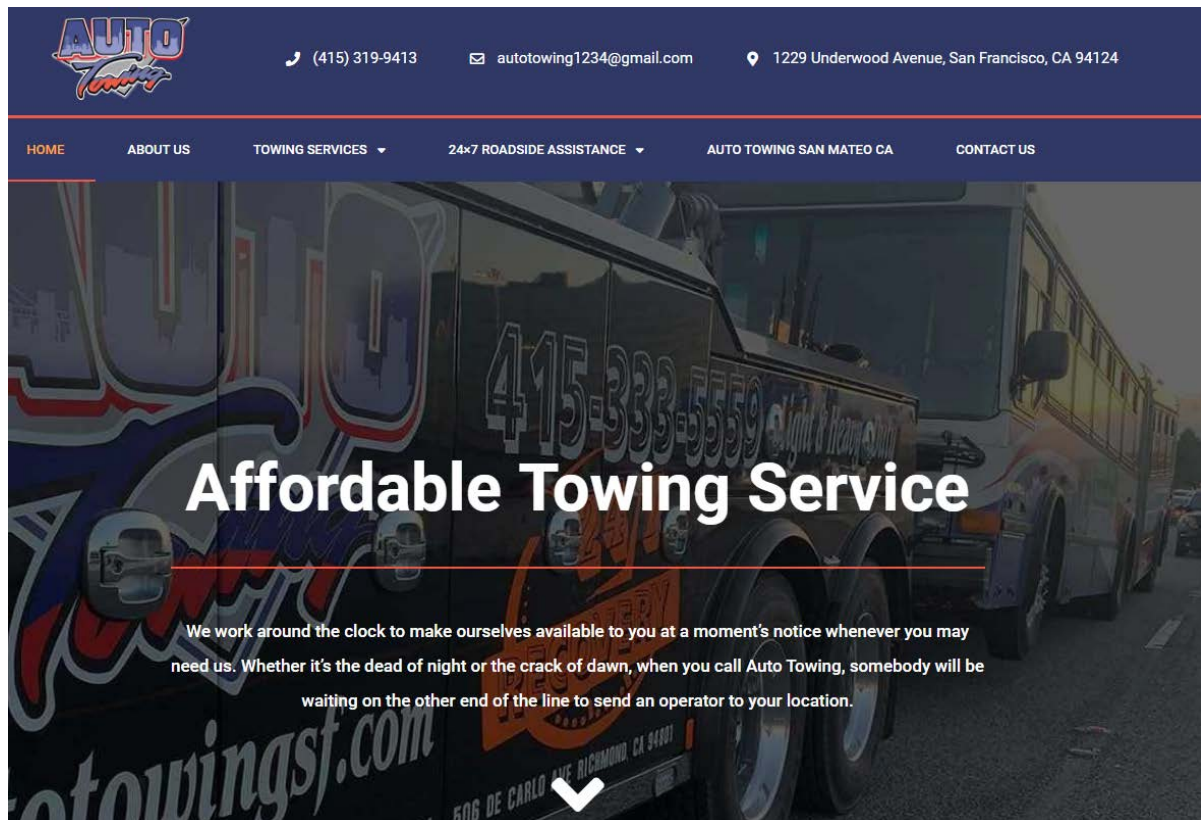
Jose Badillo

MAKE SURE YOU FOLLOW MY PAGE FOR ALL THE CARS I POST FOR SALE ON A WEEKLY BASIS



On the first page of this site, BADILLO tells the reader, **“Make sure you follow my page for all the cars I post on a weekly basis.”** Several of the posts showed vehicles that were for sale.

D. Website for Auto Towing - Autotowingsf.com



The Auto Towing wrecker shown is towing an articulated bus. These wreckers are capable of towing large vehicles such as big rigs, fire trucks, buses, etc. The cost of a wrecker like the one shown can be \$500k to \$750K.

H. Other Evidence of Business Activity

- 2/1/2020 - SFPD Incident Report #200080557- FUENTES walked into Ingleside Police Station to report employee embezzlement and check fraud. **FUENTES stated that she is the owner of Auto Towing** located at 1229 Underwood Avenue.
- Letter from BADILLO on Auto Towing LLC letterhead: *"This is a letter of intent to employ Abigail Fuentes at Auto Towing LLC. Starting pay will be \$16.32/hr. 32 hours a week. Start date will be 01/03/2021"* signed Jose Badillo. I called the number on the letter and spoke to a person who **identified himself as Jose Badillo. He told me that he was the owner of Auto Towing** and acknowledged that he signed the letter to hire FUENTES.
- I received information from SFPD that during a visit to Auto Towing at 1229 Underwood Ave., FUENTES claimed to be the owner of Auto Towing. I received a copy of the body camera footage belonging to SFPD Lt Jonas who was speaking to FUENTES during an investigation on 3/2/22. **FUENTES verbally identified herself as the owner of Auto Towing** at the location of 1229 Underwood Ave.

IV. Evidence of Other Assets and Indications of Income

A. Property Records Search

San Francisco and Alameda County Recorder shows that BADILLO and FUENTES hold the following titles.

