

Docket: : I.18-07-009
Exhibit Number : _____
Commissioner : Rechtschaffen
Admin. Law Judge : Zhang
:
:



**CONSUMER PROTECTION
AND ENFORCEMENT DIVISION
CALIFORNIA PUBLIC UTILITIES COMMISSION**

DIRECT TESTIMONY

OF

VICKY ZHONG

SUPPORTING ATTACHMENTS

REDACTED

San Francisco, California
July 7, 2020

ATTACHMENT 1

One Million NIU Activities, Roles, Hours, Relationship Summary

(Available via Email)

ATTACHMENT 2

CASF class sites

One Million NIU - No. 1 Office, rooms CASF Activities**Feb '12 - May '15**

Item #	Year	Qtr	Site
1	Yr. 1	Q1	ELA
2	Yr. 1	Q1	Birney
3	Yr. 1	Q1	Magee
4	Yr. 1	Q1	Valencia
5	Yr. 1	Q1	Rio Vista
6	Yr. 1	Q1	North Park
7	Yr. 1	Q1	N. Ranchito
8	Yr. 1	Q1	S. Ranchito
9	Yr. 1	Q1	Nogales
10	Yr. 1	Q1	Cortez
11	Yr. 1	Q2	ELA
12	Yr. 1	Q2	Durfee
13	Yr. 1	Q2	El Rancho
14	Yr. 1	Q2	Sutter
15	Yr. 1	Q3	TRP
16	Yr. 1	Q4	TRP-ELA
17	Yr. 1	Q4	HB- Oakview
18	Yr. 1	Q4	Beardslee
19	Yr. 1	Q4	ELA PE+T- Tues/Thur
20	Yr. 1	Q4	Emerson
21	Yr. 1	Q4	Marshall
22	Yr. 1	Q4	Cortez
23	Yr. 1	Q4	TRP-Roybal
24	Yr. 1	Q4	Simons
25	Yr. 1	Q4	APCH
26	Yr. 1	Q4	Carecen
27	Yr. 1	Q4	COCO
28	Yr. 1	Q4	Monte Vista
29	Yr. 1	Q4	Suva
30	Yr. 1	Q4	Andres Duarte
31	Yr. 1	Q4	Maxwell

33	Yr. 1	Q4	Northview
34	Yr. 1	Q4	Maxwell
35	Yr. 1	Q4	KCCD
36	Yr. 1	Q4	CHIRLA

38	Yr. 2	Q1	HB- Oakview
39	Yr. 2	Q1	CE+T
40	Yr. 2	Q1	KCCD
41	Yr. 2	Q1	TRP ELA
42	Yr. 2	Q1	Cortez
43	Yr. 2	Q2	Roosevelt

44	Yr. 2	Q2	Hawaiian
45	Yr. 2	Q2	HB- Oakview
46	Yr. 2	Q2	C.L.E.A.N
47	Yr. 2	Q2	Duarte HS
48	Yr. 2	Q2	Alta Med
49	Yr. 2	Q2	Devry
50	Yr. 2	Q2	Cal State LA
51	Yr. 2	Q2	OakView
52	Yr. 2	Q2	KCCD
53	Yr. 2	Q2	TRP ELA
54	Yr. 2	Q2	Valley High School
55	Yr. 2	Q2	AYC
56	Yr. 2	Q2	KCCD
57	Yr. 2	Q2	CHIRLA
58	Yr. 2	Q2	TRP ELA
59	Yr. 2	Q2	COCO
60	Yr. 2	Q2	ELA QSTE
61	Yr. 2	Q3	ELA-Belvedere
62	Yr. 2	Q3	Hollencrest
63	Yr. 2	Q3	Hawaiian
64	Yr. 2	Q3	Inglewood
65	Yr. 2	Q3	MacArthur Park
66	Yr. 2	Q3	AYC
67	Yr. 2	Q3	AYC
68	Yr. 2	Q3	HB- Oakview
69	Yr. 2	Q3	TRP QSTE
70	Yr. 2	Q4	Ross Elem
71	Yr. 2	Q4	Family Crisis Center
72	Yr. 2	Q4	ATC-Montebello
73	Yr. 2	Q4	Lexington
74	Yr. 2	Q4	Roosevelt
75	Yr. 2	Q4	IUSD- Adult
76	Yr. 2	Q4	IUSD Parent Center
77	Yr. 2	Q4	Cypress Elem
78	Yr. 2	Q4	KCCD
79	Yr. 2	Q4	El Proyecto
80	Yr. 2	Q4	Lark Ellen
81	Yr. 2	Q4	HB- Oakview
82	Yr. 2	Q4	Bethune
83	Yr. 2	Q4	ELA PACE
84	Yr. 2	Q4	Nimitz
85	Yr. 2	Q4	Duarte HS
86	Yr. 2	Q4	IUSD
87	Yr. 2	Q4	Lark Ellen
88	Yr. 3	Q1	Family Crisis Center
89	Yr. 3	Q1	LAUSD-Santee
90	Yr. 3	Q1	Kellogg

91	Yr. 3	Q1	Roosevelt
92	Yr. 3	Q1	Arroyo
93	Yr. 3	Q1	ATC-Montebello
94	Yr. 3	Q1	ELA
95	Yr. 3	Q1	Simons
96	Yr. 3	Q1	APCH
97	Yr. 3	Q1	Hollencrest
98	Yr. 3	Q1	Emerson
99	Yr. 3	Q1	Saddleback
100	Yr. 3	Q1	LAUSD-Rowan
101	Yr. 3	Q1	Northview
102	Yr. 3	Q2	Family Crisis Center
103	Yr. 3	Q2	Westmont
104	Yr. 3	Q2	LAUSD-Hawaiian
105	Yr. 3	Q2	IUSD-Morningside & Parent Center
106	Yr. 3	Q2	DeVry
107	Yr. 3	Q2	IUSD
108	Yr. 3	Q2	Family Crisis Center
109	Yr. 3	Q3	Bethune
110	Yr. 3	Q3	Inglewood Parent Center (M/W)
111	Yr. 3	Q3	Inglewood Parent Center (T/TH)
112	Yr. 3	Q3	Cypress Center
113	Yr. 3	Q3	Henry Elem
114	Yr. 3	Q3	Lincoln Elem
115	Yr. 3	Q3	Thomas Jefferson Elem
116	Yr. 3	Q3	Edison Elem
117	Yr. 3	Q3	Family Crisis Center
118	Yr. 3	Q3	HBUHSD - Ocean View High School (AM)
119	Yr. 3	Q3	HBUHSD - Ocean View High School (PM) Rm. #109
120	Yr. 3	Q3	HBUHSD - Ocean View High School (PM2)Rm. # 113
121	Yr. 3	Q3	Hollencrest Middle School
122	Yr. 3	Q3	Northview Inter.
123	Yr. 3	Q3	Duarte High School - Room # 101
124	Yr. 3	Q3	Mann Elem
125	Yr. 3	Q3	Palm Lane Elem
126	Yr. 3	Q3	Family Crisis Center
127	<u>Y3Q4</u>		Bassett High School
128	<u>Y3Q4</u>		Commonwealth Elementary
129	<u>Y3Q4</u>		Duarte - TechBlitz
130	<u>Y3Q4</u>		Inglewood Unified School District
131	<u>Y3Q4</u>		Lexington Elementary - PUSD
132	<u>Y3Q4</u>		Main Street Elementary - LAUSD
133	<u>Y3Q4</u>		Simons Middle School - PUSD
134	<u>Y3Q4</u>		Oceanview High School - HBUHSD
135	<u>Y3Q4</u>		San Antonio - PUSD

- 136 Y3Q4 Inglewood Unified School District - AM
 - 137 Y3Q4 Saddleback High School - SAUSD
 - 138 Y3Q4 Oakview Library - City of Huntington Beach
 - 139 Y3Q4 MacArthur Park elementary - LAUSD
 - 140 Y3Q4 Citrus Elementary School - UUSD
 - 141 Y3Q4 Mt. Olive Alt. High School - DUSD
 - 142 Y3Q4 Ganesha/Arroyo/Marshall - PUSD
-
-
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ATTACHMENT 3

SCO interview notes with Larry Ortega

Auditors interviewed Mr. Ortega from February 9th to 11th, 2015 and from March 9th to 10th, 2015 about the One Million New Internet Users (NIU) Coalition. Auditors scheduled an interview for February 12th and 13th, but Mr. Ortega was unavailable. The following contains details and statements from the verbal interview.

- Mr. Ortega talked about how his time and his staff time were spent on the One Million New Internet Users (NIU) Coalition in relation to the seven activities dictated in the Broadband Awareness Work Plan.
- Mr. Ortega stated that he created awareness for the program by meeting with government officials and well as administrators of school districts.
- Mr. Ortega states that his staff uses the down time of school buildings as sites, deemed “Empowerment Hubs”, to help train parents to become “internet” trained. The empowerment hubs were a free resource that NIU utilized.
- Mr. Ortega stated that trainers were paid different rates based on skills, and other criteria.
- The NIU trains Parents for 40 hours through multiple classes with varying class hours due to availability of school resources.
- Mr. Ortega states that the California Public Utilities Commission (CPUC) viewed one item on the Work Plan as an important aspect of the program, whereas Mr. Ortega sees all the activities on the Work Plan play an important role to the goal that CPUC wanted. Mr. Ortega also states that the plan changed from 40 hours to 20 hours, but he did a poor job of updating CPUC.
- Mr. Ortega stated that all questions related to documentation regarding the NIU should go directly through him.
- Mr. Ortega stated that there was no cost codes associated with the time he spent in relation to NIU, nor a specific time allocation method.
- NIU had a selection process for hiring trainers through advertised positions with no applications necessary to become trainers, but had applications to take the class.
- At this time, NIU was currently rolling out more classes to train parents at their Empowerment Hubs.
- On February 9th, 2015, documents were unavailable for auditors to review.
- On February 10th, 2015, Mr. Ortega was able to provide a limited amount of Invoices for staff involved with NIU.
- Documents were missing for year one.
- Auditors were provided with a list of NIU Graduates.
- Auditors were not provided a budget for the three years.
- Per Mr. Ortega, Trainers teach class start to finish.
- Auditors were not provided a Payroll Register.
- Auditors asked Mr. Ortega to provide prior/internal audits; Mr. Ortega was unable to provide auditors the documentation.
- Auditors asked Mr. Ortega for a tour/sit in of class; Mr. Ortega stated that none were available at that time.

- Mr. Ortega stated that NIU does not currently have a copy of their General Ledger for auditors due to NIU's accountant.
- Mr. Ortega was able to provide a select number of Cancelled Checks related to NIU.
- Mr. Ortega did not have a timesheet available for auditors to review.
- Mr. Ortega did not have a chart of accounts available for auditors to review.
- Mr. Ortega stated that the Korean Church for Community Development (KCCD) will have records for the following members that were stated on the given invoices:
 - Charles Kim, Heyong You, Joanne Chu and Martin Mai.
- Mr. Ortega stated that he had access to bank statements, but the documents were not available for auditors to review.

ATTACHMENT 4

**Motion of the Consumer Protection and Enforcement Division
Compelling Responses to Data Request From Larry Ortega and
Community Union Inc. and Shortening Time for Response,
dated March 25, 2020.**

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA



FILED
03/25/20
04:59 PM

Order Instituting Investigation on the Commission's Own Motion into the California's One Million New Internet Users Coalition's Misuse of California Advanced Services Fund Grant Funds; and Order to Show Cause Why the Commission Should Not Impose Penalties and/or Other Remedies for Violating Terms of Their Grant and for Refusing to Return Funds Previously Demanded by the Commission's Division.

Investigation 18-07-009

CERTIFICATE OF SERVICE

I hereby certify that I have on this date served a copy of **MOTION OF THE CONSUMER PROTECTION AND ENFORCEMENT DIVISION COMPELLING RESPONSES TO DATA REQUESTS FROM LARRY ORTEGA AND COMMUNITY UNION INC. AND SHORTENING TIME FOR RESPONSE; [PROPOSED] ORDER** to all known parties by either United States mail or electronic mail, to each party named on the official service list attached in **I.18-07-009**.

I also hand-delivered a hard copy to the assigned Administrative Law Judge's mail slot.

Executed on **March 25, 2020** at San Francisco, California.

/s/ RACHEL GALLEGOSs
Rachel Gallegos

CALIFORNIA PUBLIC UTILITIES COMMISSION Service Lists

**PROCEEDING: I1807009 - CPUC - OII INTO THE
FILER: CPUC
LIST NAME: LIST
LAST CHANGED: FEBRUARY 6, 2020**

Parties

NATHAN ARIAS
SOLEDAD ENRICHMENT ACTION, INC.
222 N. VIRGIL AVENUE
LOS ANGELES, CA 90004
FOR: SOLEDAD ENRICHMENT ACTION, INC.

HYEPIN IM
CEO
KOREAN CHURCHES FOR COMMUNITY DEV
3550 WILSHIRE BLVD, STE 736
LOS ANGELES, CA 90010
FOR: KOREAN CHURCHES FOR COMMUNITY
DEVELOPMENT

HYEPIN IM
FAITH AND COMMUNITY EMPOWERMENT
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FOR: FAITH AND COMMUNITY EMPOWERMENT

AMANDA MA
FOUNDER AND CEO
ASIAN PACIFIC COMMUNITY FUND
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LOS ANGELES, CA 90017
FOR: ASIAN PACIFIC COMMUNITY FUND

EARL (SKIP) COOPER II
PRESIDENT / CEO
BLACK BUSINESS ASSOCIATION
PO BOX 43159
LOS ANGELES, CA 90043
FOR: BLACK BUSINESS ASSOCIATION

JENNER C. TSENG
ATTORNEY
HILL, FARRER & BURRILL LLP
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300 SOUTH GRAND AVE.
LOS ANGELES, CA 90071
FOR: ASIAN PACIFIC COMMUNITY FUND

LARRY ORTEGA
COMMUNITY UNION, INC.
1649 FLANAGN ST. / PO BOX 364
POMONA, CA 91766
FOR: COMMUNITY UNION, INC.

