

Audit Shows CJUSD Lunch Program Misspent Or Overpaid \$730,000

Irregularities in the administration and operation of and accounting for the Colton Joint Unified School District's student lunch program involved the apparent distribution of kickbacks, non-competitive bidding for products and the diversion of program income to other district accounts, according to

a filed complaint, many of the specifics of which were confirmed by an audit and report carried out by the California Department of Education.

A confidential complaint to the Department of Education was filed in October 2012, triggering a state examination and audit of the district.

That complaint al-

leged that district officials had been provided with gifts from food service vendors. The state audit confirmed that district employees had indeed come in for largesse put up by more than one of the companies providing supplies to the district's cafeterias.

Moreover, the audit uncovered multiple in-

stances of proceeds from the school lunch program being utilized to fund other elements of the district's operations.

Six months after the complaint came in, the state's investigation was in full swing. Auditors and investigators learned:

* Partially because of a lack of com-

petitive bidding and oversight, the district paid up to 43 percent more for produce than the previously agreed upon price from at least one vendor.

* The district overpaid \$117,000 on the purchase of produce in the 2009-10 school year alone.

* C u s t o -
See P 10

Hagman Makes Contrast With Negrete-McLeod In Board Run



Curt Hagman

Assemblyman Curt Hagman this week told the *Sentinel* he is seeking election to the San Bernardino County Board of Supervisors because he believes his philosophy of governance is best suited to rejuvenate the local economy compared to the approach advocated by his primary opponent in the race.

Four candidates will appear on the ballot in the race for Fourth District County Supervisor - Congresswoman Gloria Negrete-McLeod, Ontario City Councilman Paul Vincent Avila, Chino Unified School District Board Member James Na and Hagman. Hagman and Na are Republicans. Negrete-McLeod and Avila are Democrats. Though Na qualified his candidacy, he has since decided to withdraw from the race. By law, however, his name must appear on the ballot.

Voter registration in the Fourth District favors the Democrats. 64,985 of the district's 158,046 voters, or 41.1 percent are registered Democrats. 51,176, or 32.4 percent are Republicans. Because she is so well financed, Negrete-McLeod is considered Hagman's primary opponent.

Despite the demographic disadvantage he faces, Hagman believes he can make inroads with the Fourth See P 3

Prosecutors Call Motions To Dismiss Colonies Case Disingenuous And Frivolous

In responses filed in San Bernardino Superior Court March 28 and unsealed on April 4, prosecutors reject the contention of indicted Rancho Cucamonga developer Jeff Burum's attorney that alleged prosecutorial misconduct, the withholding of evidence, the misstatement of facts in the indictment and failure to obtain the indict-



Jeff Burum

ment in a timely manner require that the criminal

charges Burum faces must be dismissed.

In May 2011, Burum, one of the two managing directors of the Colonies Partners, was indicted along with former San Bernardino County sheriff's deputies' union president Jim Erwin, former county supervisor Paul Biane and Mark Kirk, who was the chief

of staff to count supervisor Gary Ovitt. According to that indictment, the four were involved in a conspiracy entailing the provision of bribes and an extortion scheme relating to the November 2006 settlement of a lawsuit brought against the county and its flood control division by the Colonies Partners over

drainage issues at that company's Colonies at San Antonio and Colonies Crossroads residential and commercial subdivisions in northeast Upland.

That indictment superseded a February 2010 indictment that had named Erwin and former supervisors Bill Postmus. Postmus See P 2

Lee Insists She Is Grass Roots Candidate In 8th District Race



Odessia Lee

Odessia Lee said her candidacy for Congress in the 8th Congressional District is a campaign for social change and the re-

jection of the status quo.

"I feel there is a need for change," she said. "We need a level playing field. We need improvement in education. Our schools are doing better, but things need to be done differently and we need an emphasis on different types of education. We need to have more vocational emphasis in our junior colleges. Everybody is not geared for attending a See P 6

Needles, SBC's Smallest City, To See Its Only Grocery Store Close Next Month

NEEDLES—In an unmistakable signal of the further deterioration of the economy in San Bernardino County's smallest city, Bashas' Grocery Store will close on May 9.

The only supermarket in 4,700 population Needles, Bashas' employs 43 full and part time workers.

For several years, the city had provided a subsidy to Bashas' to keep it from leaving. That sub-

sidy, which consisted of payments of \$150,000 annually in both 2010-11 and 2011-12 and \$200,000 in 2012-13 and 2013-14, was set to expire in June.

Another factor driving the closure was the expiration of the Bashas' lease with Reliable Properties. There appears to be no immediate prospect that the property, located at 1010 East Broadway, will be occupied by another tenant.

City officials, including city manager Rick Daniels and the economic development consultant Daniels had prevailed upon the city council to hire last year, Michael Bracken, had been dialoguing with both Reliable Properties and Bashas' owner, Eddie Basha III. Those talks did not bear fruit, however.

Needles, located in the far northeast end of San Ber-See P 12

Death Claims Two Former Fontana PD Chiefs In Less Than One Week

Fontana's second and third police chiefs, Joseph Uhalley and Ben Abernathy, died five days apart, on March 23 and March 28.

A native of Akron, Ohio, Joe Uhalley was born in 1934, the son of Julia and Stephen Uhalley. The Uhalleys moved to Fontana in 1946. Joe Uhalley remained a resident of Fontana for 67 years. Uhalley was



Joe Uhalley

sworn in as an officer with Fontana PD in 1957. He was a 13-year veter-

an with the department when he was named police chief in 1970. He served in that capacity until 1981.

Frank Scialdone, who was later Fontana police chief as well as Fontana mayor, remembered Uhalley as unflappable and dedicated.

"I knew of Joe even before I was on the police force," Scialdone said. "He was relatively



Ben Abernathy

young for a police chief. I followed his accomplishments while I was in col-

lege and when I decided I wanted to move forward with a career in law enforcement, he hired me in 1973. He promoted me to detective and then later to sergeant. Joe was always looking forward. He wanted to upgrade the department from a technology standpoint and he went out and hustled grants from wherever he could. We did not have some See P 7

Colonies Case Dismissal Motions Frivolous, Prosecutors Say *from front page*

in March 2011 pleaded guilty to the charges in the earlier indictment and then turned state's evidence, serving as the star witness before the grand jury that indicted Burum, Erwin, and Kirk. Postmus had joined with Biane and Kirk's boss, Fourth District County Supervisor Gary Ovitt, in approving the November 2006 \$102 million settlement of the lawsuit brought by the Colonies.

According to prosecutors, Burum and Erwin, with the assistance of public relations consultant Patrick O'Reilly, had extorted Postmus and Biane by threatening to print and send out prepared mailers which exposed Postmus, who was then the chairman of the board of supervisors and the chairman of the San Bernardino County Republican Central Com-

mittee, as a drug addicted homosexual, and Biane, the vice chairman of the board of supervisors and the vice chair of the Republican Central Committee, as insolvent and on the brink of bankruptcy. Those mailers ultimately were never sent out to voters. Instead, after Postmus, Biane and Ovitt approved the settlement, Burum and his company made four \$100,000 donations to political action committees controlled by Postmus, Biane, Kirk and Erwin. Kirk was paid, prosecutors allege, for convincing Ovitt to support the settlement.

The case at every turn has proven quite contentious, with several demurrers challenging the sufficiency of the charges filed with the trial court having been granted, those rulings appealed to the appellate court and upheld, and the appellate court's decision appealed to the California Supreme Court, which reinstated the charges against the

defendants.