<i>Date Purchased</i>	<i>Address</i>	<i>Sale Amount</i>	<i>Deed and Use</i>
3/28/18	578 Naples St San Francisco	815,000	BADILLO (residential)
10/03/18	1229 Underwood Ave San Francisco	450,000	BADILLO (commercial) Businesses: AUTO TOWING JOSE'S TOWING
11/23/21	1733/1735 Lane St San Francisco	1,265,000	BADILLO (residential duplex)
8/8/22	963/965 87 th Ave Oakland	940,000	BADILLO and FUENTES Business: SPECIALTY TOWING

I found information and verified with the Alameda County Recorder's Office that BADILLO and FUENTES purchased a commercial property at 936 87th Avenue in Oakland on 8/8/22. I drove by the property and saw a sign posted for **Specialty Towing** at that location.



On 5/17/23, I called the number on the sign posted on the front of the business to verify that that the business was active. I asked if they do towing and storage. The person answering said that they handle those services.

B. Vehicles and Vessels registered to BADILLO and FUENTES

I checked with the DMV for vehicles and vessels registered to BADILLO and FUENTES. The response included the following recent registrations:

- BADILLO - 2023 Lamborghini - value \$288,786
- BADILLO – in addition to six motor vehicles, four vessels (boats) are registered to BADILLO.
- FUENTES and GARCIA (owned jointly) – 2021 Cadillac Escalade - \$104,475
- FUENTES – 2023 Lexus SUV

Note: The Cadillac and Lexus vehicles were parked in front of 209 Minerva on and in the possession of FUENTES on 4/26/23 a search warrant was executed. Both of these vehicles were later reported stolen.

I. Both BADILLO and FUENTES received Welfare Benefits (Information from HSA records and client files)

- A. **FUENTES** initially applied for Cal Fresh (EBT) benefits on 12/15/2016, reporting that she did not have a job, income or assets, and was homeless. Based on the information FUENTES reported, FUENTES was approved for EBT. FUENTES later added two children (both fathered by BADILLO) as dependents.

Welfare recipients are required to periodically report their income and employment status to determine eligibility for continued benefits. I reviewed the HSA case file with eligibility documents submitted by FUENTES who reported the following (summarized):

FUENTES answered the following on the Application for Cal-Fresh, Cash Aid and Medi-Cal document, signed under penalty of perjury:

Q6	Adults in the home (all) "self" 2019-2023
Q7	Does anyone get unearned income? 2018 "No", 2020-2023 "No"
Q8	Does anyone get earned income? 2018 "No", 2020-2023 "No"
Q9	Does anyone get other income? 2018-2023 "No"
Q24	Household Resources – Cash, bank accounts, etc.? 2018-2023 No
Q26	Vehicles? - 2018-2023 "No"
Q27	Property? - 2018-2023 "No"

FUENTES received the following welfare benefits for herself and her two children:

Medi-Cal	51,067.34
CalFresh	13,045.00
CalWorks	13,967.00

TOTAL \$78,079.34

- B. **BADILLO** initially applied for welfare benefits on 12/7/2018. I reviewed copies of the initial application submitted by **BADILLO** and found the following affidavit submitted by **BADILLO**:

*"I Jose Badillo, residing at **578 Naples**, hereby declare, under penalty of perjury, that I lost my business in Feb 2018 and started working as a self (employed) contractor for a tow company they only give me some work then they can because I also lost my SF tow permit. I make 1,000 a month and pay rent of \$650 at my sister's house for me and my parents. We live in an in-law (unit). I pay for my parents expenses but work has slowed down and I am struggling.¹"*

BADILLO's case consistently reported the same income each year applications and recertification documents:

2022	\$1,000 per month gross income
2021	\$1,000 per month gross income
2020	\$1,000 per month gross income
2019	\$1,000 per month gross income
2018	\$1,000 per month gross income

The total EBT amount granted and available to **BADILLO** from 12/11/2018 to 3/11/2022 for was \$3,073. **BADILLO** and his dependents (father Jovita Villatoro and mother Sabino Badillo) were approved for Cal Fresh and Medi-Cal benefits based on **BADILLO**'s reported household income of \$1000 a month.

BADILLO received the following welfare benefits for himself and his two adult dependent parents:

Medi-Cal TOTAL \$83,651.24

I. **Fraudulent Approval of Welfare Benefits for **BADILLO** by **FUENTES****

While reviewing the HSA case documents associated with **BADILLO**'s application for welfare benefits, I discovered that **FUENTES was hired as a HSA Senior Eligibility Worker, responsible for processing and approving applications for welfare benefits.**

FUENTES - Verification of Employment as a government employee - On 4/27/22, I checked with HSA Human Resources to verify **FUENTES**' employment with HSA. The information on file showed that **FUENTES applied for the Senior Eligibility Worker position on 9/18/17.**

The application submitted by **FUENTES** noted her **mother, Sara GARCIA (aka: Sara Morales-Garcia) was also employed by HSA.** I noted that both **FUENTES** and **GARCIA** reside at the same address. 209 Minerva Street. San Francisco.

The check **Fuentes** submitted to payroll to set up direct deposit was for a Chase account: 302636250. On the face of the check it shows **Abigail Trinidad Fuentes DBA Auto Towing** 07-18 check #98. No address was listed on the check.

¹ The residence at 578 Naples is owned by **BADILLO**. County records indicate that **BADILLO** purchased this residence on 3/28/2018.

FUENTES was hired and **started on 1/29/18**. FUENTES' probationary period was initially six months and set to end on 7/28/18, but it was extended several times. The last extension was set for 1/28/19 to 4/28/19, but FUENTES **resigned on 3/8/19** before it could be concluded.