SELINA SHEK
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4107
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
FOR: CPED

Information Only

DEBRA FONG

ROBERT M. SILVERMAN

EXECUTIVE ADVISOR
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FOR: ASIAN PACIFIC COMMUNITY FUND

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LAW OFFICE OF ROBERT M. SILVERMAN
269 SOUTH BEVERLY DRIVE, STE. 1358
BEVERLY HILLS, CA 90212
FOR: KOREAN CHURCHES FOR COMMUNITY
DEVELOPMENT / FAITH AND COMMUNITY
EMPOWERMENT

BRIAN HOM
CALIF PUBLIC UTILITIES COMMISSION
UTILITY & PAYPHONE ENFORCEMENT BRANCH
BRANCH
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FOR: CPED

RUDY SASTRA
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VANESSA BALDWIN
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 5029
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
FOR: CONSUMER PROTECTION AND
ENFORCEMENT DIVISION

ZHEN ZHANG
CALIF PUBLIC UTILITIES COMMISSION
ADMINISTRATIVE LAW JUDGE DIVISION
ROOM 5041
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214



FILED

03/25/20
04:59 PM

ATTACHMENTS

A-L

ATTACHMENT A

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation on the Commission's Own Motion into the California's One Million New Internet Users Coalition's Misuse of California Advanced Services Fund Grant Funds; and Order to Show Cause Why the Commission Should Not Impose Penalties and/or Other Remedies for Violating Terms of Their Grant and for Refusing to Return Funds Previously Demanded by the Commission's Division.

Investigation 18-07-009

DECLARATION OF VANESSA BALDWIN

My name is Vanessa Baldwin and I am an attorney in the Legal Division of the California Public Utilities Commission (Commission). I have personal knowledge of the facts stated herein.

1. In representing the Consumer Protection and Enforcement Division (CPED) of the Commission in the Commission's proceeding investigating California's One Million New Internet Users Coalition (NIU Coalition), I attended an alternative dispute resolution (ADR) session led by Administrative Law Judge (ALJ) MacDonald on January 22, 2020.
2. After the conclusion of the January 22, 2020 ADR session, I informed Mr. Larry Ortega that CPED would be issuing data requests for documents that he provided during ADR.
3. Although ADR had concluded, ALJ MacDonald was present at the time I spoke with Mr. Ortega.
4. Mr. Larry Ortega neither objected nor mentioned any other challenges or concerns posed in responding to CPED's forthcoming data request.

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

Executed on March 25, 2020, at San Francisco, California.

/s/ *VANESSA BALDWIN*

VANESSA BALDWIN

ATTACHMENT B

From: lortega.onemillionniu.org
To: [Zhang, Zhen](mailto:Zhang.Zhen)
Cc: [Baldwin, Vanessa](mailto:Baldwin.Vanessa); lazoinvestments@hotmail.com; [Alicia Clark](mailto:Alicia.Clark); [Hom, Brian](mailto:Hom.Brian); [Sastra, Rudy](mailto:Sastra.Rudy); [Mangundayao, Violeta](mailto:Mangundayao.Violeta)
Subject: Point of Order: Data Request NIU Litigation by CPED
Date: Friday, February 28, 2020 11:54:03 PM
Attachments: [Data Request NIU Litigation .pdf](#)
[CASF_attchA_K_KCCD.LEGAL.AUTHORITY.pdf](#)

Judge Zhang,

I am in receipt of this data request from CPED having a stated deadline of February 28th, see attached. I found this request to be premature, out of order per your most recent email to the group. This is my understanding, but I ask for a point of clarification from the court.

Also, it is our request that in naming the group of organizations cited in the OII, that it be referred to as NIU (One Million NIU) and that any reference to our organization, solely, should be Community Union, Inc. To date, CPED has referred to Community Union as NIU (the title purposed to indicate the group of organizations).

Point of Order Request: For the purposes of this litigation, Community Union is a stand-alone organization like Black Business Association, Asian Pacific Community Fund, etc. Referring to Community Union activity using the group of organizations' title - NIU - unfairly serves to confuse the articulation of our proposed defense. Community Union did not represent the group (NIU), and was merely an entity among 5 others that participated in the delivery of services under the CASF contract. Korean Churches for Community Development (KCCD) is the "legal authority representing NIU" under this CASF contract (this OII). As stated in the signed document by Ms. Im, KCCD's CEO, they are the legal representative for the contractual relationship by and between the CPUC-CASF and the group of organizations(NIU). See Attached.

Larry Ortega
Community Union, Inc.

On February 21, 2020 at 2:39 PM "Mangundayao, Violeta"
<Violeta.Mangundayao@cpuc.ca.gov> wrote:

Please find attached Data Request NIU Litigation. Thank you.

ATTACHMENT C

From: lortega.onemillionniu.org
To: [Baldwin, Vanessa](mailto:Baldwin,Vanessa)
Cc: hvepin@gmail.com; Mail@BBALA.org; JTseng@HillFarrer.com; [Shek, Selina](mailto:Shek,Selina); dfong@apcf.org; rms2979@aol.com; [Hom, Brian](mailto:Hom,Brian); [Lo, Jeanette](mailto:Lo,Jeanette); [Sastra, Rudy](mailto:Sastra,Rudy); [Yip-Kikugawa, Amy C.](mailto:Yip-Kikugawa,Amy.C.); [MacDonald, Katherine](mailto:MacDonald,Katherine); [Zhang, Zhen](mailto:Zhang,Zhen)
Subject: RE: Ex Parte Communications I.18-07-009, OII California's One Million New Internet Users Coalition's Misuse of CA
Date: Saturday, March 7, 2020 8:28:15 AM
Attachments: [CASF attchA K KCCD LEGAL AUTHORITY.pdf](#)

Ms. Baldwin,

My apologies, but we do not have the February 21, 2020 data request. Are you able to send me a copy of this request? Our primary focus had been in attempting to reach a settlement in the ADR - so all things were ADR for us. This February 21st request did not register with our team as being separate and apart from the adjudicatory proceeding as you state in your most recent communication. We are more than happy to comply with this request, but ask the following: point of order from the court and that this request is not duplicative to evidentiary proceedings to which we are about to enter.

Also Ms. Baldwin, is it possible for you to provide the rule(s) governing your request and ability to *pierce the fiscal agent veil*, if you will. To our understanding, CPUC's, relationship is with the fiscal agent in this matter, Korean Churches for Community Development, see attached. Do you have any cites on precedence you can offer on how CPED is able to obligate a person/corporation not contracting with the CPUC to provide information? We know this has been a point of contention for you, but we have yet to see clear authority for the 2017(and again in 2020) request issued from your office. All previous cites of rules of law you have provided have implicated the fiscal agent, the entity assuming all responsibility under this contract. Where is the case cite that gives legal precedence to support your ask?

This in no way should be interpreted as an unwillingness to clear this matter-up, or to cooperate in getting to the facts as to what actually transpired in this matter. We have great interest in clearing our name which has been unfairly tainted by this issue. That said, we are experiencing extreme financial hardship right now and simply are unable to provide manpower and resources in the timeline you have declared.

Larry Ortega
Community Union, Inc.

ATTACHMENT D

From: [Baldwin, Vanessa](#)
To: [Zhang, Zhen](#)
Cc: [Yip-Kikugawa, Amy C.](#); [MacDonald, Katherine](#); [Tsen, S. Pat](#); [LOrtega@OneMillionniu.org](#); [Shek, Selina](#); [hyepin@gmail.com](#); [Mail@BBALA.org](#); [dfong@apcf.org](#); [rms2979@aol.com](#); [Hom, Brian](#); [Lo, Jeanette](#); [Sastra, Rudy](#); [JTsenq@HillFarrer.com](#)
Subject: RE: I.18-07-009, OII California's One Million New Internet Users Coalition's Misuse of CA Advanced Services Fund Grant Funds
Date: Wednesday, March 4, 2020 3:07:00 PM

Your Honor:

Pursuant to your February 26, 2020 email request, the Consumer Protection and Enforcement Division (CPED) submits the following responses.

- Which parties will submit a proposed settlement agreement for the Commission's approval:

CPED has entered into a settlement in principle with the Korean Churches for Community Development (KCCD).

- When do the parties anticipate a proposed settlement agreement:

CPED and KCCD anticipate filing a motion for adoption of the settlement by the week of 3/30.

- Which parties will proceed with the evidentiary hearing:

CPED and the following parties intend to file motions requesting their dismissal for good cause by the week of 3/30: Asian Pacific Community Fund, Black Business Association, and Soledad Enrichment Action – Charter Schools. Additionally, as noted above, CPED and KCCD intend to file their settlement motion by the end of this month. Assuming the motions are granted, CPED intends to proceed with litigation against Mr. Ortega and Community Union, Inc.

- Are the parties available via telephone to discuss the schedule on Friday, March 6, 2020, at 11 a.m.:
and

Per Your Honor's email on or about 12:28 pm today, we will await a ruling requiring a filing of a formal case management statement.

- And any other issues the parties need to discuss.

CPED requires additional information from Mr. Ortega and his affiliated organizations to examine pertinent issues in this proceeding including NIU's actual expenses incurred and income received related to the CASF grant and the respondents' current financial condition. In furtherance of this, and shortly after the commencement of mediation, CPED issued a data request to Mr. Ortega and his affiliated organization on February 21, 2020. Although Mr. Ortega claims the data request is premature given Your Honor's email requesting a joint status statement from the parties, given that mediation has ended per ALJ MacDonald's email on February 19, 2020, it is appropriate for CPED to resume its discovery efforts. Mr. Ortega has not requested from CPED an extension of time to

respond, so we expect full and complete responses to the data request by the deadline of March 6, 2020.

Sincerely,

Vanessa Baldwin
Counsel for CPED

From: Zhang, Zhen <Zhen.Zhang@cpuc.ca.gov>
Sent: Wednesday, February 26, 2020 3:07 PM
To: LOrtega@OneMillionniu.org; Shek, Selina <selina.shek@cpuc.ca.gov>; hyepin@gmail.com; Mail@BBALA.org; dfong@apcf.org; rms2979@aol.com; Hom, Brian <Brian.Hom@cpuc.ca.gov>; Lo, Jeanette <jeanette.lo@cpuc.ca.gov>; Sastra, Rudy <rudy.sastra@cpuc.ca.gov>; JTseng@HillFarrer.com; Baldwin, Vanessa <vanessa.baldwin@cpuc.ca.gov>
Cc: Yip-Kikugawa, Amy C. <amy.yip-kikugawa@cpuc.ca.gov>; MacDonald, Katherine <katherine.macdonald@cpuc.ca.gov>; Tsen, S. Pat <S.Pat.Tsen@cpuc.ca.gov>
Subject: I.18-07-009, OII California's One Million New Internet Users Coalition's Misuse of CA Advanced Services Fund Grant Funds

Dear Parties,

Alternative dispute resolution ended in I.18-07-009. Please submit a joint status statement via email by Wednesday, March 4, 2020, close of business at 5 p.m.. The statement must include:

- Which parties will submit a proposed settlement agreement for the Commission's approval;
- When do the parties anticipate a proposed settlement agreement;
- Which parties will proceed with the evidentiary hearing;
- Are the parties available via telephone to discuss the schedule on Friday, March 6, 2020, at 11 a.m.; and
- And any other issues the parties need to discuss.

Thank you,

Zhen Zhang
Administrative Law Judge
California Public Utilities Commission
zz1@cpuc.ca.gov

Notice: This communication may contain confidential and/or legally privileged information for the use of the intended recipient(s). Unauthorized use or disclosure is prohibited. If you are not the intended recipient, please contact the sender and destroy all copies of the communication.

ATTACHMENT E

From: lortega.onemillionniu.org
To: [Zhang, Zhen](mailto:Zhang,Zhen)
Cc: hyepin@gmail.com; Mail@BBALA.org; JTseng@HillFarrer.com; [Shek, Selina](mailto:Shek,Selina); dfong@apcf.org; rms2979@aol.com; [Hom, Brian](mailto:Hom,Brian); [Lo, Jeanette](mailto:Lo,Jeanette); [Sastra, Rudy](mailto:Sastra,Rudy); [Baldwin, Vanessa](mailto:Baldwin,Vanessa); [Yip-Kikugawa, Amy C](mailto:Yip-Kikugawa,Amy C); [MacDonald, Katherine](mailto:MacDonald,Katherine)
Subject: Re: Ex Parte Communications I.18-07-009, OII California's One Million New Internet Users Coalition's Misuse of CA
Date: Thursday, March 5, 2020 9:43:46 AM

Judge Zhang,

Thank you for the clarification and apologies to all parties not previously copied on our communications to the Judge.

It is my understanding at this point, per your last email, that we are to wait for the formal case management statement. It is also my understanding that in this formal case management statement, orders relative to timeline of evidence gathering, future hearings, etc. will be expressed. That said, Ms. Baldwin has indicated in her last communication, a deadline to provide all evidence by March 6th. There are 2 issues we have with this timeline:

1. As expressed in my previous communication, I do not have that timeline to which Ms. Baldwin refers and we are awaiting orders from this court as to how to proceed. There are pending settlement agreements, which would be key to our defense if approved, which have not yet been reviewed. It is our position that until the settlement agreements have been approved it greatly hinders our ability to defend this matter before you.
2. We need time to cover the immense financial burden of providing the evidence requested by Ms. Baldwin, and ask the court to please provide extra time if the March 6th deadline is in concurrence with the court's orders.