In January, Burum's attorney, former federal court judge Stephen Larson, filed a series of four dismissal motions in which he maintained the prosecution withheld exculpatory evidence from the grand jury, improperly formulated charges against Burum, and deliberately misled the grand jury, waited beyond the statute of limitations to lodge the charges against Burum and engaged in prosecutorial misconduct when investigators were dispatched to "raid the defense camp" by serving a search warrant in January 2013 at the private investigative firm Thomas Dale & Associates, which had been hired by Larson's law firm to monitor Postmus to determine if he was still involved in the use of illicit drugs. Larson alleged that prosecutors and district attorney's investigator Eric Bremner seized hundreds of pages of attorney-client privileged documents during their

search of Thomas Dale & Associates, spuriously justifying the search by alleging that the private investigations firm had hired an Alabama woman to hack Bill Postmus' cell phone.

With regard to Larson's contention that the statute of limitations had elapsed when charges were filed under the indictments, the prosecution maintains the charges against Burum and the others were filed within four years after the crimes alleged were either committed or discovered by law enforcement. Prosecutors further maintain that Larson's contention that there were numerous indications in the form of court filings challenging the settlement, statements by officials and newspaper accounts giving notice of the crimes alleged does not establish that law enforcement agencies had been provided with legal notice that the crimes in question had occurred.

In general and spe-

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cific, the newspaper accounts and statements by officials amounted to little more than rumors or unreliable reports, the prosecution said.

"As a matter of law, rumors, accusations and speculation are insufficient to give notice of a crime for the purposes of the statute of limitations. Burum failed to present even one item of evidence giving notice of the gist of this case: Burum bought three crooked votes with bribes," the prosecution's

response states. Furthermore, according to prosecutors, "as a matter of law, there is no evidence whatsoever that the victim had knowledge of the charged crimes at a time outside the statute of limitations."

In his motion for dismissal based on statute of limitations considerations, Larson suggested that county auditor controller Larry Walker in November 2006 had communications with law enforcement officials and others that constituted legal notice with regard to the alleged criminality involved in the case. The prosecutors acknowledge that, as stated in Larson's motion, Walker was concerned that there was something inappropriate about the settlement and he asked county counsel about it before cutting a \$22 million check to the Colonies Partners, which was the first installment on the \$102 million settlement. He also placed a call to the California Attorney General's Office. Eventually, Walker was advised by county counsel that the \$22 million payment had to be made "even though there may be a concern that it could constitute a gift of public funds."

Prosecutors produced communication from county counsel to Walker at the time which stated "Neither this office nor any of the special outside counsels engaged to assist the board on the Colonies matter have ever opined that approval of the settlement by the board would be an

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Glimpse Of SBC's Past Virgil Earp, Town Marshal In Colton

By Mark Gutglueck

Virgil Earp was one of San Bernardino County's leading citizens during its formative years.

Overshadowed somewhat by his more celebrated younger brother Wyatt, Virgil was nevertheless a lawman who himself became involved in questionable activity but through the kindness of historians and Hollywood directors emerged with his reputation intact.

Born in Hartford, Kentucky on July 18, 1843, Virgil was living in Pella, Iowa when at the age of 16 in February 1860 he eloped with 15-year-old Dutch immigrant Magdalena C. "Ellen" Rysdam. Her father, Gerrit Rysdam, strongly objected to the union and sought to have the marriage annulled. Despite his father-in-law's efforts, Virgil managed to hang onto his bride for the time being and was still cohabiting with her when in September 1861 he enlisted in the Union Army. In January 1862, while Virgil was in the military, Ellen bore his child, Nellie Jane.

While Virgil was serving with the 83rd Illinois Infantry, Gerrit Rysdam falsely repre-



Virgil Earp

sented to his daughter that Virgil had been killed in combat in Tennessee. Though Virgil was indeed on garrison duty in Tennessee at that time, he was very much alive. As the result of a disciplinary violation while with the 83rd, Virgil was court-martialed but was not drummed out of the Army, being punished with the docking of two week's pay.

Upon his discharge from the Army in June 1865, Virgil returned to Iowa to learn that his wife and daughter had departed for parts unknown. He worked on a farm and as a grocer and then left for California to meet up with his parents and siblings. He returned to the Midwest subsequently and in Lamar, Missouri in August 1870, with his father serving as justice of the peace, wed Rosella Dra-

go, who, records show, was born in France in 1853. That marriage did not last and in 1874, Virgil entered into a long-term common law arrangement with Alvira "Allie" Sullivan, whom he had met in Florence, Nebraska.

Virgil worked on the construction of the railroad in Wyoming, returned to farming, drove a stagecoach, and worked for the U.S. Postal Service delivering mail. In 1877, he landed in Dodge City, Kansas, at that time a major terminal for cattle drives from Texas along the Chisholm Trail and where his brother James ran a brothel and his brother Wyatt was serving as an off-and-on assistant marshal in Dodge City under Marshal Larry Deger.

Leaving Dodge City, Virgil and his common-law wife moved to Prescott, then the capital of the Arizona Territory in July 1877, where he worked as a sawyer in a sawmill until he happened upon a gunfight involving Yavapai County Sheriff Ed Bowers and several robbers in

Hagman from front page

Supervisorial District electorate by stressing what he believes is his sounder approach toward revitalizing business opportunity and spurring job growth.

Hagman owned and operated a bail bond business before he was elected to the Chino Hills City Council, where he was rotated into the post of mayor during the final year of his four-year stay on that panel. As mayor he successfully ran for his current position in the Assembly. In addition to his bail bond business, Hagman also owns a property development company and another company devoted to prevent the counterfeiting of commercial products.

"I think my years of private and public sector experience allows me to focus on issues facing businesses and strategies for economic develop-

ment," Hagman said. "I think that especially on the west end of the county there is a lot of potential for quick growth. If we can interest national and international investors and can work it correctly we could facilitate growing companies over here on this end of San Bernardino County. I think I represent the best chance for doing that. I have connections with the Asian American community, for example, that my main opponent does not possess. My approach is to streamline the approval process and minimize bureaucracy and make our community more competitive in appealing to the companies that would consider locating here as opposed to neighboring areas. We have capital assets in the Fourth District such as Ontario Airport and Chino Airport that would lend themselves to the creation of an in-

ternational trading zone. This would be of tremendous value if it is used correctly.

"We have already seen manifestations of this interest. Mooney Aircraft, which has been in existence for decades, located into Chino Airport, which will effectively bring in more manufacturing and research and development to that facility," Hagman continued. "There is the opportunity to create a commercial aviation school there, as aviation companies have a need for more commercial pilots. I believe we need to focus on the long term growth of Ontario International Airport and getting Los Angeles World Airports [the division of the city of Los Angeles that owns and operates Ontario International Airport] out of our hair and out of Ontario."

Hagman sought to contrast his aggressive

approach in spurring economic growth and ending the governmental restrictions that effectively bar that growth with Negrete-McLeod's philosophy.

"We are probably at the opposite ends of most issues and that difference between us is more dramatically apparent than with most other competing candidates," Hagman said. "She is determined to do the opposite of what I am trying to do. My philosophy is to grow the economy before you grow what the government takes in taxes. I have never voted to raise taxes. She has voted in taxes over and over again, twenty million dollars worth."

While he is a limited government advocate in favor of local control, Hagman said, Negrete-McLeod favors big government with the power concentrated more



Wyatt Earp

Virgil for the town marshal job in a special election. When Tombstone was incorporated as a city on February 1, 1881, Virgil chose not to run against Sippy.

Sippy was, however, in arrears to multiple creditors and on June 6, 1881, took a leave of absence. The city council again installed Virgil as temporary city marshal. On June 22, a fire raged through downtown Tombstone. Virgil kept looting under control and chased off squatters and lot jumpers who

tried to take over property. On June 28, it was learned that Sippy had left about \$3,000 in bad debt and had engaged in certain financial improprieties while in office. Virgil was appointed by Tombstone Mayor John Clum as the permanent

city marshal at the handsome price of \$150 per month.

In an effort to reduce violence and crime in Tombstone, the city council enacted an ordinance in April 1881 prohibiting anyone from carrying a deadly weapon. Those entering town were required to deposit their weapons at a livery or saloon soon after entering town. The ordinance led directly to constant confrontations with cowboys who were averse to surrendering their weapons.

