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February 28, 2024

**VIA ELECTRONIC AND US MAIL**

[REDACTED]

Amanda Fleming

[REDACTED]

Re: Vacated Seat

Dear Amanda Fleming:

It has come to my attention that your current place of residence is not within City Limits of the City of Firebaugh as is required under the California Government Code. Under Cal. Gov. Code §36502(a) "if during his or her term of office, [City Clerk] moves his or her place of residence outside the city limits or ceases to be an elector of the city, his or her office shall immediately become vacant."

The Address you have on file as the City Clerk of the City of Firebaugh is 1201 O Street Firebaugh, CA, 93622. Over the past two months, several Firebaugh police officers have documented their observations relating to whether anyone lives at 1201 O Street Firebaugh CA, 93622. It should be noted that this is the listed address for the business by the name of AG & Industrial Supply.

One officer indicated that during their regular graveyard shifts they pass this address between five and ten times throughout the night and have never seen any activity inside the building. The officer has not seen anyone staying or living at that address nor have they seen any vehicle parked in front of the building after business hours. They note that a constant dim light can be seen coming from inside, yet no other activity has been observed.

A second officer indicates that the address is a business location and remains closed with metal bars along with locks and chains securing the premises after business hours. This officer has never seen you at that address after business hours nor have they seen any operable vehicles inside the gated area of business after hours. This officer has driven by 1201 O Street Firebaugh CA, 93622 four to five times per night and in the early morning hours over the last two months.

A third officer indicated that their regular shift for the last two months has been from 4pm to 2am. This officer drove by 1201 O Street Firebaugh CA, 93622 four to five times per shift, every shift. The officer indicated that they have observed a single dim light coming from inside



Amanda Fleming  
February 28, 2024  
Page 2

the building that is always on, with no other activity. They believe this dim light is there for building security purposes. This officer has never observed you in or around the building after business hours nor have they noticed anyone inside the building afterhours. Additionally, this officer indicated that they have not seen any vehicle parked in front of the building in the evening or late hours, other than when there are church services held nearby, after which those vehicles leave.

Based on information provided and supported by Firebaugh Police Department, it has been determined that you do not currently reside at 1201 O Street Firebaugh, CA 93622. In addition to information provided above, public documents indicate that you have a listed current home address of [REDACTED], which is outside of the city limits of the City of Firebaugh. As such, your position of City Clerk is considered Vacated as of the date of this letter, as proscribed by Government Code §36502(a).

I am aware of a pending criminal case in Fresno County related to your residence at the time of your election as City Clerk. However, this determination is unrelated to that case as that case deals with your residence at the time of election, while this letter relates only to your **current** residential address.

If you choose to attend the City Council meetings, you may do so as a member of public, but you will not be permitted to sit at the dais as City Clerk. If you have any questions, you may reach me at my office number listed above.

If you have any information to rebut these findings, you may provide that to me via mail or email.

Thank you,

Sincerely,

GRISWOLD, LaSALLE, COBB,  
DOWD & GIN, LLP

By:   
CHRISTINA G. DI FILIPPO

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