It is also our intent, if granted by this court, to ask the OII be amended to include the item of whether or not the contract at issue was completed. We will ask the court to weigh whether or not services were completed in full per the terms of the contract? We have communications from the Communications Division (CD) personnel that would suggest it was. Back to the timeline on evidence gathering for a moment: we want the opportunity to ask for emails from CD's office on all communications relative to the One Million NIU contract from March 1, 2015 - November 30, 2015, where we believe we will find evidence affirming our contention the contract was completed. If we are able to show the contract was in fact completed, it speaks to the liability portion of the OII. It is our position that this fact weighs heavy on the outcome, regardless of which side prevails. This is key evidence to our defense and has thus far been omitted.

Thank you.

Larry Ortega
Community Union, Inc.

ATTACHMENT F

From: [Baldwin, Vanessa](#)
To: lortega.onemillionniu.org
Cc: hyepin@gmail.com; Mail@BBALA.org; JTseng@HillFarrer.com; [Shek, Selina](mailto:Shek_Selina); dfong@apcf.org; rms2979@aol.com; [Hom, Brian](#); [Lo, Jeanette](#); [Sastra, Rudy](#); [Yip-Kikugawa, Amy C.](#); [MacDonald, Katherine](#); [Zhang, Zhen](#)
Subject: RE: Ex Parte Communications I.18-07-009, OII California's One Million New Internet Users Coalition's Misuse of CA
Date: Friday, March 6, 2020 4:12:00 PM

Good afternoon Mr. Ortega:

Please note, CPED's ability to commence discovery is not dictated by this proceeding's timeline or the need for a formal case management statement. As indicated in the data request issued by CPED on February 21, 2020, full and complete responses to all data requests are due today, March 6, 2020. Even though you have had full knowledge of some of the data requests since CPED first issued a data request in July 2017, in light of your request for additional time to respond, CPED grants you an additional week or until March 13, 2020 to provide full and complete responses.

If CPED is not in receipt of full and complete responses by March 13, 2020, CPED intends to file a motion to compel requesting ALJ Zhang to require you to provide the requested information.

Sincerely,

Vanessa Baldwin
Counsel for CPED

Vanessa M. Baldwin
Attorney
Legal Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-3942
Vanessa.Baldwin@cpuc.ca.gov

ATTACHMENT G

On March 3, 2020 at 2:59 PM "Iortega [onemillionniu.org](mailto:ortega@onemillionniu.org)" <ortega@onemillionniu.org> wrote:

Judge Zhang,

During the ADR, CPED presented to Community Union, Inc. several settlement agreement offers concerning the other parties under investigation in this OII. CPED promised to make formal presentations of these offers at the conclusion of the ADR, as they would be incorporated into one offer. CPED asked that I sign these agreements. I signed the proposed agreements for Black Business Association and Soledad Enrichment Action. Since these matters are not related to Community Union business, I believe I signed these agreements in error, and would ask if any such document should be presented as evidence of a settlement agreement for the other parties, that it be stricken, and not incorporated in to a settlement offer. Community Union has no authority in this matter to act on behalf of the fiscal agent in this matter and believes such a signature presents itself as having that authority. Community Union has not authority in an agreement with settlements pertaining to other parties.

We are not sure how CPED will present these settlement agreements, but we (Community Union) wanted to offer this information as a point of clarification.

Evidentiary Hearing

Community Union will proceed with the evidentiary part of the hearing and asks that a timeline, if not already provided, be provided at the courts discretion. Community Union is acting and will act in pro per in this matter and asks the court for some leniency as we get up to speed on the processes particular to the CPUC's court proceedings.

March 6th, 11 a.m.

Community Union has calendared a conference call on this matter for March 6, 2020 at 11:00

a.m. and is confirming here with this note.

Other Issues

I had sent a note to the court requesting clarification on the demand sent by CPED with a February 28th deadline.

We also would like a timeline to request an amendment to the OII by adding 2 additional items as follows:

1. Does the Communications Division (CD) support (concur) that all the contract's requirements as set forth in Resolution T-17355 were satisfied in that the 7 Activities called for in the contract were completed, e.g. was the house built for which NIU was contracted to build? Were the rate payers made whole, albeit 3-months delayed?

To date, the OII has either by design or in error looked at a specific window of evidence with total disregard of whether or not *the house actually got built*. Specifically, were all the specifications (Activities 1 – 7) as called for in the contract, and as should have been measured by now – completed?

It is our position that without knowing if the rate payers were eventually made whole, how can damages be justified with integrity and accuracy. This is a crucial point of fact necessary to ascertain damage to the ratepayer the OII seeks to assess.

2. Should CD be obliged to pay the remainder of monies due to NIU for their work in completing the contract per the terms set forth therein? If the court finds the contract was completed satisfactorily an amount totaling approximately \$80,000 is due.

Finally, the court should note that Community Union is a very small organization, grossing less than \$50,000 annually over the last 3 years. We have no additional resources available to produce the thousands of copies that will be asked of by CPED. The copies for which CPED will ask for will fill-up about 8 large boxes measuring 4' x 2'. We estimate the costs to reproduce this evidence to amount to \$3,000 in labor and materials. This is a cost to which we have no access to cover. This puts an unfair burden on Community Union in their defense. We are asking the court to consider that even after we have produced copies for which we have no funds available of producing, and CPED is to prevail in this matter at the amounts they are requesting (hundreds of thousands of dollars)– is it worth the court's time? It is our contention that the financial burden of litigating this matter will take us further into financial hardship and possibly collapse.

Thank you,

Larry Ortega
Community Union, Inc.

On February 26, 2020 at 3:07 PM "Zhang, Zhen" <Zhen.Zhang@cpuc.ca.gov> wrote:



ATTACHMENT H

BETTY T. YEE California State Controller

February 6, 2015

Hyepin C. Im, MBA, MDIV, CPA, President
Korean Churches for Community Development
California One Million New Internet Users Coalition
3550 Wilshire Blvd, Suite 736
Los Angeles, CA 90010

Re: Audit Engagement Letter for California One Million New Internet Users Coalition

Dear Ms. Im:

This letter is to inform you that the State Controller's Office (SCO) will conduct an audit of California One Million New Internet Users (NIU) Coalition – California Advanced Services Fund (CASF). The audit period is from July 1, 2011, through March 1, 2015.

Per our telephone conversation with Larry Ortega, the NIU's Founder, we were informed that your organization, the Korean Churches for Community Development (KCCD), is the Fiscal Agent of the NIU Coalition. Mr. Ortega advised that NIU's accounts and records are maintained by the KCCD. Therefore, we have scheduled an entrance conference for Monday, February 9, 2015, at 1:00 p.m. at your headquarters, located at 3550 Wilshire Blvd. Suite 736.

The authority to conduct this audit is given by Government Code section 12410, which states, "The Controller shall superintend the fiscal concerns of the state. The Controller shall audit all claims against the state, and may audit the disbursement of any state money, for correctness, legality, and for sufficient provisions of law for payment." In addition, California Public Utilities Commission (Commission) entered into a contract with the State Controller's Office to perform an audit of the NIU Coalition.

We will conduct this performance audit in accordance with *Generally Accepted Government Auditing Standards (GAGAS)*, issued by the Comptroller General of the United States. The purpose of the audit is to determine whether NIU claims for reimbursement are legal, proper, and in compliance with the with CASF grant provisions.

Sharmin Wellington and Johnny Tran of our office, under the supervision of Chris Prasad, Audit Manager, will perform the audit.

Enclosed is an Information and Document Request that lists the documents we will need during the initial phase of the audit. Additional specific information and documentation will be requested for examination throughout the course of the audit.

Hyepin C. Im, MBA, MDIV, CPA, President
February 6, 2015
Page 2

If you have any questions or require additional information, please call Mr. Prasad at (916) 445-8519 or email him at cprasad@sco.ca.gov.

Sincerely,

A handwritten signature in blue ink that reads "Andrew Finlayson for". The signature is written in a cursive, flowing style.

ANDREW FINLAYSON, Chief
State Agency Audits Bureau
Division of Audits

AF/sk

15058

cc: Chris Prasad, Audit Manager
State Agency Audits Bureau
Division of Audits, State Controller's Office
Sharmin Wellington, Auditor
Division of Audits, State Controller's Office

INFORMATION AND DOCUMENT REQUEST

California One Million New Internet Users Coalition
California Advanced Services Fund (CASF)
July 1, 2011, through March 1, 2015

1. Organizational chart
2. CASF reimbursement claims submitted to the Public Utilities Commission
3. Accounting policies and procedures
4. Copy of cost allocation methodology
5. Audit reports of KCCD and NIU
6. General ledgers
7. Time records
8. Vendor invoices
9. Cancelled checks

ATTACHMENT I

W/P No. : 2H Page: 2
Auditor : JT Date: 2/18/2015
Reviewer: sw Date: 5/11/15

Tran, Johnny (Dee)

CPM/15

From: McCarty, Nick
Sent: Thursday, February 12, 2015 1:38 PM
To: Ortega, Larry
Cc: Prasad, Chris; Tran, Johnny (Dee)
Subject: NIU Audit

Importance: High

Mr. Ortega,

I have spoken with our Manager, Chris Prasad, and he has stated to Johnny and I that our next meeting with you will be on February 23, 2015. At that time, it is our understanding that you will have all of the records necessary to substantiate the costs claimed by NIU thus far.

During our last meeting, you and I went over a list of documents that we had hoped to collect this week. Please have those documents available for review at our February 23 meeting.

List of Documents that we had discussed on Tuesday evening (February 10) included the following listed below and a few extra items have been added:

- 1) Invoice Details Year 1 Q1-Q3. Received. Thank you
- 2) Invoices for costs claimed according to the Invoice Detail Provided Year 1 Q1-Q4. Received. Thank you
- 3) List of all NIU Graduates and Trainers to date. Received. Thank you
- 4) All of the applications for trainers that the NIU has used to date. Lead trainers and trainers please.
- 5) Copy of the curriculum used by NIU to date. Train the Trainer curriculum as well as curriculum used by trainers for students.
- 6) A copy of the 3 Budgets that were submitted to PUC. One for each year that the grant was awarded to NIU.
- 7) All documentation that supports costs claimed on the invoices that you have provided. (Ex. Time Sheets, Cancelled checks, Expenditure Reports, General Ledger, Bank Statements, etc.)
- 8) We discussed that invoices from category 1,2, and 4 were not in what you had provided to us originally. We have received a few emails that have some of those invoices attached. Thank you. We are sorting through those now. I believe the last message said that more invoices are coming. We will wait for those and prepare a list of any that may be missing and submit that to you as the invoices become available to us.
- 9) A copy of each of the quarterly reports that have been submitted to PUC thus far

Per our conversations, you had mentioned that the documents requested would be thousands of copies that you or your staff would need to make. We understand that is a lot of copies and for that reason ask that you bring the original documents to the meeting with us on February 23. We are willing to look through them and will be able to make copies of anything that we need to take with us.

Please let me know if you have any additional questions or concerns with the list that is provided here. We look forward to meeting with you again on February 23.

Thank you,

Nick McCarty
State Controller's Office
Division of Audits
916-327-9475 Office

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ATTACHMENT J

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NM 5/20/15
SW 5/18/15
CPUC

McCarty, Nick

From: Prasad, Chris
Sent: Monday, May 11, 2015 12:47 PM
To: McCarty, Nick; Wellington, Sharmin
Subject: FW: We are a subcontractor recently audited - Auditor is fabricating statements

Please include in the audit file. Thank you.

From: Prasad, Chris
Sent: Monday, May 11, 2015 11:56 AM
To: Finlayson, Andrew
Subject: FW: We are a subcontractor recently audited - Auditor is fabricating statements

Larry Ortega's complaints are untrue that the audit staff (1) intentionally misstates the facts on the soon to be issued draft audit report and (2) without facts, asserts that source documents are fabricated. Larry Ortega is the co-founder, California's One Million New Internet User's (NIU) Coalition. As discussed below, because of inconsistent results of our inquiries, lack of contemporaneous accounting records and source documents, and similar observations and results of the California Public Utilities Commissions (CPUC)'s onsite evaluation, we questioned the purpose and presence of accounting records and source documents, if any.

We recently (April 21, 2015) concluded fieldwork of the coalition, an audit performed on behalf of the CPUC to determine the extent of services and costs incurred for the coalition provided broadband awareness services to parent of school children in underserved communities. The Coalition, through the California Advanced Services Fund (CASF) grant from the CPUC provides this broadband service.

On quarterly bases, the consortia submitted claims for reimbursement to the CPUC for program costs. The claimed costs, approximately \$354,000, were primarily for labor related charges that consists of coalition executives, lead trainers, and trainers. The purpose of the audit was to determine if the activities and costs reported to CPUC were substantiated by accounting records and source documents. The CPUC's audit request stems from their concerns that the consortia failed to request prior approval of CPUC to change their broadband awareness program scope for reducing in-class room training to approximately 20 hours. In addition, CPUC received complaints from the consortia's consultants, specifically, trainers, for the coalition's lack of or untimely compensation.

The audit determined that except for the copies of coalition prepared claim invoices (invoices) submitted to the CPUC and cancelled checks, NIU did not provide accounting records, such as general ledgers; and source documents, such as time records to substantiate \$341,413 of the \$353,784 of the CASF-claimed costs. Due to the lack of these related accounting records and source documents, we are unable to determine the extent of CASF grant-related services and costs.

Mr. Ortega insists that accounting records and vendor prepared invoices and source documents, such as time records are maintained but not readily available. These records, he asserts, are located in several storages away from the office. Whereas, the NIU's Office Manager/Lead Trainer, during the CPUC's consortia onsite visits, had informed that due to their recent move to their now new and

PSSC 224-171

current location, records, if any, are missing; the office manager did not state that the records were stored offsite.

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nm
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C.M.

During our exit conference we mentioned that we may provide NIU a list of individuals for examination of contemporaneously prepared accounting records and source documents. As mentioned below, because of our inquiry during the course of the audit with Mr. Ortega, the service providers, specifically the trainers, and inquiry with the PUC for their Consortia onsite visit, we conclude that there is lack of timely prepared source documents and accounting records to substantiate time and effort for the broadband activities.