On October 26, 1881, Virgil learned that several cowboys who had been threatening the Earps for several months were in town and armed in violation of the ordinance. Assisted by his deputy Morgan Earp and temporary deputies Wyatt Earp and John "Doc" Holliday, Virgil went to disarm Frank and Tom McLaury, Ike and Billy Clanton, and Billy Claiborne. That confrontation turned into a gunfight famously known as the Shootout

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He Offers Voters The Real Deal, 31st District Candidate Tillman Says

Danny Tillman said he believes he represents the most down-to-earth and qualified of the seven candidates vying for Congress in the 31st District.

Tillman, a Democrat, is joined by three other Democrats – Joe Baca, Eloise Reyes Gomez and Pete Aguilar – as well as three Republicans – Lesli Gooch, Paul Chabot and ryan Downing – in the race to succeed incumbent Gary Miller, who announced in February he will not seek reelection.

The 31st District, which stretches from Rancho Cucamonga through a large portion of Fontana, Rialto, Colton, and San Bernardino to Redlands, has demographics that favor the Democratic Party. Of its registered voters, 127,690 or 41 percent, are affiliated with the Democratic Party. Registered Republicans in the district number 104,938, or 33.7 percent.

Tillman, a member of the San Bernardino City Unified School District Board of Trustees for 19 years and for 34 years an



Danny Tillman

employee with San Bernardino County where he is currently the head of the Human Services Division, said he is a superior candidate for Congress because of his “perspective. I know the needs of this area. I have

two big things I will focus on in Washington, D.C. I will help lure businesses that will create jobs. And I am concerned about young people not being able to get employment. We have to invest in keeping our youth on top of the latest technology. We have to help them see how the things they involve themselves in and pick up naturally can be filled out with technical training that will make them employable. And we need to stop the things that keep them from be-

ing employable.”

The biggest challenge facing the district right now, Tillman said, is that “We don’t have people going to Washington, D.C. for us who have as their concern our problems. I am involved at the grass roots. I will talk to different companies who are limited in the way they perceive us. I will tell them and show them the story that never gets told. This is a place to locate your business if you need highly skilled workers. We do not need to build a more educated

work force. That work force already exists here. Our workers are driving into Los Angeles every day. I want to convince those corporations who can that they should locate right here so people don’t have to spend five hours a day going to and coming back from Los Angeles.”

For nearly two decades, Tillman said, he has demonstrated, as a member of the school board, his value to the community and his abil-

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33rd District Candidate Larivee Advocating Building Water Pipeline



Robert Larivee

Robert Larivee, one of nine candidates and eight Republicans vying for election in the 33rd Assembly District this year, said he believes it is his social and communicative skills and widely divergent background which qualify him to hold the office he seeks.

Incumbent 33rd District Assemblyman Tim Donnelly is not running for reelection to the Assembly, instead undertaking a long shot challenge of Jerry Brown in this year’s gubernatorial race. Donnelly’s departure resulted in a spate of Republicans – Larivee, Brett Savage, Rick Rolle, Jay Obernolte, Jerry Laws, Scott Markovich, Bob Buhrl, Michelle Ambrozic, and Art Bishop - and one Democrat, John Coffey, vying for the post in California’s lower legislative chamber.

“I am running because I am a people person and I feel our government has separated itself from the people,” Larivee said. “It is time to rebuild our nation from the ground up. I can relate to people. I understand the issues. I

feel I can represent the voters”

A major issue facing the 33rd District, Larivee said, is resolving the environmental challenges that come in the wake of economic growth.

“Geographically, this is a diverse district, with the mountains and the desert and their different climates and ecosystems,” he said. “A major issue is sustainability. I believe we need to prepare the 33rd District for growth in the future and we need to make sure we have natural resources and transportation. Water is a huge consideration. There is one projection that we have a five to seven year supply of water in the aquifer. Another projection is we will be bone dry in three years. Our water supply need has to be addressed. In the High Desert we need adequate infrastructure and transportation to better position ourselves to grow and bring business into the area. We can grow but cannot grow like we did ten years ago. Those are the primary issues.”

Larivee said, “My solution for the sustainability of the water supply is to first deal with the drought and educate the public in more detail on how to conserve water. We have been depleting our aquifers since the 1960s. Conservation is one small quick fix. The second thing is to look at programs that will help businesses and homeowners install water sav-

ing devices. The third thing is to work with the state water authority to figure out a comprehensive plan to deal with water issues across the state. We basically need to open up the pump at the delta. I disagree with the decision made at the EPA level that problems with the delta smelt population necessitate holding back the water. There were things not addressed in the discussion. I disagree with the plan [Governor Jerry] Brown has to build a pipeline around the delta. I think there are less expensive options to get water to where we need it. We could bring water

from various places and release it into aqueducts. We should have pipelines not built by a single contractor but multiple contractors that would be competitively bid all the way down from Canada or Alaska. If we can build an oil pipeline we can build one for water. If it is a pipeline there will be no evaporation since it is a closed system. We should start the pipeline in spots where there is a major surplus of water. We should reach outside the state to Oregon or Washington or wherever we have water north of us and can bring it down. It is less expensive to maintain a pipe system

than an aqueduct.”

Larivee said “Safety and education are the secondary county or local related issues. Those are things that are being dealt with by supervisors [Robert] Lovingood and [James] Ramos and the rest of the supervisors. I feel my position as an assemblyman would be to help county government and municipal government, and to implement at the state level policies to keep them doing what they need to do.”

Larivee demonstrated himself to be animated about the subject of education.

“California has the highest paid teachers of

any state, yet our students are among the lowest academic performers in the nation,” he said. “What is the problem with California? We have multiple problems in administration. We simply have too many administrators. We could save money by reducing administrative costs. We need to make sure our teachers are prepared to teach kids.”

Larivee was not dismissive of his opponents.

“I am one of the people who has good ideas and intentions in this race,” he said. “That would ap-

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Dutton Touts Private & Public Sector Experience In Assessor Bid



Bob Dutton

Former California State Senator Bob Dutton said he is running for county assessor “because I think I can do a good job for San Bernardino County. I looked at running four years ago but at that time [current

assessor] Dennis [Draeger], who had been appointed by the board of supervisors, decided to serve another term and I decided to finish my last full term in the [state] senate. I have considered the availability and I am making good now on my deciding to run for assessor once I got out of the senate.”

Dutton said he is “uniquely qualified to serve as assessor.” He began working in the real estate industry in 1972 and in 1998 successfully ran for city council in Rancho Cucamonga. In 2002 he

was elected to the state Assembly. Two years later he moved into the California Senate, serving the maximum two terms permitted under California’s term limitations applicable to him at that time. In his last two years in the state’s upper legislative house he was the Republican leader. It is his private and public sector experience, Dutton said, which distinguishes him from his opponent in the June election, assistant county assessor Dan Harp.

He said he had not undertaken his candidacy to oppose Harp and

that he had “no opinion [about Harp] one way or the other. I only met him once and I’m not going to make snap judgments on people.”

It is not unthinkable that Harp would remain as assistant assessor following a Dutton victory.

“I don’t know,” Dutton said with regard to whether Harp would be chosen as his second-in-command if he is victorious. “I do plan to bring some new people in. There are already a lot of good people there. I will put people in positions I feel will be part of the solution and have

a vision for the future. The county is suffering from a lack of economic development. We need growth. Those in the assessor’s office and county clerk’s office are a part of that. I want people in place who can make sure there is follow through. I believe in a high level of accountability. I have operated that way in the private sector. At one time I had over 100 employees and had \$100 million worth of property under my supervision. I am service oriented. The way I have carried out my duties on the city council and in

the assembly and state senate have been consistent in that way.”