While FUENTES served as a City and County of San Francisco HSA employee, **FUENTES handled, reviewed and approved BADILLO's application for welfare benefits** cases involving:

Jose BADILLO – father of FUENTES' two children
Sabino Badillo – father of Jose BADILLO
Jovita Villatoro - mother of Jose BADILLO

As BADILLO's eligibility worker, **FUENTES entered the following comments into BADILLO's case file (summarized and paraphrased):**

- FUENTES conducted the interview with BADILLO on 12/7/2018.
- BADILLO is self-employed working as a tow truck driver making \$1,000 per month.
- BADILLO lost his tow company in Feb 2018 and works for different tow companies on-call.
- BADILLO pays for his mother's and father's expenses. He rents an in-law for \$650/month and has no resources.
- Eligibility results are confirmed. Benefits authorized.

This is a violation of SF-HSA policy: *"Whenever there is a personal or non-job related business or other relationship with a client, **employees are prohibited from working on the client's case....**"*

I obtained a copy of the case notes on the BADILLO case.

BADILLO made the initial application for benefits on 12/7/2018, stating that he was self-employed and had no assets. **FUENTES entered the following comments into BADILLO's case file (summarized and paraphrased):**

- FUENTES conducted the interview with BADILLO on 12/7/2018.
- BADILLO is self-employed working as a tow truck driver making \$1,000 per month.
- BADILLO lost his tow company in Feb 2018 and works for different tow companies on-call.
- BADILLO pays for his mother's and father's expenses. He rents an in-law for \$650/month and has no resources.

VII. Evidence of Income and Business Operations

I obtained five search warrants to obtain an accurate measure of BADILLO's and FUENTES' income from their tow businesses. I also sought evidence that would reveal other parties to the crimes of welfare fraud. I obtained and executed following five search warrants:

A. California State Franchise Tax Board (Search Warrant) – Tax Returns for FUENTES, BADILLO, Auto Towing LLC, and Jose's Towing LLC, Underwood Properties LLC, :

Summary of Tax Return Information Received from Franchise Tax Board

Abigail FUENTES	Federal Form 1040 Adj. Gross Income	State Form 540 Adj. Gross Income Line 17
2018	26,979	26,979
2019	63,861	68,496
2020	52,264	39,140

Jose BADILLO	Federal Form 1040 Adj. Gross Income	State Form 540 Adj. Gross Income
2018	177,762	299,994
2019	125,378	39,323
2020	115,578	142,451

Jose's Tow LLC	Federal Form 1120S Total Income, Line 6	State Form 100S Ordinary Income, Line 1
2018	2,169,162	132,758
2019	2,320,720	172,572
2020	2,288,523	147,708

Abigail Fuentes Auto Tow	Federal Form 1040 Profit or Loss From Business Gross Income, Schedule C, Line 7	State Form 100S
2018	-	-
2019	360,255	-
2020	-	-

- B. **Wells Fargo Bank (Search Warrant)** – Accounts belonging to FUENTES, BADILLO, Auto Towing, Jose's Towing, and Underwood Properties.

Wells Fargo provided four sets of scans (business checks) for both Jose's Towing and Auto Towing: These appear to be checks issued for business operations.

- 587 (ea.) Checks from Jose's Towing LLC (12/18/17 to 8/24/18)
- 413 (ea.) Checks from Jose's Towing LLC (9/11/18 to 4/29/19)
- 523 (ea.) Checks from Jose's and Auto Towing (4/29/19 to 1/24/20)
- 122 (ea.) Checks from Auto Towing (1/28/20 to 3/17/20)

- **Same Account for Auto Towing and Jose's Tow**

I noticed that the checking account number for both **Jose's towing and Auto Towing utilize the same Wells Fargo Account Number**. This indicates that the two businesses operate under two different names at the same address. Both checks appear to bear the same signature.

REDE Page 1021 of 1645

3976

24 hour TOWING SERVICE **JOSE'S TOWING LLC**
1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124
415-310-6350
415-872-9883

Wells Fargo Bank, N.A.
11-4288/1210

05/03/2019

PAY TO THE ORDER OF Karen Morales \$ ****592.20**

***** Five Hundred Ninety Two and 20/100 DOLLARS

Karen Morales
1027 41st Ave Apt 3
Oakland CA 94601

MEMO

AUTHORIZED SIGNATURE

⑈003976⑈ ⑆121042882⑆ 8427719516⑈

REDE Page 1030 of 1645

3974

AUTO TOWING **Auto Towing**
1229 UNDERWOOD AVENUE
SAN FRANCISCO, CA 94124
415-333-5559
415-872-9883

Wells Fargo Bank, N.A.
11-4288/1210

05/17/2019

PAY TO THE ORDER OF Karen Morales \$ ****585.57**

***** Five Hundred Eighty Five and 57/100 DOLLARS

Karen Morales
1027 41st Ave Apt 3
Oakland CA 94601

MEMO

AUTHORIZED SIGNATURE

⑈003974⑈ ⑆121042882⑆ 8427719516⑈

- **Withdrawals by BADILLO from Wells Fargo**

BADILLO made numerous debits payable to himself.

2018	34 withdrawals or checks totaling	\$261,946.62
2019	6 withdrawals or checks totaling	\$157,538.22
2020	7 withdrawals or checks totaling	\$569,569.22
2021	2 withdrawals or checks totaling	\$100,010.00

C. Chase Bank (Search Warrant) – Accounts belonging to FUENTES, BADILLO, Auto Towing, Jose's Towing, Underwood Properties.