- Shortly after the PUC onsite visit, when we commenced the audit on March 9, 2015, for the same documents that we requested, Mr. Ortega told us, *(March 6th 2015 data request e-mail):*

And just to be clear, when I said we did not have the items, what I meant to say is that they are not in an organized fashion for easy access. We have everything on file of course relative to the expenditures for which we asked CASF reimbursement on, but it is not in the optimal organizational manner I would like to have them. As we are busy launching a new set of classes to meet our goal by end of February this year.

- During fieldwork, Mr. Ortega repeatedly asked us for description of the audit document request. We explained that the records and source documents such as general ledger, financial statements, time records, vendor invoices, are those documents that NIU agreed to maintain pursuant to the PUC rules and guidelines related to the Consortia Grant Program. Mr. Ortega did not acknowledge that these records were available; in fact, his response was that there were thousands of pages of documents and that they were maintained in storages. We requested, but were provided no access to view and determine the existence of the PUC required records. In fact, NIU's only comments to our request have been that we provide names of the individuals so that NIU can provide documents. Furthermore, when we asked for contact information for those that provided the grant related services for confirmation of their services and record keeping, for the individuals we would be contacting, Mr. Ortega asked for these contacts and specifics of our inquiry. Doing so, he mentioned, will allow NIU to give them a heads up of our inquiry.
- During the fieldwork, we also asked for accounting records and request to contact the accountant. In response, he said that the accountant was unavailable due to a medical condition, but then wrote to us on March 18, 2015. Mr. Ortega said, *"Quick update on g/l: our Accountant is finally catching up to begin work on our stuff as asked. I was informed that he had several delays involving the 6 other audits he is currently providing service to other clients and was not able to get to ours. We are close will have more info for you by Friday."*
- During our exit conference, we provided NIU a list of names of eight of the attempted seventy individuals we contacted to confirm their services and record keeping. Primarily, the response, as mentioned above was that there was no record keeping as the time spent for various activities such as; teaching, administrative services, phone calls to parents to inform of available broadband awareness program, were electronically sent to the Consortia.

Upon receipt of the names of these individuals, NIU contacted a few of these individuals. While our documented inquiry and their responses that specifically asked for program related task and record keeping, three of the eight individuals have now contacted

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nm 5/20/15
sw 5/21/15
CPV/15

us. In their similar response to us, they have drawn back their earlier confirmation; now saying that they prepared their own invoices for work performed at NIU. Not only are these statements inconsistent with their earlier conformations, but these are contrary to Mr. Ortega's earlier comments to us, saying that he prepared the invoices.

Because of inconsistent results of our inquiries, lack of contemporaneous accounting records and source documents, and similar observations and results of the PUC's onsite evaluation, we questioned the purpose and presence of accounting records and source documents, if any.

Had we been made available these contemporaneous documents to validate its existence, we could have provided a list of individuals to validate the NIU's claims. We informed Mr. Ortega that while we are proceeding with the draft report, in the interim, if the Coalition wishes to make "records" available to us for review, we can take a look at them to see if they fit the documentation requirements we were originally looking for. However, we would only do so by pulling any sample ourselves.

Chris Prasad, CPA, CFE
State Controller's Office
Audit Manager
State Agency Audits Bureau
Division of Audits
(916) 445-8519

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ATTACHMENT K

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PREPARED BY _____	DATE _____
REVIEWED BY _____	DATE _____

California Public Utilities Commission
California One Million New Internet User's Coalition -
California Advance Services Funds
Engagement Planning Memorandum
S15-SAA-0003

Update February 18, 2015

Jeff, fyi

This morning, approximately at 10:30, Larry Ortega, Co-Founder, NIU, left a voice message asking that we move the planned visit to sometime in March rather than next week. He said that the NIU is trying to roll out the last round of classes before the program terminates as this month-end. He mentioned that our presence to the NIU business site and his time to coordinate our audit efforts last week and possibly next week is not allowing him to attend to his business needs.

Based on our inquiry with the NIU staff, unless staff was unaware, NIU has not scheduled any classes for the next few weeks. As for time devoted to the audit, he was only partially available from 1:30-5:30 pm on the first day, from 2:15-6:30 pm on the second day. Auditors were at the NIU site on the third day which he was not available at all and were informed that he would be unavailable on the 4th day as well. Because of his unavailability, we had agreed to postpone our next visit to obtain accounting records and source documents until February 23rd, a day in which he requested to meet with us in our early discussions.

Thus far, we have only requested historical accounting records and source documents, both of which NIU claims are available but not maintained at his office. Rather than having NIU devote time and effort to copy these records for us, we are only asking that they make the original records available to us for review.

During our initial visit to NIU site, during our follow-up phone conference on Wednesday, February 11, 2015, and through an e-mail that was sent to him, we reaffirmed with Larry the data request; for which, his response has been, "what records are you requesting". We explained to him that routine records for audits include: accounting records and source documents, such as financial statements, general ledger, time records, vendor invoices, canceled checks, etc.

At this time, we are unsure if any records exists, as we have not been provided accounting records, time sheets, cancelled checks, bank statements, general ledgers, etc. to understand NIU's record keeping and internal safeguard processes. We have obtained invoices to some of the instructors, but no additional source documentation to substantiate costs claimed as of yet. In lieu of waiting for accounting records and source documents, we would like to continue with the audit by conducting alternative procedures in an attempt to validate some of the costs in the claims. We have a list of instructors (Per Claims filed to PUC) and time periods of their instructional charges. As an alternative, we would like to try contacting these instructors to determine the extent and charges for the instructional services as related to the NIU claim. These alternative procedures will allow us to examine approximately \$170,000, 44%, of the NIU claimed costs reimbursed to date.

The remainder of the reimbursed costs, approximately \$55,000, 14%, to Coalition Members, \$83,000, 21%, NIU Liaisons, and \$80,000, 21%, to Lead Trainers are likely administrative expenses. Minimal to no invoices have been provided in these 3 areas that make up about 56% of costs claimed. Indications thus far are that there may be lack of time records and source documents to substantiate grant related activities.

Thus, rather than waiting for NIU to provide recommends, we recommend to continue with the audit by applying the alternative audit procedures.

W/P No. _____	PAGE _____
PREPARED BY _____	DATE _____
REVIEWED BY _____	DATE _____

**California Public Utilities Commission
California One Million New Internet User's Coalition -
California Advance Services Funds
Engagement Planning Memorandum
S15-SAA-0003**

Please let me know if you have any questions or concerns.

Chris Prasad, CPA, CFE
State Controller's Office
Audit Manager
State Agency Audits Bureau
Division of Audits
(916) 445-8519

ATTACHMENT L

STATE OF CALIFORNIA
PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

Edmund G. Brown, Jr., *Governor*



DATA REQUEST

Date: February 21, 2020

To: Larry Ortega (dba Community Union Inc.)
1649 Flanagan St.
Pomona, CA 91766
lortega@communityunion.org
lortega@onemillionniu.org

Larry Ortega
PO Box 364
Pomona, CA 91769

From: Brian Hom, Senior Investigator
Consumer Protection & Enforcement Division
California Public Utilities Commission
505 Van Ness Avenue, 2nd Floor
San Francisco, CA 94102
Brian.Hom@cpuc.ca.gov

Vanessa Baldwin, Attorney
Legal Division
California Public Utilities Commission
Vanessa.Baldwin@cpuc.ca.gov

Re: California's One Million NIU California Advanced Services Fund (CASF) Grant

Prior to the Commission's issuance of the Order Instituting Investigation (OII) I.18-07-009, on July 21, 2017 CPED issued California's One Million NIU Coalition (herein referred to as "NIU" or "Coalition") a data request. At the time, NIU refused to

produce responsive documents instead “challeng[ing CPED’s] authority on the grounds that KCCD...nor [NIU] are utility companies as defined by the Rules you cite on page 1. Nor is there a formal Proceeding.”¹ To date, NIU has not provided responsive information or documents to that data request.

CPED now issues this data request as another attempt to obtain documents and information relevant to the Commission’s investigation in I.18-07-009. The questions in this data request supplant the questions in the data request issued by CPED on July 21, 2017.²

INSTRUCTIONS

Mr. Larry Ortega as the leader of California’s One Million NIU Coalition and Community Union, Inc. as a member of the Coalition (herein referred altogether as “respondent”) are instructed to answer the following Data Requests with written, verified responses per Public Utilities Code §§ 314, 314.5, 581, 582 and Rules 1.1 and 10.1 of the California Public Utilities Commission’s Rules of Practice and Procedure (“Rules”).

Restate the text of each request prior to providing the response and provide the name of the person(s) answering the request, the title of such person(s), and the name and title of the person they work for. With respect to each document produced, identify the number of the data request and question number that the document is responding to. Responses should be provided both in the original electronic format, if available, and in hard copy. (If available in Word format, send the Word document and do not send the information as a PDF file.) All electronic documents submitted in response to this data request should be in readable, downloadable, printable, and searchable formats, unless use of such formats is infeasible. Each page should be numbered. If any of your answers refer to or reflect calculations, provide a copy of the supporting electronic files that were used to derive such calculations, such as Excel-compatible spreadsheets or computer programs, with data and formulas intact and functioning. Documents produced in response to the data requests should be Bates-numbered and indexed if voluminous.

Responses to data requests that refer to or incorporate documents should identify the particular documents referenced by Bates-numbers or Bates-range. Provide your response, no later than the due date noted below. If you are unable to provide a response by this date, notify Mr. Hom as soon as possible before the due date, with a written explanation as to why the response date cannot be met and a date certain of when the information can be provided. Each data request is continuing in nature, so if any information provided changes or new information becomes available that is responsive to a request, respondent is required to supplement its response to CPED.

¹ Email from lortega@onemillionniu.org dated August 4, 2017.

² Issuance of this data request does not relieve Respondents of their obligation to have complied with the July 21, 2017 data request.

In answering these data requests, the respondent should adhere to the Commission's Rules, with particular attention to Rule 1.1 of those Rules, which requires the respondent to "never mislead the Commission or its staff by an artifice or false statement of law or fact." The respondent should keep in mind that "Violations of Rule 1.1 can occur by a failure to correctly cite a proposition of law, a lack of candor, withholding information, providing incorrect information, or a failure to correct mistaken information."³ **Violations of Rule 1.1 are punishable as misdemeanors subject to a fine and/or jail time, and if applicable, penalties of up to \$50,000 for each offense.**⁴ CPED expects the respondent to respond to these data requests with the highest level of candor.

As a reminder and as set forth in CPED's data request issued on July 21, 2017 NIU and any of its employees, agents or other representatives are on notice of the obligation to preserve all evidence which might be relevant to this investigation. Any person who destroys or conceals any such evidence, or agrees with or facilitates any other person to do so, will be subject to the full extent of all legal remedies for such conduct. As a California Advanced Services Fund ("CASF") Consortia Grant recipient, in accordance with the Commission's Decision 11-06-038, NIU is required to maintain books, records, documents and other evidence sufficient to substantiate expenditures covered by the grant.⁵ Relevant evidence includes, but is not limited to, all written communications and documents relating to the Consortia Program and CASF funds, including financial records. In addition, electronic evidence must also be preserved.

DATA REQUESTS

Please provide full and complete responses to the requested information **by March 6, 2020** to Brian Hom. If you are unable to provide a full and complete response by this deadline, please provide a request for an extension in writing no later than February 28, 2020. The request must explain why respondent cannot meet the due date and indicate a new proposed deadline to provide full and complete responses to all data requests.

1. Please identify all addresses, including street number, street name, city, and zip code, of all facilities (e.g. offices, rooms, classrooms, warehouses, storage space) owned and/or used, on either a temporary or permanent basis by respondents relating to CASF activities.

³ Administrative Law Judge's Ruling Denying Southern California Edison Company's Motion For Summary Adjudication Of Alleged Rule 1.1 Violations Related To Data Request Responses Dated December 10, 2010, I.09-01-018, January 10, 2012, p. 6.

⁴ Pub. Util. Code §§ 2111 and 2112.

⁵ Decision 11-06-038, Decision Implementing Broadband Consortia Grant in Rulemaking 10-12-008, Order Instituting Rulemaking to Consider Modifications to the California Advanced Services Fund Including Those Necessary to Implement Loan Program and Other Provisions of Recent Legislation.

2. Provide contact name and last known phone number and address of all NIU staff (including full time, part time and contractors) from March 1, 2012 through March 1, 2015.
3. Provide all general ledger(s) itemizing all CASF related expenses from March 1, 2012 through March 1, 2015, including but not limited to, meals, meetings, travel, mileage, supplies, graduation, promotion, interest expenses, telephone, internet, insurance, equipment and conference related expenses.
4. For each respondent, provide the audited financial statements (including but not limited to, balance sheet, activities statement and cash flow statement) for the end of each quarter from March 1, 2012 through March 1, 2015.
 - a. If audited financial statements are not available, please explain why audited financial statements are not available and provide a copy of the unaudited financial statements for the requested timeframe.
5. Provide a copy of each respondents' Federal and California filed tax returns and all filed attachments and forms for 2012 through 2015.
6. Provide all supporting documentation relating to each respondents' CASF related expenses from March 1, 2012 through March 1, 2015.
 - a. If no supporting documentation exists, provide a description of the expense including an estimated date of when the expense was incurred and the reason why supporting documentation is not available.
7. Provide all supporting documentation relating to each respondents' revenues (e.g. grants) from March 1, 2012 through March 1, 2015.
8. Provide a copy of the monthly bank statements for each respondents' bank account(s) in existence from March 1, 2012 through March 1, 2015. Please redact all personal identifiable information (e.g. social security number, date of birth).
9. Please identify all facilities including address and the last known point of contact used by each respondent for courses associated with carrying out CASF grant related activities from March 1, 2012 through March 1, 2015.
10. Please identify a list of all courses offered in carrying out CASF grant related activities during the period of March 1, 2012 through March 1, 2015. For each course, include a description of the course, date(s), time(s) and location(s).