As to the current function of the assessor’s office, Dutton said, “I am not criticizing anything in particular. Based upon my combination of business experience in the private sector and background in government, I want to keep the assessor’s office moving forward. My priorities are to have the office operate at a high level of integrity, with maximum openness and greater efficiency by streamlining

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Buhrle Cites Multiple Agency Berths In His 33rd District Run

Retired San Bernardino County fire captain Bob Buhrle said he is running for assemblyman in the California 33rd Assembly District because “I believe I can use my more than 20 years’ experience in various elected positions to be of benefit in helping straighten up California.”

Buhrle said “We need solutions” and that part of the cure is “having small businesses create new jobs. This can be done if we work together at all levels of government in cooperation

with the private sector, with corporations and citizens. We need more water for all of California. We are in a drought. We should make an effort to use desalinization plants. I have been to Saudi Arabia and have seen a desalination plant that produced two million gallons of water per day. If we are going to have more building in California, more growth in the desert and in the mountains, we are going to need more water. In the Crestline-Lake Arrowhead Water Agency we have to expand our

pipelines. A case in point is a few years ago there was concern about water in Big Bear and the leadership said they had it wired. But the water in the local aquifer in Big Bear is owned by the Big Bear Mutual Water Company, which is based in Redlands. For the sake of California as a whole, for jobs to grow, for businesses to expand, we need more water. To stimulate the economy and the job market we need more water. Governor [Jerry] Brown has this bullet train project to San Francisco.



Bob Buhrle

Instead of spending that money on a bullet train we should be using it for all of California by securing more water.”

Despite the recent rebounding of the stock market, which Buhrle intimated was good

for Wall Street but not reaching far beyond that, further efforts to redress the financial malaise on the West Coast is needed, he said.

“We have to simulate the economy somehow,” he said. “It is going to take effort from everyone to get us out of the recession. The job market is still hurting. In talking to college students, for instance, I have heard it is difficult for college students to get loans and to transfer units from one college to the next. We need to make it easier for colleges to transfer units. This would be no easy project, but if I am elected I would get together with college students and others to see if we could get more funding for their college tuition, get classes on line for upper division units, and make classes compatible for use at various colleges.”

At various times over the last three decades he has been on the board of directors at the Big Bear Municipal Water District, a board member of the High Desert Medical Center, a board member of the Lake Gregory/Crest Forest County Water District, a member of the Arrowhead Lake Association Board of Directors, a board member of the Big Bear City Community Service District, which oversaw the budget and management of municipal sanitation, water, fire safety

and refuse disposal services, a member of the board of trustees for the Rim of the World Unified School District, and a member of the San Bernardino County Regional Parks Advisory Board.

“Because I have multifaceted experience with water districts, the school district, the community services district, the hospital district and the regional parks board, I do think that combination makes me a better choice than the other candidates who cannot claim that range of experience,” he said.

He said that in several of those capacities, he had been part of successful efforts to obtain grant funding.

“We obtained a grant for Big Bear Dam,” he

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Virgil Earp

from page 3

at the O.K. Corral, which would transform Virgil's brother Wyatt into a legend.



Ike Clanton

In mid October, Virgil had departed town, leaving in his stead his

brother Wyatt to serve as acting city marshal. On October 26, Virgil had just returned to town. In the shoot-out that followed, he was by far the most experienced gun slinger. His brother Morgan had never drawn his gun in anger. Wyatt had one previous shoot-out to his credit. While Doc Holliday had made drunken boasts of having shot competitors during card games and in the midst of other intoxicated revelries, there was no credible record of his having actually done so. Billy Claiborne, one of the cowboys, appears to have the most gun experience of any of the others, having emerged intact from at least one previous gunfight. The McLaurys and the Clan-

tons had been involved in a rather one-sided shoot out previously, the infamous Skeleton Can-



Frank McLaury

yon Massacre.

While the facts surrounding the gunfight and its impetus are imprecisely known, at around 1 o'clock on the afternoon of October 26, Wyatt Earp confronted Tom McLaury on the streets of Tomb-

stone and disarmed him in compliance with the city ordinance, pistol whipping him in the process. About a half hour later, Tom's older brother Frank McLaury and Ike Clanton's 19-year-old younger brother Billy Clanton arrived in town.

Shortly thereafter, Ike Clanton, Billy Clanton, Frank McLaury, and Tom McLaury resolved to take action against what they considered the overstepping officiousness of local enforcement and went to Spangenberg's gun and hardware store on 4th Street to purchase cartridges and fill their gun belt.

Cochise County Sheriff Johnny Behan, who was on good terms with the cowboys, later testified that he was in

the midst of a shave at the barbershop when he heard that a confrontation was brewing. He at-



Tom McLaury

tempted to find the Clantons and the McLaurys, not doing so until around 2:30. At that point, he testified, he approached Ike, Frank, Tom, and Billy at a location at the side of Fremont Street. When Behan attempted to persuade them to surrender their weapons, Frank McLaury said he

would do so only after City Marshal Virgil Earp and his brothers were themselves disarmed.

Informed by Wyatt that the cowboys were buying cartridges at Spangenberg's, Virgil armed himself with a 12-gauge short double-barreled shotgun from the Wells Fargo office on Allen Street, hiding the shotgun beneath a long overcoat he was wearing to avoid, he later said, alarming the public. He went to Hafford's Saloon where he gave the shotgun to Doc Holliday, who hid it under his overcoat. Spurning the offers of several members of the citizen's vigilance committee to support him with arms,

Continued on Page 8

Lee For Congress

from front page

four-year college. Why not have an educational system where our high school graduates can go into trade schools or into community colleges for training where they can earn a living wage so they can take care of their families? We need to accept the fact that not everyone is made to go to college."

Lee said the district, state and nation were now too heavily reliant upon service industry jobs and that past

policies had resulted in better-paying manufacturing jobs being lost overseas.

"In our current economy we have a lot of people now working in retail and in restaurants and general commerce but our state and local officials are more interested in final sales for the sales taxes that generates instead of manufactured goods creation and job creation. We should commit to bringing back the manufacturing jobs we have lost. Those were decent-paying jobs. Here

in the Victor Valley we had a glass factory and a paint factory. All of that is gone. We have the capability of becoming a viable, competitive community if we focus and put our minds to it."

Lee said the national issue she is most animated about is "war. I really don't think we need to go to go to war with everyone who ruffles our feathers. We have our boys and young women over there being shot and wounded and killed. I think a little more diplomacy is needed. Let's

talk. Let's communicate. There is no need for us to take up everybody's chores."

Lee, a Democrat, is running against the incumbent, Congressman Paul Cook, a Republican. Two others, Paul Hannosh, a Republican who promotes himself as more conservative than Cook, and Bob Conaway, an attorney and liberal Democrat, are also running. She said she is distinguished from others in the race by being the 8th Congressional District's true "grass roots"

candidate. "I have identified the demographics of this district and I am the one candidate who best reflects the people who live here," she said. "There has been change in the economy and change in the level of housing. People here are losing ground in this economy. I am seeing my own property losing value. My property value has dropped nearly to half of what it was and under what I paid for it. I am the definition of grass roots. I identify totally with what people

in this district are going through and living with. I have talked with people from one end of this community to the other. I understand. I have been poor. I have been middle class and I have been well off. I can identify with people just by talking to them and listening. You try to express yourself to our leaders and explain what you want, and they are saying, 'yeah, yeah,' but nobody is doing anything about it. Where do you go when you are not getting the help you deserve? No one is listening. I care. That is all people need to know."

Born in Okehma, Oklahoma, Lee lived with her family in Arizona and California in her youth. She attended Jordan High School and later transferred to Compton Union High, from which she graduated. She obtained an A.A. degree from Southwest Junior College in sociology and studied childhood development at USC for two years. She worked as a victim's advocate and family support officer with the Los Angeles County District Attorney's Office. Divorced, she had two children, one of which survives. She has lived in Victorville for 15 years.