The Auto Towing LLC business account shows numerous check deposits to Auto Towing and Jose's Tow. FUENTES established the account and added BADILLO as a signatory. Deposits for 2020 and 2021 shows significant gross income:

2022 Auto Towing Deposits

Jan	\$	264,778.87
Feb	\$	269,209.79
Mar	\$	270,142.95
Apr	\$	429,363.29
May	\$	244,308.41
Jun	\$	203,227.33
Jul	\$	174,496.40
Aug	\$	387,352.78
Sep	\$	235,219.01
Oct	\$	395,613.71
TOTAL	\$	2,873,712.54

2021 Auto Towing Deposits

Jan	\$	53,511.71
Feb	\$	126,395.99
Mar	\$	145,677.24
Apr	\$	184,275.43
May	\$	227,256.33
Jun	\$	199,465.25
Jul	\$	179,324.19
Aug	\$	255,120.43
Sep	\$	237,033.48
Oct	\$	275,776.00
Nov	\$	206,657.15
Dec	\$	145,336.67
TOTAL	\$	2,235,829.87

- D. **Residence at 209 Minerva St. (Search Warrant)** – Residence of FUENTES, her mother Sara GARCIA, step-father Williams Morales GARCIA – seeking evidence and indicia of business operations, financial records, electronic data and communications, EBT cards.

The search resulted in the following evidence found at the residence and vehicles:

- **Evidence of Income – Tax documents**

		Income to FUENTES and BADILLO				
1	2020	1099-MISC	Auto Towing	Loop Transportation	\$ 5,050.00	
2	2020	1099-NEC	Auto Towing	Master Car Care, Inc	\$ 1,300.00	
3	2020	1099-G	Abigail Fuentes	EDD	\$ 23,324.00	
4	2020	1099-NEC	Abigail Fuentes	Hertz Corp.	\$ 488,452.61	
5	2020	1099-NEC	Auto Towing/Jose Badillo	Copart Inc	\$ 69,164.00	
6	2020	1099-NEC	Abigail Fuentes DBA Auto Tow	MVT Reportable Income Group	\$ 57,922.50	
7	2020	1099-NEC	Abigail Fuentes Auto Towing	Geico General Insurance	\$ 5,587.00	
8	2020	1099-NEC	Abigail Fuentes	Transdev Services, Inc.	\$ 1,796.00	
9	2020	1099-NEC	Abigail Fuentes	Nation Motor Club LLC	\$ 8,516.84	
10	2020	1099-NEC	Auto Towing	Gerber National Claim Services	\$ 5,475.00	
				TOTAL	\$ 666,587.95	
11	2020	1099-INT	Jose's Towing	IRS	\$ 1,352.84	
12	2020	1099-NEC	Jose Badillo	Allstate Motor Club	\$ 27,163.52	
				TOTAL	\$ 28,516.36	
13	2019	1099-MISC	Auto Towing	F.Lofrano & Son, Inc	\$ 900.00	
14	2022	W-2	Abigail Fuentes	Episcopal Services SF	\$ 6,837.73	

- **EBT card** with the name Abigail FUENTES found in 2023 Lexus registered to FUENTES
- **Lien sales documents** – Specialty Tow in Cadillac registered to FUENTES and GARCIA
- **Auto Tow payroll documents, Specialty Tow payroll envelope** – found in the Cadillac registered to FUENTES and GARCIA
- **Title Company documents** property purchase - Oakland Property showing that BADILLO and FUENTES purchased 963-965 87th Ave., Oakland for \$940,000. Found in the residence at 209 Minerva St.
- **Court documents- Petition** by FUENTES to change her last name to BADILLO.

- E. **Apple Incorporated (Search Warrant)** – Seeking Apple iCloud data to include stored messages, emails, photos, videos, contacts, calendars, and text messages tending to show business operations by the subscriber and others who have assisted in those businesses. Information tending to identify persons who facilitated, aided, assisted, advised, encouraged the receipt of welfare benefits by fraud, or those who fraudulently received those benefits.

The information from Apple Inc. resulted in the following evidence:

- **Communications between FUENTES and GARCIA** (50,236 text messages Oct 20 to May 23) showing the following:
 - **Numerous messages discuss preparing, purchasing and sharing of food.**

5Nov 21	SG	You want food from balompié
	SG	With cheese beans and pork
	AF	Yes
28Jul 21		
	SG	You want food
	AF	Yeah
	AF	Some manelitas
	AF	And a philly
	SG	Swedish pancakes
23Jan22		
	AF	Invite your brother to come get food because I already know there's gonna be a bunch of food
	SG	Yea
17Apr22		
	AF	Do you want to get food
	SG	We can
14Nov22		
	AF	Do u want food
13Feb23		
	SG	You want food
	AF	Of course
	SG	What do you want
	AF	Fried rice and shrimp and scallops
 - **Messages of GARCIA provided advice to FUENTES on obtaining additional welfare benefits** (CalWorks) giving specific guidance. GARCIA also (inappropriately) accessed FUENTES' case file.