11. Identify any and all audits or investigations (formal and informal) by any person, corporation, government agency, local authority, or of the kind, conducted on either respondent covering or relating to the period of March 1, 2012 through March 1, 2015.
 - a. Provide the audit and/or investigative report and all documentation relating to the such audits or investigations.

12. Provide all written and electronic correspondence involving either respondent and/or Korean Churches for Community Development (KCCD) including but not limited to the following:
 - a. Provide all electronic mail and information about electronic mail (including message contents, header information and logs of electronic mail system usage) containing information related to the funds received from the CASF program and NIU's related efforts toward encouraging the deployment of broadband.
 - b. Provide all word processing and file fragments containing information about any of the subjects identified in request 12(a), above.
 - c. Provide copies of all electronic data files and file fragments created or used by electronic spreadsheet programs, where such data files contain information about any of the subjects identified in request 12(a), above.

13. Identify all grants ever granted to either respondent or that respondent received grant money from. For each grant, provide all of the following:
 - a. name of the grantor,
 - b. name of the grantee(s),
 - c. grant amount awarded to respondent,
 - d. grant amount received by respondent,
 - e. time period of the grant, and
 - f. the terms of the grant.

14. Provide a copy of the document authorizing each grant (e.g. grant letter) listed in question 13.

15. Identify all payments each respondent received from KCCD. For each payment, identify the grant source, amount received from the grant corresponding to the payment, and any withholdings from the total payment.

16. Provide a copy of the W-2 for calendars years 2012, 2013, 2014, and 2015 for all employees of respondent to work on CASF related activities from March 1, 2012 through March 1, 2015.
17. Provide a copy of the W-2 for calendars years 2012, 2013, 2014, and 2015 for all officers of Community Union Inc. (e.g. Secretary, Chief Financial Officer) from March 1, 2012 through March 1, 2015.
18. Provide a copy of all Form 1099s for calendars years 2012, 2013, 2014, and 2015 for all agents or contractors of respondent retained to work on CASF related activities during the period of March 1, 2012 through March 1, 2015.

ATTACHMENT 5

SCO WP 4C-1 - Analysis of Labor Costs - NIU

ANALYSIS OF LABOR COSTS - NIU

PURPOSE	To determine reasonability of labor costs claimed by One Million New Internet Users Coalition (NIU).
SOURCE 4C-1-1 p.6 4C-1 p.2	<ul style="list-style-type: none"> • NIU employee Time Sheets “Daily Activities Report” provided by NIU cofounder Larry Ortega • Database Attendance records provided by cofounder Larry Ortega. <p><i>Note: Full version of the database attendance record can be found on SCO G-Drive: G:\SAA\Special Projects\CPUC - California Advanced Services Fund - NIU\NIU - Dropbox Documents</i></p>
SCOPE	<ul style="list-style-type: none"> • Auditors requested records related to labor costs claimed by NIU. • Auditors analyzed database attendance records and found that they contained columns with: attendees’ name, site locations, Instructor’s name, date of attendance and grant (CASF) graduation date.
ANALYSIS	<ul style="list-style-type: none"> • Records were not provided to auditors on our initial request. • Records were made available subsequently (four months later). Records lacked signatures and any evidence of when they were prepared or submitted. • Auditors reviewed student records provided by NIU, we found not all records were provided. • Auditors used records to identify location where classes were held by NIU. Auditors were able to confirm sites through students and instructors’ interviews. • Based on the information provided to auditors, the labor costs related to NIU were unsupported. However, auditors determined that NIU provided CASF services so they should be reimburse for their level of effort. <ul style="list-style-type: none"> ○ Even though not all the records were made available to auditors, auditors were able to conclude that costs were reasonable due to services rendered through interviews with students and instructors. Students were able to verify location, times, teachers, and graduation information. See w/p 4B-1 p.7
CONCLUSION	<p>Auditors request for documents were not provided initially by NIU. This lack of documentation by NIU caused NIU not to comply with the records requirement terms pursuant to the CASF grant agreement.</p> <p>The documents that were provided post field work by NIU, lacked signatures and any evidence of when they were prepared or submitted.</p> <p>It appears that NIU has a significant lack of internal controls. NIU does not appear to have segregation of duties, as it appears the cofounder makes all decisions.</p> <p>See EPS 1 @ W/P 1D-1</p> <p>Although there were significant, internal control weaknesses, due to alternative audit procedures, auditors were able to confirm services were provided, and location where services were provided. Auditors concluded that services at various levels were provided.</p> <p>Although there were a lack of supporting documents to support NIU’s labor costs, the labor costs related to NIU appears to be reasonable because NIU did provide CASF services.</p>

ATTACHMENT 6

Updated Responses to CPED Data Requests

Updated Responses to CPED Data Requests
From Community Union, Inc.
June 26, 2020

#1: Names and locations have been updated to the sheet, see [Quitar 1](#).

#2: The file is mistitled. It does represent contact information for all trainers throughout the entire contract.

#3: Community Union will provide an updated file to CPED by end of day today.

#4: What was provided was in accordance and aligned to the audit period to facilitate cross-checks to amounts in bank statements and stated on reimbursement requests. It was what was requested from the Auditors. That is the extent of the details we have on file at this time. We will continue our search for this information broken down annually, but through various technical breakdowns, hard drive crashing, and files being lost during several moves after the contract period, we are unsure if those files are recoverable.

#5: Fed and CA Tax Returns 2012, 2013 and 2014. Preliminarily, Community Union believes these files may have been lost in a hard-disk crash two years ago. There are backups to these files and so we will commence search for those files and have them readied for delivery within the next 10 business days. The extra time needed is in the event we have to ask the agency itself, for copies.

#6: "supporting documentation relating to respondents' CASF related expenses" means for the purpose of Community Union's response herein **all expenses to which California's One Million NIU Coalition requested reimbursement for from the CD's Office**. To that end, the Quarterly Reimbursement Packages submitted to CD's office for reimbursement contain in its quarterly packages performance indicators updates relating to each of the 7 Activities stated in the Work Plan – that served to document actual work performed, and the consultants invoices – which represents expenses incurred to which was asked for in reimbursement from the CASF. During certain quarters, invoiced Trainer's amounts (expenses) exceeded the allowable maximum quarterly reimbursement amount of \$37,500. In these instances we took the total invoice amount for the quarter and applied a factor that reduced the overall invoiced amounts, making it equal to or less than \$37,500 cap.

Also, in #1 Response above Site Task Manager information was provided in detail relating to the work performed in each of the listed sites stated in the worksheet titled [Site Task Manager for Brian](#). There are 81 tasks Community Union engaged to complete Activities 1 – 7 as outlined in the Work Plan. This document serves to identify consultant's work performed. There are 81 tasks that are executed per site, that account for fulfilling Activities 1 – 7 of the Work Plan. Those tasks are clearly delineated in the sheet titled [Site Task Manager for Brian](#).

All the promotional materials to include videos, PowerPoints, etc., that we put together in an effort to build credibility, build excitement, and engage elected, education and nonprofit leaders to be excited about joining our effort, are listed – in part in [Quitar 1](#). The filming, coordinating, producing, editing, publishing and posting to YouTube, website and social media accounts required nearly 60 – 80 hours of Larry Ortega's time to complete with each video production/publication see the file [Quitar 1](#).

Updated Responses to CPED Data Requests
From Community Union, Inc.
June 26, 2020

#7: Point of clarification, we found that 70% of Other Funding is unambiguously identified with legible readable names. There are approximately 30 entries that have been marked “school district” to which specific deposits can be tied back to work performed at cites noted in responses above. MOU’s may have been lost over the years in moving. We are now attempting to find MOU’s on “school district” cites in the G/L as a matter of bringing greater detail. However, it should be noted that each of the MOU’s through the entire contract were very much like the examples already provided. Number of persons served and the rate to which was billed to the school district were the variables, depending on the negotiated contract. The MOU’s served to meet the 61% obligation to the CASF budget commitment. CASF only covered 39%. It was incumbent on Community Union and the other Consortia members to find and supplement, take care of, the 61% commitment. These MOU’s and Other Funding are representative of meeting our obligations to the contract.

That said, Community Union spent one hour preparing 3 MOU’s (Anaheim City School District MOU’s) for transmission to CPED via Kiteworks. Though we encounter the MOU’s the preparation of scanning, renaming, and preparing for transmission is lengthy. There are ten to twelve pages per MOU, each needs to be renamed after scanning. There are 7 – 9 more MOU’s from 2014 that will be provided by end of day tomorrow, 6/30/2020. We are preparing labeling, and tying the MOU’s to the Quitar 1 sheet.

#8: Community Union provided copies of bank statements 6515 for August 2012 – December 2012, and reminded CPED that Oct2014 – Dec2014 was sent in previous Kiteworks communication.

#9: See Excel spreadsheet Quitar 1

#10: Community Union objects to this request. There are no details in the contract relative to the type or kind of courses to be provided. Curriculum, outcomes, tenants, objectives, iterations (weekly, monthly), on-line/in-class relative to courses are NOT REQUIRED or stated anywhere in the contract and were never part of the approved contract. At no time did Community Union provide any information as to the details of the courses to be provided, and therefore are not obliged because they have no relevance. Community Union under the California’s One Million NIU CASF contract had full discretion as to length, duration, iteration, and outcomes of courses. CPED must provide the cite (page and paragraph) in the contract relating to the details of the courses they seek.

That said, Community Union is providing a list of 142 sites wherein courses were offered in its obligation to satisfy Activity V of the Work Plan. The outcomes achieved, and how the performance indicators were met and surpassed are articulated in the details of the spreadsheet named Quitar 1. Locations and Quarters when California’s One Million NIU requested reimbursement are provided as means to match Reimbursement Request with details provided in Quitar1.

#12: Community Union objects to this request as being too broad, and has no way of sorting, labeling and providing specificity to what each of the emails requested would relate to in this investigation (the OII). We request CPED to be more specific as to what they seek and the timeframe to which they are seeking.

Updated Responses to CPED Data Requests

From Community Union, Inc.

June 26, 2020

Ironically enough, CPED, through Ms. Baldwin, says in so many words “just give me all 1,000 emails,” while at the same time holding to a standard regarding Community Union’s data request of her needing to sort through Communications Division emails prior to making them available to Community Union. This process has failed Ms. Baldwin in that CPED failed to deliver a key email regarding our March 2015 Quarterly Reimbursement package which should have been provided to Community Union but was not.

#13: Community Union objects to this request due to lack of time specificity. In lieu of that, See #7 above.

#14: Same as #13.

#15: The G/L “FULL G_L – FINAL KEY SORT...” in the tab named “Revenue subtotal” clearly identifies KCCD revenues received and the source, when revenue is other than CASF related.

#18: Community Union has been unable to locate these files and believes they may have been lost in a hard drive crash. We will continue to review our records and will advise on or before 7/3/2020.

ATTACHMENT 7

SCO WP 3D-1 - Test of Payroll Expenses

TEST OF PAYROLL EXPENSES

PURPOSE	To verify that the labor costs for the project are accurate, complete, and adequately supported.
SOURCE	<p>3D-2 • Auditor Created Matrix of total of all Cancelled Checks compared to Invoice totals that appear on billings. (Highlights on Matrix are the Trainers who responded to Auditor created letter and questionnaire)</p> <p>3D-3 • Sample of a NIU employee Cancelled Checks</p> <p>3D-4 • Auditor Created Matrix that illustrated Cancelled Check total by Quarter</p>
SCOPE/METHODOLOGY	<ol style="list-style-type: none"> 1. Reviewed all employee invoices to determine that labor costs for the project are accurate, complete and adequately supported. 2. Documented employee cancelled checks. 3. Traced the labor related expense from NIU’s Payment Request to employee’s Cancelled Checks.
ANALYSIS	<p>Auditors noticed that the total amount submitted on the Payment Request did not match the total amount of Cancelled Checks. Total amount of Cancelled Checks is \$431,875 while invoices minus KCCD costs total \$310,050.</p> <p>Most of the cancelled check are for partial payments and do not match the time periods for invoices. There is \$34,630 of cancelled checks for individuals that have no invoice.</p> <p>The fact that Cancelled Checks total \$121,825 over invoices lead the auditor to believe that there is an additional revenue source to the NIU. Mr. Ortega has stated multiple times that the CASF Grant is its sole source of income and main reason for conducting business.</p> <p>With no accounting records or cost allocation plans available for review, auditors are unable to say whether or not payments rendered to individuals were for work that was CASF Grant related.</p> <p>Through 3rd Party Confirmations, we were able to Substantiate costs of 8 Trainers that totaled \$12,371. The respondents are highlighted in the Auditor created matrix @ W/P 3D-2.</p> <p>As an example, Auditors have included a sample of the cancelled checks in the W/P @ 3D-3. The cancelled checks for this individual total \$1,377 3D-4p1 for the time period of Y2Q3. This particular employee’s invoices for Y2Q3 total \$215 3D-4p2.</p> <p>There is a substantial lack of documentation to substantiate amounts paid to individuals and no explanation has been provided for the discrepancies.</p>
CONCLUSION	<p>Auditors tested and determined that \$12,371 of the cost was able to be substantiated, therefore \$341,413 of the \$353,784 is deemed to be an unsubstantiated cost due to lack of source documents and accounting records (AP, AR, Payroll, Cost Allocation, etc.).</p> <p>We recommend that PUC promptly act to resolve and recover unsupported CASF funds disbursed to the NIU. Furthermore if the NIU plans to continue being a Grantee, PUC should require the NIU to establish policies, procedures, and internal control standards. <see EPS 1 @ 1D>.</p>

Korean Churches for Community Development (KCCD)
One Million New Internet Users Coalition (NIU)
California Advanced Services Fund (CASF)
Audit Period: 07/01/2011 to 03/01/2015
SCO ID: S15-SAA-0003

W/P No. : 3D-1 Page: 1
Auditor : _____ Date: _____
Reviewer: _____ Date: _____

ATTACHMENT 8

Y1Q2 Invoice No. 10 for [REDACTED] Gutierrez



INVOICE

Customer

Name Community Union, Inc
 Address 3626 E. 1st Street
 City Los Angeles State CA ZIP 90063
 Phone (323) 526-7331

Misc

Date 6/15/2012
 Order No. _____
 Rep _____
 FOB _____

Qty	Description	Unit Price	TOTAL
24	(CAS/ERUSD) hrs of work for services rendered to Community Union, Inc from 06/01/12 through 06/15/12	\$ 10.00	\$ 240.00
1	Bus Reimbursement incurred on 6/1/12 – 6/1/12	\$ 1.20	\$ 1.20
1	Bus Reimbursement incurred on 6/4/12 – 6/8/12	\$ 6.00	\$ 6.00
1	Bus Reimbursement incurred on 6/11/12 – 6/11/12	\$ 1.20	\$ 1.20

SubTotal	\$ 248.40
Shipping	
TOTAL	\$ 248.40

Payment Select One...