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Tillman from page

4
ity as a leader.
“When I ran for the school board, I had no idea about how important the budget and finances were in terms of keeping the district’s educational mission going,” he said. “I had to learn that and I learned it quickly. We have kept a positive certification for 19 years and every year we see more students successfully complete their educations. I had not realized how big a part of that maintaining our budget is. But we have maintained it. The city [of San Ber-

nardino, which filed for Chapter 9 protection in 2012] is bankrupt but the school district is the furthest thing from being bankrupt. None of the others in this race have the demonstrated track record that I have. I have what it takes for dealing with the real world problems facing this area. Once I get to Washington, D.C., based on my skill set, I can accomplish a lot more than those running against me. They have some backing and they have professional handlers and every buzz word in the book, but when it comes down to it, I have

concern and experience that is proved. People are talking about my reputation. My reputation is for asking questions. People fear me because I always get to the crux of the motivation of why people do things.”

With regard to national issues he is passionate about, Tillman said he is against military action in all but the most dire of threatening circumstances against the American national interest.

“If we are going to have our troops put their lives on the line, we better be investing in that risk for the right

reason,” he said. “I am not comfortable in having that decision fall to those folks I am running against. When you hear my competitors speak, it is obvious they are saying what they are told by their handlers. It won’t be different when they get to Congress. They will do just as they are told by the folks who have dined them and want them in that position only so they can control them. They have memorized what they are supposed to say. Look at their experience and their track record. The things they say do not go together with their experience. It is a

scary scenario for me to contemplate any of them going to Congress. I am truly excited about what my campaign stands for. I invite those supporting my opponents now to examine my record and compare their candidate with scripted speeches to someone who has his own original ideas. I invite them to support a true grassroots effort and be on a winning team.”

Tillman dismissed suggestions that by being in the race he was helping to divide the Democratic vote and was tempting a repeat of the scenario in 2012 when Miller, a Repub-

lican, was able to gain election despite the registration advantage the Democrats enjoy in the district.

“That won’t happen,” he said about the possibility that two of the Republicans might end up outpolling the Democrats in the June primary.

Born and raised in San Bernardino, Tillman attended San Bernardino High School, San Bernardino Valley College and San Bernardino State, where he obtained his degree in business administration. He is married with four children.

Larivee from page 4

ply to several of the other candidates. I would say I am probably the most well-rounded. If you are solely interested in public safety, vote for [sheriff’s lieutenant] Rick Rolle. If water rights are your thing, vote for Art Bishop, who has been

a board member on the Mojave Water Agency. If you are concerned about health issues, vote for Michelle Ambrozic. I won’t go down the whole list, but there are some strong candidates with regard to several specific issues. But I think if you had a political scientist evaluate the field, the

recommendation would be that you should vote for me. They all have their various strengths. I know a little bit about all of the issues and a lot about some of them. I know where to find the answers. One of those places I would look for the answers is with the people of the 33rd Dis-

trict. People don’t get the credit they deserve for their wisdom about everything they are dealing with and having the right ideas. I think I am more on the level of the people than anyone else in this race. I am knowledgeable about the issues across the board. That is why I am the best man

for the job. Everyone has good ideas. I believe in Republican values. I am not persuaded by the Democrats who are paternalistic and want us to pay more taxes that create programs for you but create programs which do not work.”

Born in Santa Monica, Larivee grew up in

Alta Dena and attended John Bosco Technical Institute. He has a degree in architecture and attended Victor Valley College. He is now working toward a degree in business administration. He is married with seven children.

Police Chiefs from front page

of the most basic communications gear back in those days and he went out and got us that equipment. The department turned around during his tenure as chief.”

The morning of Uhalley’s funeral at St Joseph’s Catholic Church, his successor as chief, Ben Abernathy passed into eternity.

Abernathy, who was with the Fontana Police Department from 1961 until 1988, was born in Olathe, Colorado in 1931, to Clayton and Georgia Abernathy. His family moved

to Fontana in 1949. Ben Abernathy served in the United States Navy and attended college before joining the police department. He promoted to captain under Uhalley and succeeded him as police chief in 1981. During his tenure as chief the department was involved in a number of high profile cases, including Ricky Blue Sky’s murder of Nancy Charley.

Scialdone referred to Abernathy as “not only the heart and soul of our department, but the rock.” He said he was heavily influenced by Abernathy’s mentoring, saying Abernathy was

“ahead of his time” with regard to policing technique.

“I will never forget my first meeting with Ben the week I was hired in 1973,” Scialdone said. “He called me into his office and discussed his expectations of me and his policing philosophy. What he told me was profound and well ahead of its time in the policing world. He told me that police officers are problem solvers and that was our primary job, to solve other people’s problems. Ben was talking about community policing long before the term became in vogue in the police world, long before

the 1990s when there were classes throughout the country on the subject.”

Scialdone said Abernathy was “low key and so even keeled. When times got tough, as we all know they do in our profession, he was the stabilizing factor, calm, thoughtful, analytical, and most important of all, supportive. He was a leader who understood the importance of leadership and the importance of ‘serving, supporting and setting the example.’ By his high standards he served our

community with honor and integrity.”

Scialdone said that “For those of us who knew Ben well, we knew how he really disliked attending council meetings while working at the PD. He did not like politics.”

It came as a surprise to Scialdone therefore, when after Abernathy retired, he decided to run for city council. Scialdone intimated that Abernathy did so to protect the department from severe budget cuts during austere financial times facing the city.

“Ben cared deeply for our great department, not just when he was working but after he retired,” Scialdone said. “The officers were ‘his boys.’ He was there to ‘protect his police department.’

Abernathy never relished the political limelight, Scialdone said.

“I will always remember Ben sitting behind the dais, and as the meeting went on and on he would sit there with his head in his hand and you could see in his eyes him thinking ‘what am I doing here?’”

Buhrle from page 5

said. “During my 17 years with the regional parks board we were getting grants for all the major parks in San Bernardino County. This gave me experience in how to apply for grants and the knowledge that they are available. Grants are getting a little tight nowadays, but they are still a possible form of funding if you know where to look and how to apply.”

Born in Los Angeles, Buhrle grew up in San Bernardino. He served

with the Army in Vietnam, in an air crash rescue division. He attended the University of Redlands and obtained a degree in management. He began working for the U.S. Forest Service as a firefighter and later was hired by Cal Fire and the San Bernardino County Fire Department, where he achieved the rank of fire captain.

Single, he joined the Air Force Reserves, achieving the rank of master sergeant. He subsequently saw duty in Iraq and Bahrain and served as fire chief at

Camp Falcon in Baghdad.

Hagman from page 3

heavily in Washington, D.C. and Sacramento than at City Hall and at the county level.

“I have always sided on giving cities and counties a larger role in government than the state or federal government,” he said. “I have perfect scores for advocating local control. I have worked across party lines and have brought forth more bills than any
Continued on Page 11

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SBC Glimpse:
Virgil Earp from
page 6

Virgil proceeded with his brothers and Holliday to where the cowboys were. He and his brothers carried revolv-



Doc Holliday

ers in their coat pockets or in their waistbands. Holliday was wearing a pistol in a holster as well as the shotgun Virgil had supplied him with, which was still hidden under his long coat.

Before they reached the Clantons and the McLaurys, sheriff Behan attempted to intercede, unsuccessfully. Walking westerly across Fremont street, the four lawmen came into full view of the cowboys.

Virgil demanded that the cowboys throw up their hands and surrender their guns. Ike

Clanton, who had been threatening to kill the Earps over the course of several days, as well as Billy Claiborne, was unarmed. Ike Clanton and Billy Caliborne ran from the fight unwounded.