SG	So you got the regular grant of \$696 and a golden state calworks grant of \$600
SG	That's \$1300
AF	No I didn't
AF	I got 600\$
SG	heck your ebt
AF	I did

SG It shows here a golden state calworks grant of \$600
 AF Yeah and it doesn't show that I got 696
 SG You got it 3/27
 AF Yeah I usually get 696\$
 AF I only got 600\$

SG Yiu better call them
 SG You should be getting \$696
 SG Oh the 600 was for April
 SG You got it 3/27
 SG Weird
 AF When did that person write that case comment
 SG 4/7
 AF That's why
 SG 4/7 at 4:28 pm
 AF Cause they didn't complete my task till the 7th and I'm supposed to get my
 . cash on the 3rd
 AF So probably I have to call them
 SG Yes
 SG Call 415 557 5100
 SG Case # 1489789

- **Use of Welfare Benefits by GARCIA**
- **GARCIA FUENTES for her EBT card to purchase water and octopus legs at Costco.** The transaction record that I received from Costco shows that GARCIA purchased several items, to include **water and octopus legs.**

(GARCIA) You have ebt money
 (GARCIA) Left
 (GARCIA) Hello
 (FUENTES) Yeah
 (GARCIA) Ok
 (GARCIA) Can I use it tomorrow
 (FUENTES) Ok
 (GARCIA) Cool
 (GARCIA) You sure
 (FUENTES) Yeah why what u gonna do tomorrow
 (GARCIA) Go to Costco
 (FUENTES) Ohh ok
 (GARCIA) Just to buy some 🍷
 (GARCIA) Water
 (GARCIA) Octopus legs

- Communications between FUENTES and BADILLO (29,739 text messages Dec 20 to May 23). Messages include numerous text messages related to the operation of Auto Towing, Jose's towing, Auto Towing, business transactions, and family matters.

DISCUSSION

FUENTES while a Government Employee, Fraudulent Approved Welfare Benefits for BADILLO knowing that BADILLO was generating substantial income when he applied

Ineligibility for Welfare Benefits

BADILLO and FUENTES operate three tow companies – Auto Towing, Jose's Towing, and Specialty Tow. FUENTES initially applied to operate Auto Towing in 2017 when she filed a Fictitious Name Statement to DBA Auto Towing.

Their income (well over \$200,000 annually) disqualifies them from receiving welfare benefits. A review of their income by CalFresh, Medi-Cal and CalWorks eligibility supervisors determined that they were not qualified for benefits. Together, BADILLO and FUENTES inappropriately received the following benefits for themselves and their dependents:

Medi-Cal	BADILLO	\$83,651.24
Medi-Cal	FUENTES	\$51,067.34
CalFresh	FUENTES	\$13,045.00
CalWorks	FUENTES	\$13,967.00

TOTAL: \$161,730.58

Assistance in the Fraudulent Approval of Welfare Benefits by Public Employee

GARCIA is the mother of FUENTES and a Public Employee HSA employee.

Recipients are regularly required to report their income and household status.

While members of the same family are allowed to reside at the same residence, if they share resources (regularly buy and prepare food) their combined household income is considered when determining eligibility for welfare benefits. Text messages and use of FUENTES' EBT card clearly show that GARCIA knew FUENTES was receiving welfare, purchased and prepared food together.

Since 2018, GARCIA and FUENTES reported and signed five documents (Shelter Cost Statement) that they are aunt and niece. SF County birth records FUENTES submitted to HSA on 3/1/2018, show that they are actually mother and daughter.

Phone Interview – GARCIA

On 2/23/23, I called GARCIA for a telephonic interview (recorded with consent) who acknowledged that they are aunt and niece living at 209 Minerva St.

On 4/26/23, during the service of a search warrant at 209 Minerva St, both GARCIA and FUENTES admitted that they are mother and daughter.

RECOMMENDATION

FUENTES's actions, as a public employee, of facilitating the application process and approving benefits for **BADILLO** and his two dependent parents, resulted in fraudulent appropriation of benefits. As an eligibility worker, **FUENTES** is required to know the rules of eligibility. **FUENTES** also submitted false information under penalty of perjury each year from 2018 – 2023, to receive welfare benefit. The evidence shows that **FUENTES** is a principle in the following offenses:

- **Misappropriation of Public Funds** § 424(a) Penal Code [felony]
- **Embezzlement of Public Funds by Public Employee** - §10980(f) Penal Code [felony]
- **False Declaration to Obtain Aid** - §14014(a) Welfare and Institutions Code [felony]
- **Grand Theft** - §487(a) Penal Code [felony]
- **Perjury** – §118 Penal Code [felony]

BADILLO deliberately submitted false information, under penalty of perjury, each year from 2018 to 2023, failing to report his income and assets. He also assisted **FUENTES** in obtaining welfare benefits by submitting documents.

- **Welfare Fraud** – §14107(a) Welfare and Institutions Code [felony]
- **Grand Theft** – §487(a) Penal Code [felony – Over \$950]
- **Perjury** – §118 Penal Code [felony]

GARCIA deliberately made several false statements to conceal her familial relationship with **FUENTES**, assisting and advising **FUENTES** in committing welfare fraud.

