

Mr. & Mrs. Hineser
840 Maple Avenue
San Martin, CA 95046

August 4, 2015

The Honorable Edward Lee
Judge of the Local Court of Morgan Hill
301 Diana Avenue
Morgan Hill, CA 95037

RE: DOCKET #F1453278

Dear Judge Lee,

I am writing you about Humberto Rivas Uribe, a defendant in one of your upcoming Restitution Hearings. I am reaching out to you because Mr. Uribe has been a neighbor of mine on Maple Avenue since February 2012 and I am concerned that the listed income he is stating he has is inaccurate.

Our neighborhood is made up of single family home owners with my family living on Maple Avenue for almost 20 years. Neighborhood concerns arose in various areas when Mr. Uribe moved in. As a result, County Code Enforcement has been contacted many times since 2012. The County confirmed that Mr. Uribe has a **“lease option to buy” on the property at 791 Maple Avenue, Morgan Hill**. The actual Property Owner; Kevin Wang and the Property Management Company; Cornerstone Realty c/o Richard Ho have made this lease agreement with Mr. Uribe and collect a payments each month from him. A majority of the home is rented out to individuals who pay cash rent to Mr. Uribe. At times, there are 8 or more tenants residing in addition to Mr. Uribe and his family. This cash income from renters should be counted into Mr. Uribe’s financials.

Also, as a result of issues that started in 2012 in our neighborhood, the Ag Commissioner was contacted to address the Plant Processing Business that was in operation and continues as of today at 791 Maple Ave. Being that Mr. Uribe failed to file timely for an Ag License to operate his business, the Ag Commissioner had to address this issue on several occasions. During this time, I was informed by the Ag Commissioner that Mr. Uribe’s business; filed with the state, is called “Rivas Greens”. Over the last several years I have observed trucks coming and going with plant products and this continues as of today. The “Rivas Green’s” business is a “cash” operation; therefore, accurately determining Mr. Uribe’s true income is questionable.

The District Attorney’s Office has worked diligently and the fact that a Felony Charge was made regarding this case is truly a win for those who protect the welfare of animals. The many rescues that stepped up and have taken such extraordinary care of the seized horses deserve our applause. Since the seizure, several horses died with complications due to irreversible causes and numerous colts have been born to the herd of pregnant mares.

As, you set restitution on this case I would ask you to take note of the following:

- Financial Restitution is based on financial requests from the Rescues, not based upon false income information submitted by Mr. Uribe.
- Tangible assets of Mr. Uribe's be seized, sold, and monies given to Rescues. Items such as the several non-operative vehicles, horse trailers, Master Craft Boat (under the tarp in the back of photo), and tractors such as the Hay Baler.



- Jail time and/or Community Service implemented if Restitution is not paid within a specific time period.
- Place Mr. Uribe's name in the FBI National Incident Based Reporting System for Animal Cruelty that became active in 2015.

Mr. Uribe has proven his irresponsibility to our community with the various cases as shown below. By all accounts Mr. Uribe has further cases/crimes in at least two other counties.

URIBE	HUMBERTO	RIVAS	CC943040	4/22/2009	1138096312
URIBE	HUMBERTO	RIVAS	CC943888	5/8/2009	1138096312
URIBE	HUMBERTO	RIVAS	CC960320	10/30/2009	1138096312
URIBE	HUMBERTO	RIVAS	F1450149	2/19/2014	1138096312
URIBE	HUMBERTO	RIVAS	F1453278	11/12/2014	1138096312
URIBE	HUMBERTO	RIVAS	FF930874	8/13/2009	1138096312

As a Judicial Official your obligation is to follow the letter of the law and that is clearly understood. It is only hoped that as the Restitution Charges are handed down to Mr. Uribe that this information be at the forefront of your thoughts. Whatever the outcome is, this horse community has been forever scarred by Mr. Uribe's negligent actions and his assessment of his financial ability is less than accurate.

Sincerely,

Trina Hineser
(408) 507-2221

Cc: Center Horse Advocates
Horses for Humanity
National Sheriffs Association
Animal Welfare Institute
San Martin Neighborhood Alliance
Santa Clara County Animal Advisory Council
San Martin Animal Shelter

Equine Rescue Center, Paicines
Pregnant Mare Rescue, Aptos
Red's Equines In Need Sanctuary
Horses Healing Hearts, Danville
Redwings Sanctuary, King City
Dreamor Ranch, Hollister
SPCA Monterey County, Monterey