Witnesses were unclear as to who started shooting first. Tom McLaury, who was holding a horse when the shooting began, was shot by Holliday with the double-barrel shotgun at close range in the chest. Wounded early on, Billy Clanton and Frank McLaury kept shooting. Billy apparently shot Morgan Earp across his back, the bullet running through both shoulder blades and a vertebra. Either Frank or Billy shot Virgil Earp in the calf. Virgil returned fire at Billy Clanton.

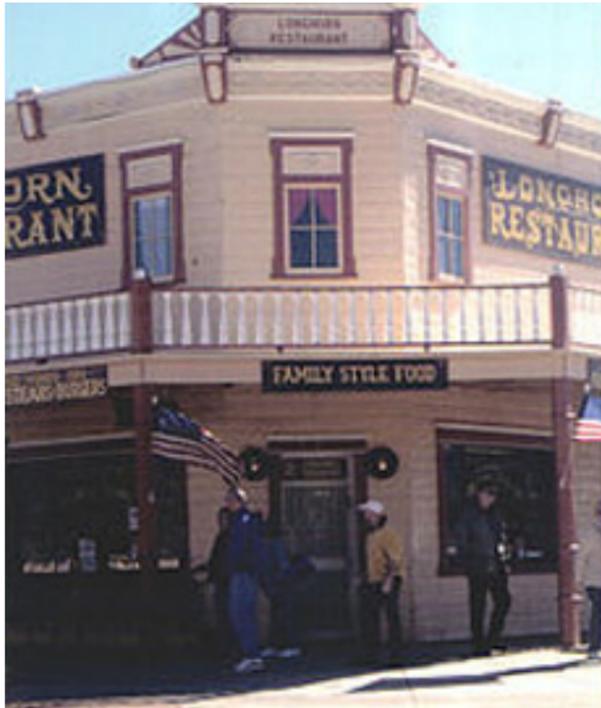
According to the Tombstone Epitaph, "Wyatt Earp stood up and fired in rapid succession, as cool as a cucumber, and was not hit."

When the shooting was over or shortly thereafter, Tom McLaury, Billy Clanton and Frank McLaury were dead.

Three days after the

O.K. Corral gunfight, the city council suspended Virgil as city marshal pending outcome of a preliminary hearing into the matter. Virgil was eventually exonerated of wrongdoing, but his reputation suffered thereafter.

After the shootout, the Earps relocated their families to the Cosmopolitan Hotel for safety's sake. At about 11:30 p.m.



Tombstone's Bucket of Blood Saloon, now known as the Longhorn Restaurant, was under construction in December 1881 when, from its second floor, Virgil Earp was shot in an ambush. He survived, but lost an arm in the ordeal

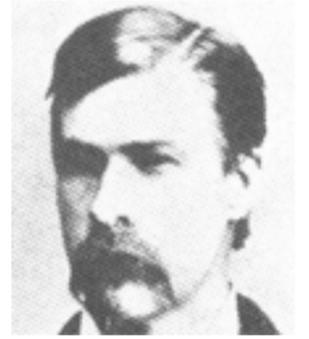
on December 28, 1881, as he was returning from the Oriental Saloon to his hotel, Virgil was ambushed by three men hidden in the upper story of an unfinished building across Allen Street from the hotel. He was hit in the back and left arm by three loads of double-barreled buckshot from about 60 feet. The Crystal Palace Saloon and the

Eagle Brewery beyond Virgil were struck by nineteen shots, some of which narrowly missed some patrons standing by a faro table. Virgil staggered into the hotel. Wyatt telegraphed U.S. Marshal Crawley P. Dake, erroneously reporting that his brother was dying.

Dr. George E. Goodfellow removed 4 inches of shattered humerus bone from Virgil's left arm, leaving his arm permanently crippled, and twenty buckshot from his side.

Suspicion fell on Phin Clanton, Ike Clanton, Johnny Barnes, Johnny Ringo, Hank Swilling, Pete Spence and Ike Clanton as Virgil's attackers. Evidence in the case, however, was less than overwhelming. When Ike and Phin were brought before Judge William H. Stilwell on suspicion of shooting Virgil, in February 1882 Clanton's attorney brought in seven witnesses who testified that Clanton was in Charleston at the time of Virgil's shooting. The accused were acquitted.

Still in recuperation from the shooting after more than three months, Virgil learned on March 18, 1882 that his younger brother Morgan Earp was killed in another



Morgan Earp

ambush.

On Monday, March 20, Virgil and Allie left Tombstone for California under heavy guard. They were escorted by Wyatt and deputies Warren Earp, Doc Holliday, Sherman McMaster, and "Turkey Creek" Jack Johnson, a precaution taken in the face of reports that Ike Clanton, Frank Stilwell, Hank Swilling, and another cowboy were watching the passenger trains in Tucson with the aim of killing Virgil. The Earp party took a longer route,

Continued on Page 9

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Glimpse from page 8

boarding the train at the New Mexico and Arizona Railroad terminal 25 miles away in Benson. Virgil was so weak he had to be carried up the steps of the train.

When the train arrived at Tucson, the party was met on the platform by Frank Stillwell, who according to Virgil was "armed to the teeth. They fell back into the crowd as soon as they saw I had an escort, and the boys took me to the hotel to supper." Guarded by his brothers and the deputies, Virgil and Allie had dinner at Porter's Hotel in Tucson. After Virgil and Allie boarded the train for California, Wyatt encountered Frank Stilwell and another man he believed to be Ike Clanton armed with shotguns lying on a flatcar. Wyatt killed Stilwell with two shotgun blasts. Ike Clanton got away.

Virgil remained on the mend from his injuries for a full two years. He ranged as far north as

San Francisco for medical treatment. He eventually settled in Colton, a major railroad town, where his father, Nicholas Porter Earp lived. In 1884, his father was elected justice of the peace in Colton. Virgil Earp opened a private detective agency in Colton, and closed that operation down in 1886, when he was elected constable of Colton in July of that year.

Though he had the use of but one arm, Virgil remained active in the law enforcement profession, even during a time when loyalty to the public on the part of an officer of the peace was compromised by competing loyalty to powerful corporate interests.

At that time, the so-called Southern California Frog War was raging between the competing Southern Pacific Railroad and the California Southern Railroad. A major part of this war consisted of the famous "battle of the crossing" in Colton. Virgil, while serving as constable, was hired by the Southern

Pacific Railroad to guard its tracks in Colton and turn back the attempt by the California Southern



Virgil Earp's house in Colton as it appears today.

Railroad, a subsidiary of the Atchison, Topeka and Santa Fe Railway, to install a crossing over the Southern Pacific tracks in Colton to give it access to California. Eventually, California Governor Robert Waterman deputized a posse from San Bernardino, which then enforced the construction of the crossing, bringing to a close the Southern Pacific's railroad monopoly in Southern California.

After Colton's incorporation, Virgil was elected as Colton's first city marshal on July 11,

1887. He was paid \$75 a month and was re-elected to another term in 1888. Among other duties, he was reported to have cleared blocked sewers and kept track of the electric light bulbs. Virgil and Allie's Colton home still stands at 528 West "H" Street.

In 1888 Virgil resigned as city marshal and he and Allie left Colton for San Bernardino. Five years later, in 1893, he and his wife

moved to the short-lived mining town of Vanderbilt, California. According to his wife, he owned and operated the only two-story building in town, Earp Hall, a saloon and meeting hall used for public gatherings and even the town's church services. He did not make a lot of money in Vanderbilt and in 1894, lost in the election for town constable.

In 1895, Virgil and Allie sojourned to Colorado to briefly reunite with Wyatt. They then went to Prescott, Arizona where Virgil became involved in mining. Subsequently Virgil operated a ranch in Kirkland Valley and then ran for sheriff in Yavapai County in Arizona, but withdrew for health reasons before the election.

In 1898 Virgil received a letter from a Mrs. Levi Law, who, it turned out, was his daughter by his first wife, who had believed him killed during the war. Encouraged by his wife, Virgil traveled to Portland, Oregon where he was reunited with El-

len and Nellie Jane Law. Virgil became acquainted with grandchildren he had never known. Later that year, Nellie Jane visited Virgil and Allie Earp at their home in Arizona.