Comments _____
 Name _____
 CC # _____
 Expires _____

Tax Rate(s)

Office Use Only

ATTACHMENT 9

Y1Q2 Invoice No. 10 for  alvan Jr.



Invoice No.

10

INVOICE

Customer

Name Community Union, Inc
 Address 3626 East 1st Street
 City Los Angeles State CA ZIP 90063
 Phone (323) 526-7331

Misc

Date 6/15/2012
 Order No.
 Rep
 FOB

Qty	Description	Unit Price	TOTAL
30.5	(CASF-ERUSD) hours worked for services rendered to Community Union,	\$ 13.50	\$ 411.75
38.5	(CASF) hours worked for services rendered to Commuinty Union, Inc	\$13.50	\$ 519.75
76	76 miles incurred on 6/01/12 through 06/15/12	\$ 0.10	\$ 7.60

SubTotal	\$ 939.10
Shipping	
TOTAL	\$ 939.10

Payment

Select One...

Comments
 Name
 CC #
 Expires

Tax Rate(s)

Office Use Only

ATTACHMENT 10

**Community Union, Inc. Contract Review- A Department of
Public Social Services Community Services Block Grant
Program Provider**



**COUNTY OF LOS ANGELES
DEPARTMENT OF AUDITOR-CONTROLLER**

KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, ROOM 525
LOS ANGELES, CALIFORNIA 90012-3873
PHONE: (213) 974-8301 FAX: (213) 626-5427

WENDY L. WATANABE
AUDITOR-CONTROLLER

MARIA M. OMS
CHIEF DEPUTY

ASST. AUDITOR-CONTROLLERS

ROBERT A. DAVIS
JOHN NAIMO
JUDI E. THOMAS

April 14, 2010

TO: Supervisor Gloria Molina, Chair
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Don Knabe
Supervisor Michael D. Antonovich

FROM: Wendy L. Watanabe
Auditor-Controller

SUBJECT: **COMMUNITY UNION, INC. CONTRACT REVIEW – A DEPARTMENT
OF PUBLIC SOCIAL SERVICES COMMUNITY SERVICES BLOCK
GRANT PROGRAM PROVIDER**

We have completed a fiscal review of Community Union, Inc. (CU or Agency), a Department of Public Social Services (DPSS) Community Services Block Grant (CSBG) Program provider.

Background

DPSS contracted with CU, a private non-profit organization, to provide and operate the CSBG Program. The CSBG Program assists low-income families and individuals to become self-sufficient by providing writing, public speaking, and professional computer application training courses to improve participants' job skills. The County contracted with CU from Fiscal Year (FY) 2004-05 to FY 2007-08 to provide services to eligible participants in the First, Second, and Fifth Districts. On April 1, 2005, responsibility for the CSBG Program transferred from Community and Senior Services to DPSS. Currently, CU does not have any contracts with the County.

DPSS compensated CU on a cost-reimbursement basis and paid CU \$128,770 for FY 2007-08.

Purpose and Methodology

The purpose of our review was to determine whether CU complied with the contract terms and appropriately accounted for and spent CSBG funds in providing the services outlined in their County contract. We also evaluated the adequacy of the Agency's accounting records, internal controls and compliance with federal, State and County guidelines. In addition, we interviewed CU's Executive Director (Director). DPSS requested our review due to significant concerns noted during their close-out monitoring review of CU.

Results of Review

Overall, the areas of non-compliance noted in this review are very significant. CU did not comply with the County contract and lacked sufficient internal controls over basic business processes. In addition, 90% of the expenditures we reviewed were unallowable or unsupported. Specifically, CU:

- Over-billed DPSS for \$40,177 (90%) of the \$44,821 expenditures reviewed including \$13,169 in unallowable subcontractor costs, \$7,724 in unsupported and/or unallowable supply expenses and \$19,284 in unallowable payroll expenses.
- Did not maintain basic cash and revenue handling internal control procedures.
- Did not comply with federal and State tax regulations.
- Did not maintain the required insurance coverage.
- Did not maintain a written Cost Allocation Plan to allocate shared costs.

In light of the findings contained in this report and the County's long-standing policy to conduct business only with responsible contractors, any County departments which may, at some point in the future, receive a proposal, bid or statement of qualifications from this contractor, or from one of its principals, will need to carefully evaluate the potential contractor's responsibility. That evaluation may include, but would not necessarily be limited to, an evaluation of how CU has implemented the recommendations contained in this report.

Details of our review, along with recommendations for corrective action, are attached.

Review of Report

We met with CU and DPSS on November 9, 2009 to discuss our report. CU's Director attended but refused to review and discuss the details of our report. Subsequently, the Agency provided the attached response.

CU's response contained a number of inaccurate comments or comments that did not relate to the findings noted in our report. Specifically, CU indicated that we did not formally notify the Agency of our review until July 2009. Also, CU indicated that we did not visit their office or request documentation to support program expenditures. In addition, CU indicated that we received most of our findings second-hand from DPSS.

In January 2009, we notified CU of our planned review. DPSS also notified CU's Director of the review. However, the CU Director continually delayed the start of our review until July 20, 2009. At our entrance conference with CU and DPSS on July 20, 2009, we requested the Agency provide documentation to support program expenditures. The CU Director indicated the Agency provided DPSS with the required documentation and that CU did not have any additional documentation to provide.

We subsequently performed an independent review using the documentation CU previously provided to DPSS. Throughout the review, we allowed CU numerous opportunities to provide additional documentation or explanations that would resolve the exceptions we noted. However, CU did not provide the required documentation.

DPSS management agreed with our findings and recommendations and noted that CU's non-compliance with the County contract and internal control weaknesses were very serious. DPSS plans to pursue collection on the overbilled amounts. Please call me if you have any questions or your staff may contact Don Chadwick at (213) 253-0301.

WLW:MMO:JET:DC:AA

Attachment

c: William T Fujioka, Chief Executive Officer
Philip L. Browning, Director, Department of Public Social Services
Cynthia D. Banks, Director, Community and Senior Services
Gabriel Chavez, Board President, Community Union, Inc.
Larry Ortega, Executive Director, Community Union, Inc.
Public Information Office
Audit Committee

**COMMUNITY SERVICES BLOCK GRANT PROGRAM
COMMUNITY UNION, INC.
FISCAL YEAR 2007-08**

CASH/REVENUE

Objective

Determine whether cash receipts and revenue are properly recorded in Community Union, Inc.'s (CU or Agency) financial records and deposited timely in their bank account. In addition, determine whether the Agency maintained adequate controls over cash.

Verification

We interviewed the Agency's Executive Director (Director) and reviewed financial records for the months of July and October 2007. We also reviewed the Agency's bank statements for Fiscal Year (FY) 2007-08.

Results

The Agency's cash and revenue handling procedures violate basic internal controls and significantly impact the Agency's ability to prevent and/or detect a misappropriation of Community Services Block Grant (CSBG) Program funds. Specifically, CU did not:

- Adequately monitor their checking account balance. The Agency's bank statements consistently reported negative account balances and CU incurred non-sufficient fund charges and overdraft fees totaling \$1,821 during FY 2007-08.
- Adequately separate cash handling duties. The Director performed all of the cash handling duties (i.e., preparing and signing checks, making deposits, etc.) including preparing and signing checks payable to himself. In addition, all 21 checks reviewed totaling \$500 or more had only one signature. The County contract required two signatures on all checks over \$500.
- Maintain cost centers to track program funding as required by the Auditor-Controller Handbook. CU used only one cost center in their general ledger even though the Agency had multiple funding sources.

Recommendations

Before entering into any new contracts with the County, CU management:

- 1. Develop procedures to monitor checking account balances.**
- 2. Separate cash handling duties.**

3. Establish cost centers to track transactions by contract.

EXPENDITURES/PROCUREMENT

Objective

Determine whether program related expenditures are allowable under the County contract, properly documented and accurately billed.

Verification

We interviewed CU's Director and reviewed financial records and other documentation for non-payroll expenditures totaling \$20,893 billed by the Agency during July 2007 and October 2007.

Results

The Agency's accounting records were substantially incomplete and 100% of the expenditures reviewed were either unallowable or unsupported. Specifically, CU charged the Department of Public Social Services (DPSS):

- \$13,169 for unallowable payments made to subcontractors. CU did not obtain prior written approval from DPSS to use subcontractors as required by the County contract.
- \$4,678 for unsupported supply purchases. The Agency did not provide receipts for \$3,351 in expenses and billed \$673 for expenses related to four cell phones even though the Agency had only one employee. In addition, CU billed \$654 for office supply purchases that appear unreasonable and unnecessary (e.g., \$140 for a Waterman pen) and lacked documentation justifying how the supplies were used for the CSBG Program.
- \$1,803 for unallowable equipment storage costs. CU did not provide documentation to support how the expenses were used within the scope of the CSBG Program. In addition, we question the validity of these expenses since the receipts were hand written for "e-waste computer storage" from a thrift store and CU could not provide documentation of a storage contract with the thrift store.
- \$1,243 for unsupported and unallowable travel costs. The mileage logs CU submitted to document their expenditures were incomplete and did not adequately indicate the purpose of each trip. In addition, the Agency did not have prior approval, as required by the contract, to bill the program for out-of-state conference costs (i.e., airfare, hotel expenses, and conference registration) and CU did not provide justification that these expenses were reasonable and necessary.

Recommendations**CU management:**

4. Repay DPSS \$20,893.
5. Develop procedures to ensure billed expenditures are allowable and supported by detailed documentation before entering into any new contracts with the County.

ADMINISTRATIVE CONTROLS/CONTRACT COMPLIANCE**Objective**

Determine whether CU maintained sufficient internal controls over its business operations. In addition, determine whether the Agency is in compliance with other program and administrative requirements.

Verification

We interviewed CU's Director and reviewed their policy and procedure manuals. We also reviewed CU's compliance with other program and administrative requirements.

Results

CU did not maintain the contractually required insurance coverage (e.g., general, auto, workers' compensation, etc.). The Agency also did not comply with federal and State tax regulations. Specifically, CU did not make any tax deposits or pay federal and State payroll taxes during 2007. CU's Director indicated that he does not know when they last paid their payroll taxes. The Director also indicated that he is the only employee on the Agency's payroll and that the other Agency positions are staffed with subcontractors that do not require payroll tax payments. However, CU did not provide us with any subcontractor agreements or other documentation indicating payroll taxes were not required.

Recommendations**Before entering into any new contracts with the County, CU management:**

6. Maintain the required insurance coverage (e.g., general, auto, workers' compensation, etc.).
7. Comply with federal and State tax regulations and pay all outstanding payroll taxes.

FIXED ASSETS AND EQUIPMENT**Objective**

Determine whether CU's fixed assets and equipment purchases made with CSBG funds are used for the CSBG Program and are safeguarded.

We did not perform test work in this section as CU did not use CSBG funding to purchase fixed assets or equipment.

Recommendation

None.

PAYROLL AND PERSONNEL**Objective**

Determine whether payroll expenditures are appropriately charged to the CSBG Program.

Verification

We traced the payroll expenditures invoiced for CU's only employee totaling \$23,928 for FY 2007-08 to the Agency's payroll records and time reports. We also interviewed the Director.

Results

We reviewed the \$23,928 in payroll costs charged to the CSBG Program during FY 2007-08 and noted CU over-billed DPSS by \$19,284. The CSBG contract only allows CU to charge 5% of the Director's yearly salary (\$92,862) to the CSBG Program. The maximum allowable charge for the Director's salary for FY 2007-08 was \$4,644.

Recommendation

8. CU management repay DPSS \$19,284 (\$23,928 - \$4,644).

COST ALLOCATION PLAN**Objective**

Determine whether CU's Cost Allocation Plan was prepared in compliance with the County contract and that the Agency used the Plan to appropriately allocate shared program costs.

Verification

We reviewed the Cost Allocation Plan and reviewed a sample of expenditures incurred by CU during July 2007 and October 2007 to ensure that the expenditures were properly allocated to the Agency's programs.

Results

CU did not maintain a written Cost Allocation Plan in compliance with the County contract.

Recommendation

9. Before entering into any new contracts with the County, CU management submit a written Cost Allocation Plan for the new contract.



A non-profit corporation
Positively impacting our economy through technology training and redeployment

December 9, 2009

Wendy Watanabe, Auditor-Controller
County of Los Angeles
Department of Auditor-Controller
Countywide Contract Monitoring Division
350 South Figueroa Street, 8th Floor
Los Angeles, CA 90071

RE: Community Union, Inc.'s CSBG Contract County of Los Angeles '07-'08 Review

Dear Wendy:

Please let me begin by stating that I am happy the Auditor-Controller's (AC) Office is now involved in the review and determination of Community Union's activity relative to the CSBG contract with the County of Los Angeles. It has been one long nightmare dealing with the inexperience of DPSS in this matter. We have literally wasted over \$20,000 and countless hours, and trees(over 1300 pages of copied receipts, invoices, timesheets, etc.), in attempting to reconcile our differences with the CSBG contract.