- **Misappropriation of Public Funds** § 424(a) Penal Code [felony]
- **Welfare Fraud** - §14107 Welfare and Institutions Code
- **Grand Theft** - §487 Penal Code



Franklin Lowe
Investigator
Special Investigations Unit
San Francisco Human Services Agency

EXHIBIT 6

RECORDING REQUESTED BY:

Old Republic Title Company

Escrow No.: 0219021877

APN: Lot 017; Block 4807

Situs: 1229 Underwood Avenue

20189K67985000003

San Francisco Assessor-Recorder

Carmen Chu, Assessor-Recorder

DOC 2018-K679850-00

Acct 9001-Old Republic Title Company- SF, CA

Wednesday, OCT 03, 2018 11:33:42

Ttl Pd \$3,090.00

Nbr-0005890175

oar/RE/1-3

When Recorded Mail Document and Tax Statements to:

Jose Badillo

578 Naples Street

San Francisco, CA 94112

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE

Grant Deed

Exempt from fee per GC27388.1(a)(2); document is subject to the imposition of documentary transfer tax

The undersigned grantor(s) declare(s):

Documentary Transfer Tax is \$3,060.00

☒ (X) computed on full value of property conveyed, or

☐ () computed on full value less of liens and encumbrances remaining at time of sale.

☐ () Unincorporated area: ☒ (X) City of San Francisco

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
Kenneth J. Cisne, Jr., an unmarried man

hereby GRANT(S) to

Jose V. Badillo, a single man

that property in City of San Francisco, San Francisco County, State of California, described as:

* * * See "Exhibit A" attached hereto and made a part hereof. * * *

Date:

August 24, 2018

Kenneth J. Cisne, Jr.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of San Francisco

On 24th day of August, 2018 before me, J. Marcelo a Notary Public, personally appeared Kenneth J. Cisne, Jr., who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

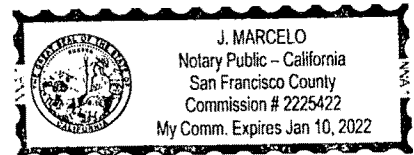
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: _____

Name: J. Marcelo
(Typed or Printed)

(Seal)



ORDER NO. : 0219021877

EXHIBIT A

The land referred to is situated in the County of San Francisco, City of San Francisco, State of California, and is described as follows:

Lot 17, as shown on that certain Parcel Map filed in the Office of the County Recorder of the City and County of San Francisco, State of California, on January 6, 1977, in Book 5 of Parcel Maps, at Page 14.

Assessor's Lot 017; Block 4807

EXHIBIT 7

MAR 11 2009

ARTICLES OF INCORPORATION**Article I**

The name of the corporation is Specialty Towing and Recovery, Inc.

Article II

The purpose of the corporation is to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of California other than the banking business, the trust company business or the practice of a profession permitted to be incorporated by the California Corporations Code.

Article III

The name and address in the State of California of this corporation's initial agent for service of process is:

Trevor A. Caudle, Esq.
41 Hallam Street
San Francisco, California 94103

Article IV

This corporation is authorized to issue only one class of shares of stock; and the total number of shares which this corporation is authorized to issue is 10,000.



Trevor Caudle, Incorporator

EXHIBIT 8

LLC-1

Articles of Organization of a Limited Liability Company (LLC)

201614810152

To form a limited liability company in California, you can fill out this form, and submit for filing along with:

- A **\$70** filing fee.
- A separate, non-refundable **\$15** service fee also must be included, if you **drop off** the completed form.

Important! LLCs in California may have to pay a minimum \$800 yearly tax to the California Franchise Tax Board. For more information, go to <https://www.ftb.ca.gov>.

LLCs may not provide "professional services," as defined by California Corporations Code sections 13401(a) and 13401.3.

Note: *Before submitting the completed form, you should consult with a private attorney for advice about your specific business needs.*

FILED
Secretary of State
State of California

MAY 23 2016

This Space For Office Use Only

For questions about this form, go to www.sos.ca.gov/business/be/filing-tips.htm.

LLC Name (List the proposed LLC name exactly as it is to appear on the records of the California Secretary of State.)

① **JOSE'S TOWING LLC**

Proposed LLC Name

The name **must** include: LLC, L.L.C., Limited Liability Company, Limited Liability Co., Ltd. Liability Co. or Ltd. Liability Company; and **may not** include: bank, trust, trustee, incorporated, inc., corporation, or corp., insurer, or insurance company. For general entity name requirements and restrictions, go to www.sos.ca.gov/business/be/name-availability.htm.

Purpose

- ② The purpose of the limited liability company is to engage in any lawful act or activity for which a limited liability company may be organized under the California Revised Uniform Limited Liability Company Act.

LLC Addresses

③ a. **54 VESTA STREET** **SAN FRANCISCO** **CA 94124**
Initial Street Address of Designated Office in CA - Do not list a P.O. Box City (no abbreviations) State Zip

b. _____
Initial Mailing Address of LLC, if different from 3a City (no abbreviations) State Zip

Service of Process (List a California resident or a California registered corporate agent that agrees to be your initial agent to accept service of process in case your LLC is sued. You may list any adult who lives in California. You may **not** list an LLC as the agent. **Do not** list an address if the agent is a California registered corporate agent as the address for service of process is already on file.)

④ a. **Jaime Quintero**

Agent's Name

b. **240 Golden Gate Avenue, Suite #105** **San Francisco** **CA 94102**
Agent's Street Address (if agent is **not** a corporation) - Do not list a P.O. Box City (no abbreviations) State Zip

Management (Check only one.)

- ⑤ The LLC will be managed by:

☐ One Manager ☐ More Than One Manager ☒ All Limited Liability Company Member(s)

This form must be signed by each organizer. If you need more space, attach extra pages that are 1-sided and on standard letter-sized paper (8 1/2" x 11"). All attachments are made part of these articles of organization.



