

Fellow Tax Payer:

This form is to apply for a refund of the special excise taxes paid starting in 1989/90 because the law that placed that burden on our backs was and is illegal. In the same year that this tax was voted upon a similar tax was voted upon in Oakland. The Oakland tax was challenged and declared unconstitutional. We were asleep at the switch and did not challenge it. Well it now appears that we can get our money back if we act in the month of December. In any case an attorney who was involved with the defeat of the Oakland tax says so. That attorney also suggests that he might take it to court and that we will have to pay him only if he wins and we get our money back. Then I suppose he will want a percentage of what we get back.

It seems that only if we apply do we have a chance of getting our money back. On the other hand it is possible that if the law is defeated every one who paid the tax will get his money back. We are not sure what will happen, but we do know that if we do not apply in this month of December 1993 there is no chance that we can challenge that law which has imposed this illegal tax upon us. Remember we just defeated the renewal of this tax, which was to apply for the next 5 years. Let us act together to have our cause heard.

We need to look at our tax bill and send in the following request. It should be easy since the amount of tax we pay is the same every year and it is listed separately on our tax bill. Don't forget to include your property tax Parcel number which is also on your tax bill. The whole amount applies to years 89 to 92. For this year (93) you may have only paid the first half.

Cut the application off of this sheet and either send it to the City or better yet take it to City Hall and ask for a receipt.

Cut Here=====Cut Here

City of East Palo Alto, 2415 University Ave. East Palo Alto, CA94303
REQUEST FOR REFUND OF GENERAL EXCISE TAX ESTABLISHED BY ORDINANCE 104

To: Honorable East Palo Alto City Council persons:

I, the undersigned owner and taxpayers of real property parcels cited below, having paid for the periods indicated the General Excise (Parcel) Tax amounts indicated, do herewith request a refund of those amounts on the grounds that said tax is illegal in that it was not passed by a sufficient proportion of the voting electorate to avoid being in violation of California Constitution Article XIII A. Please send the refund to the undersigned at the address below.

| Parcel _____ | Parcel _____ | Parcel _____ |
|-----------------|--------------|--------------|
| 989-90 \$ _____ | \$ _____ | \$ _____ |
| 990-91 \$ _____ | \$ _____ | \$ _____ |
| 991-92 \$ _____ | \$ _____ | \$ _____ |
| 992-93 \$ _____ | \$ _____ | \$ _____ |
| 993-94 \$ _____ | \$ _____ | \$ _____ |

Name _____ Taxpayer _____
Address _____ City _____ Zip _____