In 1903, Virgil Earp returned to Colton, where he along with three others unsuccessfully petitioned the city leaders to repeal a temperance law that only allowed one saloon in town. In 1904, he left California for the last time and joined Wyatt in the boom town of Goldfield, Nevada, where he became a deputy sheriff for Esmeralda County. After suffering from pneumonia for six months, Virgil died on October 19, 1905, leaving his brother Wyatt as the last surviving participant of the Shootout at the O.K. Corral.

At the request of his daughter Nellie Jane Bohn, Allie allowed his remains to be sent to Portland, Oregon, and buried in the River View Cemetery there.



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San Bernardino County Coroner Reports

Coroner Case #701402779 – at 6:31 AM on 04/08/2014, California Highway Patrol officers responded to a 911 call for a vehicle that struck a semi truck and rolled down the dirt embankment to the west of I-15, about a half a mile south of exit 157 in Victorville. Officers arrived on scene and found Gary Julien, a 44 year-old resident of La Verne, had been ejected from the vehicle and sustained injuries. Julien was pronounced dead on scene at 6:56 AM. An autopsy will be conducted to determine the cause of death. The California Highway Patrol is investigating the incident. [04082014 2150 EM]

Coroner Case #701402717 – at 12:47 AM on 04/06/2014, California Highway Patrol officers responded to a 911 call for a pedestrian struck by a vehicle in the 1300 block of Baseline Ave, in San Bernardino. Officers arrived on scene and found an approximately 30 year old white female with injuries to the head and upper body. The woman was transported to Loma Linda Medical Center where she died of her injuries at 1:23 AM. The decedent's name will be released pending identification and notification of the next of kin. An autopsy will be conducted to determine the cause of death. The California Highway Patrol is investigating the incident. [04062014 0522 CN]

Coroner cases #701402638 and 701402639 – On Wednesday, April 2, 2014, at 8:11 PM, the bodies of a man and a woman were found in a residence in the 28000 block of Saffron Ave., in the city of Highland. Examinations are being scheduled to confirm the causes of death and the identities of the victims. Anyone with information is urged to contact San Bernardino County Sheriff – Homicide Detail (909-387-3589). (04032014 2023 CN) Names released: 63 year old Robert Suzuki and 49 year old Susan Youn Wun [040414 1545 SY]

Coroner case #701400825 – REQUEST FOR PUBLIC ASSISTANCE: On 1/27/14, the body of Lawrence Allen Cox was discovered by utility workers in an open field in the area of Foothill Blvd and Day Creek Blvd in Rancho Cucamonga. No foul play is suspected. The San Bernardino Sheriff's Coroner Division is requesting assistance in locating the family of the deceased. Lawrence Allen Cox, a 77 year old white male, was believed to be homeless. He was born in Minnesota, and may have previously lived in the San Diego area. Anyone with information regarding next of kin for Mr. Cox is asked to call the Coroner Division at (909) 387-2978. [040314 1653 SY]

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Audit Of CJUSD Lunch Program from front page

dians, who performed maintenance, cleaning and upkeep of school cafeterias as only part of their daily assignments, were having a major portion of their salaries paid by proceeds from the school lunch fund, entailing at least \$535,202 in excessive payments from the cafeteria fund for that purpose in school years 2008-09 through

2011-12.

* During the same 2008-09 through 2011-12 period, the district also overcharged the school lunch program at least \$200,000 for utility service, including both water and electricity.

* Despite the diversion of money to programs and services unrelated to the school nutrition program, the district had more money in that program account than is permitted under federal and state guidelines.

* The excessive amount of money in the program accounts notwithstanding, the district did not reduce for students and their parents the price charged for meals, as protocol and law dictates.

* Employees were paid without their hours worked being documented.

* Food and supply vendor representatives offered, and district personnel accepted, "marketing rewards," which were shared or distrib-

uted among food service workers.

* The marketing rewards were given to the district workers in lieu of cash rebates or price discounts on goods or food, which could have assisted the district in reducing the cost of meals.

* Nutrition Services Manager Diana Herington signed off on allowing the vendors to provide the marketing rewards in lieu of the rebates as part of an effort to boost employee mo-

rale.

* Herington made what Department of Education Southern Field Services Unit Manager Gail Andersen characterized as an "unreasonable and unnecessary" purchase of 627 embroidered men's and women's polo shirts at a cost of \$9,999 to give each of the district's 151 contract nutrition division employees three shirts to be worn while working.

The report did not confirm reports of bid

rigging or that Herington had pressured at least one vendor to provide donations to a student scholarship program.

It was reported that the marketing incentives included but were not limited to Apple iPod Nanos, wristwatches, portable DVD players, gift cards from American Express and Target, Apple iPod Shuffles, and theater tickets.

The district quietly sought to come into compliance with a list of recommendations made by the Department of Education by the time the fall semester began. At least one reprimand was given to a district employee, whose identity has not been disclosed.

The district at the same time instituted a prohibition on employees soliciting donations or gifts from district vendors or contractors.

Last fall, superintendent of business services Jaime Ayala pledged to the Department of Education that that the excess salary and benefits costs paid to custodians from the nutrition services department during the 2011-12 school year will be refunded to the lunch program beginning at the close of the current school year in June and that the district will make incremental refunds of the \$200,000 in excessive utility payments made by the department.

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Dismissal Motion Frivolous, Prosecution Says from page 2

unlawful or illegal action.”

Thus, prosecutors in their March 28 filing asserted “Borum not only failed to point out any evidence that Mr. Walker had notice of bribery (or any crime), but the evidence Burum cited – when put in context – proves the opposite. In short, with respect to all public officials, the evidence is clear: they suspected a bad deal under questionable circumstances. As a matter of law, that is insufficient to give constructive notice of the charged crimes.”

Prosecutors contested Larson’s assertions that exculpatory evidence had been withheld from the grand jurors. Prosecutors said “the information contained in the grand jury report is of marginal relevance, and to the extent it is exculpatory, the evidence came in through other witnesses.”

With regard to Larson’s charge that the prosecution had engaged in prosecutorial misconduct, the prosecution counter-asserted, “This court should not countenance the exploitation of the motion process by using demonstrably false allegations of misconduct as a public relations tool to intimidate prosecutors, deceive the public and gain an unfair advantage as this case heads towards trial.”

In this frame of reference, prosecutors asserted that their reliance on Postmus, whose methamphetamine use was well known to them, did not constitute misconduct.

“Borum fails to provide any authority for his

claim that the prosecution’s failure to drug test Postmus amounted to outrageous government conduct justifying the drastic sanction of dismissal.” Furthermore, according to the prosecutors, “the grand jury was fully aware of all facts pertaining to Postmus’ credibility, including his drug use.”

Characterizing the serving of search warrants at the offices of Thomas Dale & Associates as a raid on the defense camp and a violation of attorney client privilege was a “a desperate attempt to derail the prosecution by illegitimate means,” prosecutors asserted.

“The evidence will reveal that prosecutors took every precaution to protect against any possible infringement on Burum’s attorney-client privilege or work product, and their efforts succeeded in doing so,” prosecutors said.

Larson, through his sophistry and eloquent advocacy of his client and remonstrations concerning Burum’s constitutional rights, was perverting justice, the prosecutors suggested, although they were circumspect to avoid referring directly to Larson, attributing the legal defense he crafted to his client. “By trying to put prosecutors on the defensive with fabricated allegations of ‘outrageous misconduct,’ Burum desperately attempts to deflect attention from his own criminal behavior,” prosecutors said in their motion.

A hearing on the motions was initially scheduled for May 5. Because of the voluminous nature of the prosecution response, that hearing will not commence until May 21.