Organizer - Sign here

Zoe Dickson

Print your name here

Make check/money order payable to: **Secretary of State**

Upon filing, we will return one (1) uncertified copy of your filed document for free, and will certify the copy upon request and payment of a \$5 certification fee.

By Mail

Secretary of State
Business Entities, P.O. Box 944228
Sacramento, CA 94244-2280

Drop-Off

Secretary of State
1500 11th Street., 3rd Floor
Sacramento, CA 95814

EXHIBIT 9



Secretary of State
Statement of Information
(Limited Liability Company)

LLC-12

22-B79854

FILED

In the office of the Secretary of State
of the State of California

MAR 23, 2022

This Space For Office Use Only

IMPORTANT — This form can be filed online at
bizfile.sos.ca.gov.

[Read instructions](#) before completing this form.

Filing Fee - \$20.00

Copy Fees - First page \$1.00; each attachment page \$0.50;
Certification Fee - \$5.00 plus copy fees

1. Limited Liability Company Name (Enter the **exact** name of the LLC. If you registered in California using an alternate name, [see instructions](#).)

JOSE'S TOWING LLC

2. 12-Digit Secretary of State Entity Number

201614810152

3. State, Foreign Country or Place of Organization (only if formed outside of California)

CALIFORNIA

4. Business Addresses

a. Street Address of Principal Office - Do not list a P.O. Box 1229 UNDERWOOD AVENUE	City (no abbreviations) SAN FRANCISCO	State CA	Zip Code 94124
b. Mailing Address of LLC, if different than item 4a 1229 UNDERWOOD AVENUE	City (no abbreviations) SAN FRANCISCO	State CA	Zip Code 94124
c. Street Address of California Office, if Item 4a is not in California Do not list a P.O. Box 1229 UNDERWOOD AVENUE	City (no abbreviations) SAN FRANCISCO	State CA	Zip Code 94124

5. Manager(s) or Member(s)

If no managers have been appointed or elected, provide the name and address of each member. At least one name and address must be listed. If the manager/member is an individual, complete Items 5a and 5c (leave Item 5b blank). If the manager/member is an additional managers/members, enter the names(s) and address(es) on [Form LLC-12A](#).

a. First Name, if an individual - Do not complete Item 5b JOSE	Middle Name VICENTE	Last Name BADILLO	Suffix
b. Entity Name - Do not complete Item 5a			
c. Address 578 NAPLES STREET	City (no abbreviations) SAN FRANCISCO	State CA	Zip Code 94112

6. Service of Process (Must provide either Individual **OR** Corporation.)**INDIVIDUAL** – Complete Items 6a and 6b only. Must include agent's full name and California street address.

a. California Agent's First Name (if agent is not a corporation)	Middle Name	Last Name	Suffix
b. Street Address (if agent is not a corporation) - Do not enter a P.O. Box	City (no abbreviations)	State CA	Zip Code

CORPORATION – Complete Item 6c only. Only include the name of the registered agent Corporation.

c. California Registered Corporate Agent's Name (if agent is a corporation) – Do not complete Item 6a or 6b AYUDA FINANCIAL & INSURANCE COMPANY, INC. (C2730471)

7. Type of Business

Describe the type of business or services of the Limited Liability Company MOTOR VEHICLE TOWING
--

8. Chief Executive Officer, if elected or appointed

a. First Name JOSE	Middle Name VICENTE	Last Name BADILLO	Suffix
b. Address 578 NAPLES STREET	City (no abbreviations) SAN FRANCISCO	State CA	Zip Code 94112

9. Labor Judgment

Does a Manager or Member have an outstanding final judgment issued by the Division of Labor Standards Enforcement or a court of law, for which no appeal therefrom is pending, for the violation of any wage order or provision of the Labor Code?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
--	---

10. By signing, I affirm under penalty of perjury that the information herein is true and correct and that I am authorized by California law to sign.

03/23/2022

Date

JOSE VICENTE BADILLO

Type or Print Name

OWNER

Title

Signature

EXHIBIT 10



Secretary of State Certificate of Status

I, SHIRLEY N. WEBER, PH.D., California Secretary of State, hereby certify:

Entity Name: JOSE'S TOWING LLC
Entity No.: 201614810152
Registration Date: 05/23/2016
Entity Type: Limited Liability Company - CA
Formed In: CALIFORNIA
Status: Suspended - FTB

The above referenced entity's powers, rights and privileges are suspended in California.

This certificate relates to the status of the entity on the Secretary of State's records as of the date of this certificate and does not reflect documents that are pending review or other events that may affect status.

No information is available from this office regarding the financial condition, status of licenses, if any, business activities or practices of the entity.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of January 18, 2024.

SHIRLEY N. WEBER, PH.D.
Secretary of State

Certificate No.: 174638932

To verify the issuance of this Certificate, use the Certificate No. above with the Secretary of State Certification Verification Search available at bizfileOnline.sos.ca.gov.