I will start with the 2 biggest glaring discrepancies in the Draft Report I received from the AC's Office, and then proceed to deal with the smaller issues.

1. "Repay DPSS \$20,893"

- a. Community Union (CU) does not agree with this statement, but is not surprised at the findings drafted by the AC's Office. The AC's Office received most of their findings information second-hand from DPSS. Not once did the AC visit our office, interview me personally, or directly ask for backup documentation relative to their investigation. In fact, I was never formally notified the AC's Office would be engaged in this matter, until our first meeting on July 20, 2009, literally 10 months after DPSS initiated their investigation. So it is very easy for me to understand how some of the conclusions could have been drawn, since the AC's Office did not have the benefit of all the information.
- b. On the issue of subcontractor or employee: we are extremely delighted the AC found no discrepancy with the time charged to the CSBG contract and that they concur that all time was appropriately charged toward the CSBG contract. I think the sticky-point is semantics, and that is whether the folks that were on the job for CU, working to help low-income families under the CSBG contract, were subcontractors or employees. We have sought legal counsel on this matter and have concluded that it is definitely a gray area, or at least was a gray area at the time we were engaged in the CSBG contract (2000-2008). Today it is more clear, during the audit period it was not. So for the purposes of this response we will call these folks working under CSBG contract, employees. This effectively eliminates \$13,169 of the repay claim.
- c. On the issue of unsupported supply purchases: CU provides computer training services to low-income families in a structured environment using instructors and CU manuals. During the audit period, CU served more than (graduated individuals from this structured program) 450 persons. Per the contract CU is allowed a charge of \$189 per set of manuals given to the students. This charge represents the intellectual property value of the manuals, and is somewhat obscure in the contract, and probably not handled in the best way, as it is charged as a supply which when one thinks of supplies they think pencils, papers, copies. It is clear the AC's Office was not privy to this fact. This charge is contractually allowable and is covered by both the CSBG contract and our in-kind contribution commitment. We have preferred to put the majority of our in-kind contribution toward the CU manuals rather than the receipts for pencils, papers, copies. So as a matter of practice we would take the traditional supplies receipts and allowed the balance of what was left to go to the CU manuals charge. When doing the math on the CU manuals you can see that it is

- quite a significant cost being covered mostly by CU's in-kind contribution commitment. This effectively eliminates the \$4,678 repay claim.
- d. On the issue of storage costs: We provide a training program called the Technology Redeployment Program, please click on this link to understand the breadth of this program: [CU's TRP from East L.A. Community Technology Center](#). Students in a training environment refurbish computers that they take home after completing their training. Surplus computers refurbished are given away at our annual holiday computer giveaway. Last time we did the giveaway in East L.A. there were over 200 families that showed for the holiday drawing. Bargain Town Thrift Stores is located in West Covina/LaPuente area. They have a fleet of trucks and storage area that they pickup computers from households all over the Southland, and store them for us at their location in West Covina. Approximately 50% of the equipment donated is unusable, un-refurbishable if you will. There is a cost that is associated with disposing electronic equipment, particular those that are considered hazardous waste which some older type monitors are considered to be hazardous waste. It was, at the time we used Bargain Town to store and dispose of computers, an industry standard for e-waste storage and disposal to be a cash business. Depending on the number of computers stored and the amount of e-waste generated, Bargain Town would charge us a nominal fee compared to their overall e-waste disposal cost. That fee we paid using the "rent equipment" line item in the CSBG budget. This may have not been the best way to categorically account for this cost but it worked for us for 8 years, and for at least 7 of those years worked for the CSBG contract monitors, auditors, etc. To reiterate, we giveaway 100's of computers every year to low-income families in the County of Los Angeles Supervisorial Districts served by the CSBG contract. AC's Office acknowledges they have the receipts and concur the amount of receipts equal that of what was charged to the contract. We are hopeful this articulates well the relationship with storage costs at Bargain Town and how it ties to the CSBG contract. This effectively eliminates \$1,803 of the repay claim.
- e. On the issue of travel costs: CU is not surprised if the AC's Office is unable to reconcile the receipts submitted in support of travel expenses billed to the CSBG contract, as that information was submitted to the AC second-hand, through DPSS. However, CU travel expenses for the CSBG contract included an NCLR conference. NCLR (National Council of La Raza) is the most influential Latino organization in the country. They have a wealth of resources at their disposal for low-income communities, particularly the Latino community. As leaders in the community, as teachers in the community that we serve under the CSBG contract, it is absolutely imperative we attend one of these conferences on occasion. This particular conference was leading up to a Presidential election race and it was imperative to understand the tools proposed and the tools existing relative to serving the low-income communities. This was no obscure event. A must show for any leader working in the Latino community. The contract provides that CU can travel, receipts for the same have been submitted in October-07 for the amount of \$703.68, and in July-07 for the amount of \$1,224.20. In reconciling the AC's Office findings we found that we actually under-billed the CSBG contract in each of those months. It is unclear to us what the AC's Office means by incomplete or the inadequacy of a stated purpose for the trip. However, we will assume the AC's Office is unaware that we run 6 Community Technology Training Centers under the CSBG contract. These centers are located in East L.A., South L.A., Los Nietos (Whittier), and Duarte. Our trainers and I are required to visit the centers regularly, move equipment, supplies, meet for strategy meetings, community meetings, formal City Council and School Board meetings, open houses for community based organizations, etc. There is much travel our staff is required to do as a matter of promoting the training we offer, as a matter of supporting our allies in the community who work tirelessly to improve the quality of life for the community they serve. The purpose of each trip ultimately is to promote and stay engaged in the community as to best serve the community in the work we do relative to technology training. Our courses are beyond keyboarding, but rather CU courses represent the tool to which community can become civically engaged, and identify both economic and educational resources available to them in their communities. This is not accomplishable without being actively engaged in the community ourselves. This effectively eliminates \$1,243 of the repay claim.

"Repay DPSS \$19,284"

- a. We are happy the AC's Office concurs with us that the hours spent under the CSBG contract are valid hours chargeable to the CSBG contract, and understand it is unlikely the AC's Office would comprehend our operation since they never interviewed the Executive Director or his staff. As such, we submit the following:
-

- i. CU has met or exceeded the contract requirements, which is measured by the number of persons served, in each year they have contracted with the County of Los Angeles under CSBG, training thousands of low-income community members,
- ii. CU has graduated in excess of 17,000 students from their structured computer training programs and given away over 2000 free computers,
- iii. Basic training in computers for one day of class, cost in excess of \$1,100 per day if this service is provided by a professional training company, and the professional training company, unlike CU training, cannot provide training in the language needed to be effective,
- iv. CU provides a comprehensive practical application computer training program that trains community members on computers for **10 weeks** and for about \$19,000 less when compared to a professional training company,
- v. The reason CU is able to provide such an excellent service at such nominal cost is because our team wears many hats in providing the service to the community. We are a small operation comparatively speaking, that plays a very big role in leading our community to academic and economic success. So yes, the Executive Director will play many roles, and many times will not be compensated accordingly at a wage deserving of the skills he brings to the program, but nonetheless will perform the task. CU understands the AC's Office to have found CU to have charged the correct payroll amount to the CSBG contract per the amounts stated in the contract and finds no discrepancy with that, but were unaware of the many hats the individuals wore under the CSBG contract. The AC is more accurate to state that Larry Ortega, not the Executive Director, was paid \$23,928. We had many staff changes during the course of the contract, which also added to the roles each of us played, but we never overbilled the CSBG contract relative to payroll as the AC Office concurs. In other words, the overall payroll amount charged to the CSBG contract was correct, it was just the distribution of where those payroll dollars went that differed slightly from the percentages indicated on the contract, because of the many hats we wear in the program. This effectively eliminates \$19,284 of the repay claim.

I am certain that many of these discrepancies noted on the AC's draft report could have been eliminated had we met under the standard protocol of an audit, however with DPSS' attempt to reconcile and then bring your office in after the fact seemed to taint the process and did not allow for a clean exchange of information.

Relative to the other findings on Cost Allocation Plan and Administrative Controls, we have submitted our Accounting Procedure handbook and a copy of our Payroll / Subcontracting policy to DPSS at the July-07 meeting, and are happy to copy the AC's Office on the same. We were by far from being perfect in terms of how we managed the unique challenges of the very specific service we provide, but at no time were funds misappropriated, mismanaged, at no time did billings represent costs incurred from an effort outside the CSBG contract, and at no time were we attempting to be non-transparent. We have had an excellent relationship with our CSBG contract monitors first under CSS and then under DPSS, and have been completely forthcoming to these contract monitors in all of our activities relative to delivering the service as contracted. We have had an excellent relationship with County of Los Angeles deputies from all 3 of the Supervisor's Office. We have received a number of accolades from these same offices for the work we have done over the last 8 years under the CSBG contract, there have been minimal complaints relative to the service we provide to the community and we have always exceeded the expectations of the contract. We know there may be some outstanding receipts not accounted for by the AC's Office but we are looking to help the AC's Office close this matter and are happy to get them any additional information they ask for.

Sincerely,



Larry A. Ortega
President/CEO

ATTACHMENT 11

NIU's lodging invoices and google maps

Name & Address

ORTEGA LARRY

Room 1109/NK1
Arrival Date 6/15/2013 4:38:00A
Departure Date 6/16/2013

Adult/Child 1/0
Room Rate 169.00

RATE PLAN LV7
HH#
AL:
CAR:

CONFIRMATION NUMBER : 84632550

6/15/2013 PAGE 1

Folio
Early Interview Group of Potential Trainers
Lobby

DATE	REFERENCE	DESCRIPTION	AMOUNT
6/15/2013	388550	GUEST ROOM - FOR 06/14/13	\$169.00
6/15/2013	388550	RM - OCCUP TAX	\$23.66
6/15/2013	388550	RM - CA TOURISM TAX	\$0.11
6/15/2013	388550	RM - CA CITY ASSESSMENT	\$2.54
6/15/2013	388551	CASH	(\$200.00)
		** BALANCE **	(\$4.69)
EXPENSE REPORT SUMMARY			
	13 00:00:00	STAY TOTAL	
ROOM & TAX		\$195.31	\$195.31
DAILY TOTAL		\$195.31	\$195.31

HILTON HHONORS

WALDORF ASTORIA

CONRAD

Hilton

DOUBLE TREE

EMBASSY SUITES

Hilton Garden Inn

Hampton

HOMWOOD SUITES

HOME2

Hilton Grand Vacations

ACCOUNT NO.

CARD MEMBER NAME

ESTABLISHMENT NO. & LOCATION ESTABLISHMENT AGREES TO TRANSMIT TO CARD HOLDER FOR PAYMENT

CARD MEMBER'S SIGNATURE
X

DATE OF CHARGE FOLIO NO. [REDACTED] A

AUTHORIZATION INITIAL

PURCHASES & SERVICES

TAXES

TIPS & MISC.

TOTAL AMOUNT -200.00

MERCHANDISE AND/OR SERVICES PURCHASED ON THIS CARD SHALL NOT BE RESOLD OR RETURNED FOR A CASH REFUND.

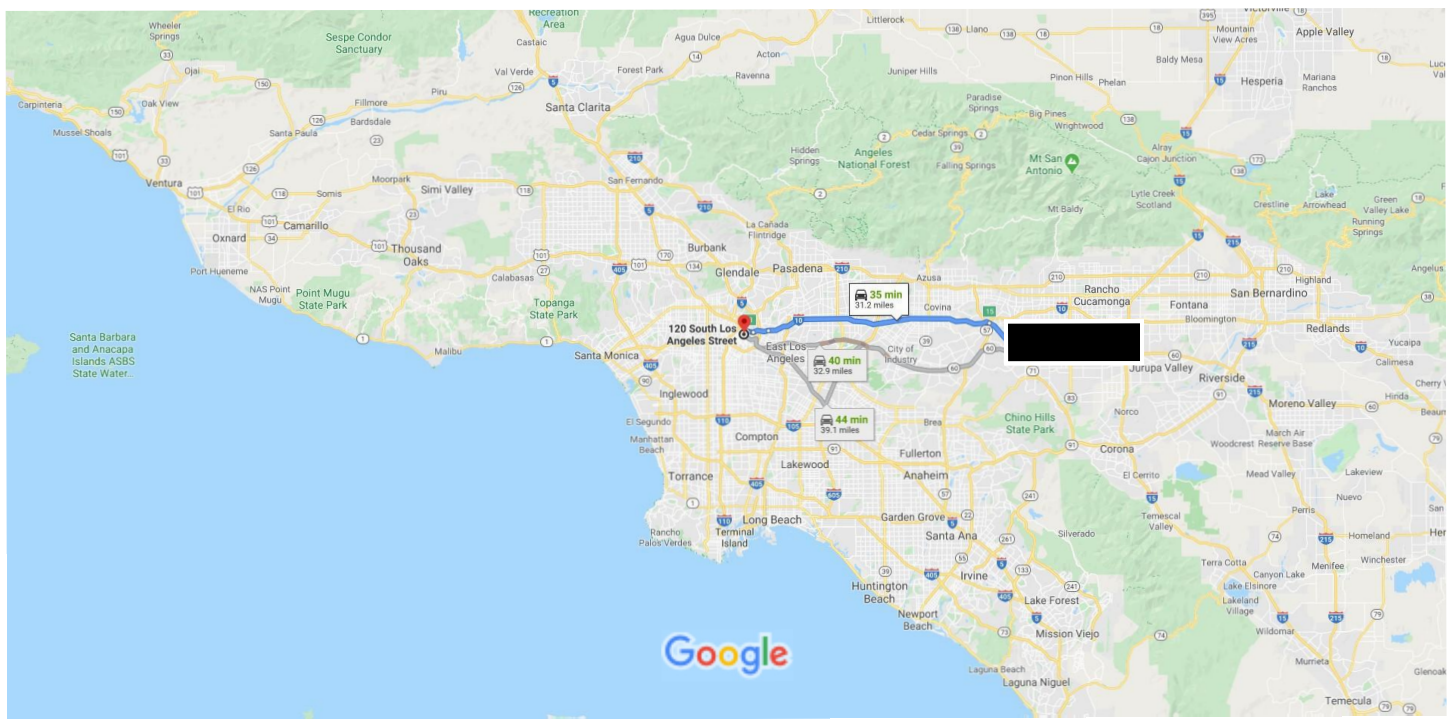
PAYMENT DUE UPON RECEIPT



Los Angeles St

to 120 S

Drive 31.2 miles, 35 min



Map data ©2020 Google 5 mi

via I-10 W 35 min
Fastest route, the usual traffic 31.2 miles

via CA-60 W 40 min
32.9 miles

via CA-60 W and I-5 N 44 min
39.1 miles

Explore 120 S Los Angeles St

- Groceries Hotels Gas stations Parking Lots More



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Name & Address

ORTEGA, LARRY
XXX
XXXX, CA, XXXXX
UNITED STATES OF AMERICA

Suite 407/NKSGA
Arrival Date 12/20/2014 3:42:00 PM
Departure/Date 12/21/2014
Adult/Child 2/0
Suite Rate 124.00
Rate Plan: LV8
HH #
AL:
Car:

@Lobby

Folio

Confirmation Number: 86602406

12/20/2014

Late Interview group
of Trainers and Following AM

H HONORS
HILTON WORLDWIDE

DATE	REFERENCE	DESCRIPTION	AMOUNT
12/20/2014	4346218	TUT'S-RM CHARGE	\$27.76
12/20/2014	4346360	GUEST ROOM	\$124.00
12/20/2014	4346360	ROOM TAX AND ASSESSMENT	\$12.49
		WILL BE SETTLED TO MC*5992	\$164.25
		EFFECTIVE BALANCE OF	\$0.00



ACCOUNT NO.

CARD MEMBER NAME

ESTABLISHMENT NO. & LOCATION ESTABLISHMENT ADDRESS TO TRANSMIT TO CARD HOLDER FOR PAYMENT

CARD MEMBER'S SIGNATURE
X

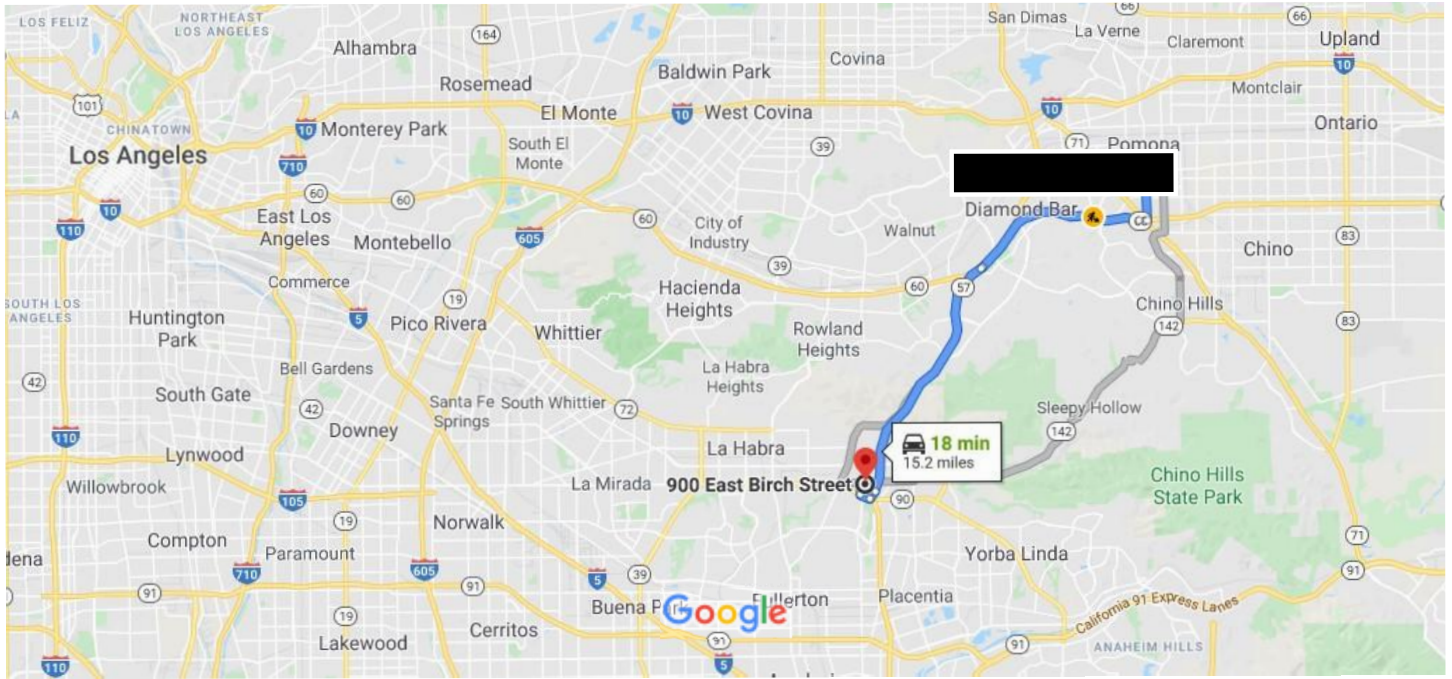
DATE OF CHARGE	FOLIO NO /CHECK NO
AUTHORIZATION	INITIAL
PURCHASES & SERVICES	
TAXES	
TIPS & MISC.	
TOTAL AMOUNT	

MERCHANDISE AND/OR SERVICES PURCHASED ON THIS CARD SHALL NOT BE RESOLD OR RETURNED FOR A CASH REFUND.

PAYMENT DUE UPON RECEIPT



o 900 East Drive 15.2 miles, 18 min
Birch Street, Brea, CA



Map data ©2020 Google 2 mi

via CA-60 W and CA-57 S **18 min**
Fastest route, the usual traffic 15.2 miles

via CA-60 W **21 min**
15.4 miles

via CA-142 W/Carbon Canyon Rd **29 min**
16.6 miles

Explore 900 E Birch St

- Groceries
- Hotels
- Gas stations
- Parking Lots
- More

ATTACHMENT 12

Y1Q2 CD Payment Letter dated 9/28/2012

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



September 28, 2012

Hyepin Im
Korean Churches for Community Development
California's 1 Million NIU Broadband Consortium
3550 Wilshire Blvd, Ste 736
Los Angeles, CA 90010

Subject: *Payment of \$38,176.93 for California's 1 Million NIU Broadband Consortium*

Dear Ms. Im:

Pursuant to California Advanced Services Fund Rural and Urban Regional Broadband Consortia Account Resolution T-17355 and your payment request for 2nd quarter June-August 2012, we have requested Administrative Services to pay Korean Churches for Community Development the amount of \$38,176.93 for the following:

Consortia Period	Claim Amount	Disallowed	Approved Amount	Authorized Payment
June-August 2012	\$38,176.93	-	\$38,176.93	\$38,176.93
TOTAL				\$38,176.93

Be advised that all payments are subject to audit and other verification for compliance with Commission orders and directives. If, at a later date, portions of the payment are found to be out of compliance, Communications Division will inform you, by letter, of the status of any adjustments. If this happens, Korean Churches for Community Development will be responsible for refunding the disallowed amount along with appropriate interest at rates determined in accordance with applicable Commission decisions.

If you have any questions regarding this letter, you may call Angel AhSam at (415) 703-5482.

Robert Wullenjohn, Program Manager
Broadband Programs and Policy Branch
Communications Division

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



September 28, 2012

Beverly Sligh, Fiscal Manager
Administrative Services
California Public Utilities Commission
505 Van Ness Avenue, 2nd Floor
San Francisco, CA 94102

Re: 3141 – California Advanced Services Fund

By Resolution T-17355 approving CASF Consortia funding for California's One Million NIU Broadband Consortia under the fiscal agent Korean Churches for Community Development, please process payment for the attached voucher as summarized below.

Voucher	Amount	Resolution	Year
PPB-CASF-12-09-006	\$38,176.93	T-17355	2011-12

If you have any questions, please contact Angel AhSam at 415-703-5482.

A handwritten signature in blue ink that reads "Rob Wullenjohn".

Rob Wullenjohn, Program Manager
Communications Division
Broadband, Policy, and Analysis Branch

CALIFORNIA PUBLIC UTILITIES COMMISSION (Index # 0333)

Voucher: PPB- CASF - 12 - 09 - 006

(Rev. Aug 03)

Vendor ID	Vendor Name	<u>Invoice # / Claim Period</u>	Amount	Disallowed	Recommended	PCA	Object Code	Payment Amount
A-00651-D1 TD	Korean Churches for Community Development (Calif 1 Million NIU Consortium)	June-Aug 2012	\$38,176.93	-	\$0.00	15721	570.01	\$38,176.93
				-				
Total:					\$38,176.93	FY: 11-12		\$38,176.93
Submitted by: Angel AhSam <i>Angel Ah Sam</i>						Approved by: Zenaida Tapawan-Conway <i>Zenaida Tapawan Conway</i>		
Date: <i>9/27/2012</i>						Date: <i>9/27/12</i>		

CASF Consortia
 Calif One Million NIU
 2nd Quarter: June-August 2012

Personnel Comp

<u>Liaison</u>	<u>Expense</u>	<u>NIU Trainers</u>	<u>Expense</u>	<u>Lead Trainers</u>	<u>Expense</u>	<u>Office Supplies</u>	<u>Expense</u>
A. Ortega	\$ 1,056.77	A. Gutierrez	\$ 240.00	F. Galvan	\$ 411.75	Staples	\$ 155.48
	\$ 1,071.55		\$ 20.00		\$ 519.75	USPS	\$ 108.00
	\$ 509.91	A. Ortiz	\$ 190.00		\$ 897.75	99 cent store	\$ 27.44
	\$ 1,053.08		\$ 140.00		\$ 567.00	Dollar Store	\$ 34.71
	\$ 598.59	J. Sanchez	\$ 130.00		\$ 310.50	Trophies	\$ 217.50
	\$ 905.28		\$ 140.00		\$ 438.75	Super/cake	\$ 24.50
	\$ 1,029.00	M. Perucho	\$ 320.00		\$ 283.50	Super/water	\$ 14.80
	\$ 1,134.00		\$ 315.00	N. Rivas	\$ 1,020.00	Ralphs/deli	\$ 91.08
	\$ 539.00	A. Orozco	\$ 220.00		\$ 943.50	FedEx	\$ 298.79
	\$ 455.00		\$ 20.00		\$ 748.00	Staples	\$ 131.22
	\$ 875.00	C. Bien	\$ 60.00		\$ 850.00	food	\$ 405.00
	\$ 819.00		\$ 115.00		\$ 1,020.00	Ralphs	\$ 19.52
Total	\$ 10,046.18	D. Farias	\$ 675.00		\$ 1,020.00	AV Rental/chairs	\$ 283.00
			\$ 555.00	Total	\$ 9,030.50		\$ 40.00
			\$ 240.00				\$ 6.00
		E. Matamoros	\$ 330.00				\$ 19.50
			\$ 590.00			Constant Contact	\$ 55.00
			\$ 300.00			Constant Contact	\$ 55.00
			\$ 455.00			Staples	\$ 108.72
			\$ 420.00			Total	\$ 2,095.26
			\$ 370.00				
		M. Pineda	\$ 120.00				
			\$ 195.00				
		Total	\$ 6,160.00				

12-09-006

**California's One Million NIU (New Internet Users)
Payment Request
Budget Year: 2012 QTR: 2**

Line Item #	Description	2nd Qtrly Payment #	Invoice or Receipt #	Invoice or Receipt Date (mm/dd/yyyy)	Supporting Document	Activity I	Activity II	Activity III	Activity IV	Activity V	Activity VI	Activity VII	TOTAL AMOUNT
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Personnel Compensation													
1	NIU Coalition Member	\$ 9,945.00	Varies	Varies	X	\$ 8,950.50	\$ 994.50	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 9,945.00
2	NIU Liason	\$ 10,946.18	Varies	Varies	X	\$ 4,378.47	\$ 4,378.48	\$ 2,189.23	\$ -	\$ -	\$ -	\$ -	\$ 10,946.18
3	NIU Trainers	\$ 6,160.00	Varies	Varies	X	\$ -	\$ -	\$ -	\$ -	\$ 5,544.00	\$ 616.00	\$ -	\$ 6,160.00
4	Lead Trainer	\$ 9,030.50	Varies	Varies	X	\$ -	\$ -	\$ -	\$ -	\$ 8,127.45	\$ 903.05	\$ -	\$ 9,030.50
	subtotal	\$ 36,081.68				\$13,328.97	\$5,372.98	\$2,189.23	\$0.00	\$13,671.45	\$1,519.05	\$0.00	\$ 36,081.68

Office Supplies/Printing													
5	Supplies	\$2,095.26	Varies	Varies	X	\$1,526.41	\$0.00	\$0.00	\$0.00	\$284.42	\$284.42	\$0.00	\$2,095.25
	subtotal	\$ 2,095.26				\$1,526.41	\$0.00	\$0.00	\$0.00	\$284.42	\$284.42	\$0.00	\$2,095.25

GRAND TOTALS	\$38,176.93					\$14,855.38	\$5,372.98	\$2,189.23	\$0.00	\$13,955.87	\$1,803.47	\$0.00	\$38,176.93
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\$2095.26 ✓
26 ✓

9/27/2012
aa

Total to pay
\$38,176.93