County Wildlife Corner Land Investment Firm Creates Wildlife Preserve In Chino Hills’ Soquel Canyon

The preservation of an expansive portion of open space in Chino Hills will be assured, perhaps into perpetuity, by Land Veritas Corporation’s purchase of 313 acres in Soquel Canyon.

Land Veritas purchases ecologically valuable and vulnerable land as an investment, pledging to have the land excluded from development, and then selling it to developers of land elsewhere. Those developers make the purchase of the set-aside property, committing to maintain it as undeveloped as part of an exchange that allows the development of their other properties, which entail the destruction of environmentally sensitive land containing habitat for certain species, to proceed.

Land Veritas Corporation’s purchase of the property took place more than three years ago but



Least Bell’s Vireo

went unremarked until an article about the purchase appeared in last week’s edition of the *Chino Champion*, the most widely distributed newspaper in Chino and Chino Hills.

The land in question lies up against the Orange County/San Bernardino county line. The land is located south of Vellano Country Club and west of the Aerojet property, with an unspecified address on Telephone Line Road, a dirt road that runs from Carbon Canyon east and south until it intersects with an indistinct dirt road shown on maps of the area as Soquel Canyon Road, which is distinct from the more modern Soquel Canyon Parkway.

Veritas purchased another six-plus acres in the canyon that lies within Orange County. Among the features of the land are its coastal

sage scrub bushes and its black walnut and oak trees, a stream and marsh, as well as habitat for the Least Bell’s Vireo and the California



Coastal Gnatcatcher.

The property’s southern boundary is Chino Hills State Park, a premier natural open space



California Coastal Gnatcatcher

area in the hills of Santa Ana Canyon near the junction of San Bernardino, Orange, Riverside and Los Angeles counties. The park is considered a critical link in the Puente-Chino Hills biological corridor, encompassing over 14,000 acres oaks, sycamores, and rolling grassy hills stretching nearly 31 miles from the Santa Ana Mountains to the Whittier Hills. The property offers a great diversity of vegetation;

its canyons support riparian areas which protect water quality and provide suitable habitat for numerous wildlife species including the



aforementioned Least Bell’s Vireo, and the black walnut trees in a low-lying riparian area.

According to the Land Veri-

tas website, “A variety of scrub and chaparral communities are found on the drier slopes in-



Red diamond rattlesnake

cluding coastal sage scrub, another sensitive community. Coastal sage scrub is one of the

most threatened natural communities in California and is known to support numerous special status plant and wildlife species, including populations of the sensitive coast horned lizard and red-diamond rattlesnake. The site also has the potential to support California gnatcatcher and Least Bell’s Vireo.”

This property is expected to be able to provide California Environmental Quality Act mitigation for projects



Coast horned lizard

impacting sensitive habitats throughout portions of Orange, San Ber-

nardino and Los Angeles counties. This property can also provide Army Corps’ mitigation for projects impacting wetlands/

waters within the San Gabriel, Santa Ana and Lower Los Angeles watersheds.

Hagman from page 7

Republican [in Sacramento] in the last five years. Because of my role in the private sector, I have written more payroll checks rather than I cash. As a candidate in this race, this uniquely qualifies me, I think, to know what it takes to give people an opportunity to make a living. I have not been living off the public sector my whole life, like my opponent. We have different views and perspectives on economic development.”

Hagman further contrasted himself with

Negrete-McLeod, insisting he has shown more backbone with regard to the issue of public safety.

“I have worked on crafting solutions at a local level to keep our schools and businesses safe,” he said. “With prison overcrowding and AB 109 we are facing major challenges and a more dangerous situation in our communities and neighborhoods. I have volunteered as a reserve sheriff’s deputy. In 2011, I did not vote for releasing 20,000 felons from our prisons like my opponent did.”

Hagman’s reference was to Assembly Bill 109, legislation aimed at

closing California’s so-called “revolving door” of low-level inmates cycling in and out of state prisons, which was an effort to comply with the U.S. Supreme Court order to reduce the number of inmates in the state’s 33 prisons to 137.5 percent of original design capacity.

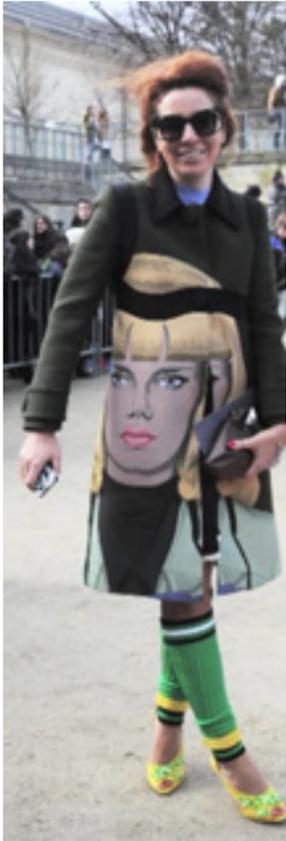
Born in Anchorage, Alaska, Hagman came with his family to California at the age of one and graduated from Miraleste High School. He obtained a Bachelor’s degree in psychology from UCLA and served in the Naval Reserve. He is married with two children.

California Style Daring Art

By Grace Bernal



admire greatly the daring person who can make art wearable. It adds pizzazz to the commercial cloth-



themselves boldly, especially around springtime because we are reminded of change. Change is in



everything, even in art. Keep daring, keep smiling, and wear it with



style. Til next time have an artful week.

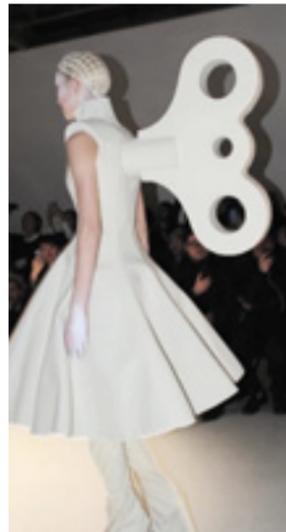


"Create your own visual style... let it be unique for yourself and yet identifiable for others."

-Orson Welles



ing styles you see every day. It's nice to to see the young and old express



As always, if there's anything you need, I'd love to hear from you: Greygris@aol.com or visit my page I Love Your Style on Facebook Copyright Grace Bernal all rights reserved

Needles Market Closing from front page

ardino County and just across the Colorado River from Arizona, for years has been at a disadvantage in terms of sales tax revenue based

upon not only its limited population and the lack of surrounding population but higher California sales taxes and gasoline tax as compared to those levied in Arizona or the slightly more distant state of Nevada.

Residents routinely cross the river to purchase gasoline in Arizona, at a cost savings of as much as thirty cents a gallon. The price disadvantage on other consumer goods in California, while less pronounced than on gas-

oline, nevertheless has translated into sluggish sales west of the Colorado River.

The closure of Bashas' is seen as a particularly hard and bitter blow to Daniels, who was hired by the city

council last year on the perceived strength of his ability to rejuvenate the local economy.

The closure of the grocery store just two months before the onset of the summer tourist season could further

erode Needles' overall economy as fishermen, boaters and other river enthusiasts are now likely to camp or stay on the Arizona shore, nearer to existing and surviving retail establishments there.

Dutton from page 5

the processes."

How he would obtain

greater efficiency, Dutton at this point said, "is hard to say. The election, one way or the other is

going to be over by June. There are only two of us in this race. If I win, I will call for an immedi-

ate 120-day performance review prior to my taking office. That will give me an idea of what needs to be improved upon and I will have a plan of action in hand when I assume

elected office. I will want elected officials, people from the private sector and people from the department itself involved in that review so that the assessor's office employees will buy into it."

Born in Lincoln, Nebraska, Dutton moved to California for basic training at the age of 19 in 1969. After he left the military he attended Los Angeles Valley College in Van Nuys, where he

obtained his Associate of Arts degree and joined with his father to found a real estate company the

year after he graduated. He is married with one grown child.

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