EXHIBIT 11

WARRANT OF ARREST

In the Superior Court of California
City and County of San Francisco

837959 2021-125
#23016847

The People of the State of California to any Peace Officer of this State:

Complaint upon oath having this day been laid before me that the offense of **Felony**, to wit:

Violating Section 10980(c)(2) of the Welfare and Institutions Code, a Felony (2 counts); 14014(a) of the Welfare & Institutions Code, a Felony; 487(a) of the Penal Code, a Felony (2 counts); 424(a) of the Penal Code, a Felony; 118(a) of the Penal Code, a Felony (6 counts) has been committed and accusing **ABIGAIL TRINIDAD FUENTES aka ABIGAIL TRINIDAD BADILLO**, thereof, you are therefore commanded forthwith to arrest the above named defendant and bring same before the Superior Court in the City and County of San Francisco, California, at the Hall of Justice, 850 Bryant Street, San Francisco, California.

The defendant is to be admitted to bail in the sum of \$ 10,000.

This warrant may be served day or night.

Witness my hand and the seal of said court on October 10, 2023.



Judge of the Superior Court, City and County of San Francisco

SANDOVAL GERARDO SANDOVAL

RETURN THIS WARRANT TO CLERK OF THE SUPERIOR COURT ROOM 101, HALL OF JUSTICE



SCANNED

EXHIBIT 12

WARRANT OF ARREST

In the Superior Court of California
City and County of San Francisco

837832 2021-125

123016386

The People of the State of California to any Peace Officer of this State:

Complaint upon oath having this day been laid before me that the offense of Felony, to wit:

Violating Section 10980(c)(2) of the Welfare and Institutions Code, a Felony; 14014(a) of the Welfare & Institutions Code, a Felony; 487(a) of the Penal Code, a Felony; 118(a) of the Penal Code, a Felony (4 counts) has been committed and accusing JOSE VICENTE BADILLO, thereof, you are therefore commanded forthwith to arrest the above named defendant and bring same before the Superior Court in the City and County of San Francisco, California, at the Hall of Justice, 850 Bryant Street, San Francisco, California.

The defendant is to be admitted to bail in the sum of \$

\$10,000

This warrant may be served day or night.

Witness my hand and the seal of said court on

10/6/23

20

GERARDO SANDOVAL

Judge of the Superior Court, City and County of San Francisco

SANDOVAL

RETURN THIS WARRANT TO CLERK OF THE SUPERIOR COURT ROOM 101, HALL OF JUSTICE



2023 OCT 06 15:34:23

SCANNED

PROOF OF SERVICE

I, ERIC WALL, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the above-entitled action. I am employed at the City Attorney's Office of San Francisco, Fox Plaza Building, 1390 Market Street, Seventh Floor, San Francisco, CA 94102.

On February 2, 2024, I served the following document(s) pursuant to San Francisco Administrative Code section 28.5:

**ORDER OF SUSPENSION BY THE CITY ATTORNEY UNDER SAN FRANCISCO
ADMINISTRATIVE CODE CHAPTER 28**

on the following persons at the locations specified:

Abigail Trinidad Badillo 1733 Lane Street San Francisco, CA 94124 Email: abigail94112@icloud.com; abigail_fuentes17@yahoo.com <u>Via U.S. Postal Service Certified Mail, Return Receipt Requested and Electronic Mail</u>	Juan J. Fuentes 1229 Underwood Avenue San Francisco, CA 94124 <u>Via U.S. Postal Service Certified Mail, Return Receipt Requested</u>
Auto Towing, LLC c/o Juan J. Fuentes Agent for Service of Process 1229 Underwood Avenue San Francisco, CA 94124 Email: autotowing1234@gmail.com <u>Via U.S. Postal Service Certified Mail, Return Receipt Requested and Electronic Mail</u>	Jose Vicente Badillo 578 Naples Street San Francisco, CA 94112 <u>Via U.S. Postal Service Certified Mail, Return Receipt Requested</u>
Jose's Towing LLC c/o Jose Vicente Badillo Agent for Service of Process 1229 Underwood Avenue San Francisco, CA 94124 <u>Via U.S. Postal Service Certified Mail, Return Receipt Requested</u>	Specialty Towing and Recovery, Inc. c/o Mario A. Villatoro Agent for Service of Process 2851 Spring Street Redwood City, CA 94063 <u>Via U.S. Postal Service Certified Mail, Return Receipt Requested</u>
Yvonne Meré Office of the City Attorney David Chiu 1390 Market Street, 7th Floor San Francisco, CA 94102 Email: yvonne.mere@sfcityatty.org <u>Via Electronic Mail</u>	Ben Rosenfield, Controller City and County of San Francisco City Hall, Room 316 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102 Email: ben.rosenfield@sfgov.org <u>Via Electronic Mail</u>

Carmen Chu
Office of the City Administrator
City Hall, Room 362
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Email: carmen.chu@sfgov.org

Via Electronic Mail

in the manner indicated below:

☒ **BY CERTIFIED MAIL:** Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. I caused each such envelope, with certified mail postage thereon fully prepaid, to be sealed and placed in a recognized place of deposit of the U.S. Mail in San Francisco, California, for collection and mailing to the addresses(s) on the date indicated, with return receipt requested.

☒ **BY ELECTRONIC MAIL:** Based on a court order or an agreement of the parties to accept electronic service, I caused the documents to be sent to the person(s) at the electronic service address(es) listed above. Such document(s) were transmitted *via* electronic mail from the electronic address: **eric.wall@sfcityattorney.org** ☒ in portable document format ("PDF") Adobe Acrobat.

I declare under penalty of perjury pursuant to the laws of the State of California that the foregoing is true and correct.

Executed on February 2, 2024, at San Francisco, California.



ERIC WALL