

## Phone Calls

### Recording Name:

[E10 CAL LEGISLATURE CALL WITH SEN MOORLACH  
CHIEF OF STAFF LANCE CHRISTENSEN 081720.m4a]

### Transcript Prepared By:



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1 Alexa: Senator Moorlach's office.

2 Bereki: Yeah, hi. Um, I called earlier and spoke with someone  
3 different, uh, a -- a -- uh, a guy. Is he there? I  
4 don't know --

5 Alexa: I can --

6 Bereki: -- what his name is.

7 Alexa: What was your name?

8 Bereki: My name is Adam. I -- I had actually called to make  
9 an appointment, either on the phone or in person, with  
10 Senator Moorlach, and he said that the senator was too  
11 busy. So, I just wanted to make sure that that's the  
12 case, because I thought the guy was supposed to be  
13 representing us.

14 Alexa: Um, yes. So, the senator is currently up in  
15 Sacramento and he is very busy with committee and, you  
16 know, floor session right now. Um, were you just --  
17 were you calling in regards to a specific bill, or?

18 Bereki: Well, yeah. It -- it's Assembly Bill 678, and it was,  
19 uh, in 2001. And I think it's highly, highly, highly  
20 unconstitutional and, um, unlawful for them to even  
21 pass it. And, um, actually, what I had done is, I,  
22 uh, tried to file a petition for redressive grievance  
23 pursuant to the California Constitution with  
24 Assemblywoman Cottie Petrie-Norris. And, um, she has  
25 refused to reply to any of the letters I've mailed



1 and, um, communication that I've had, um, with her  
2 office via email. So, I'm reaching out to Senator  
3 Moorlach because I'm in his district and, um, I want  
4 something to be done.

5 Alexa: Okay. Um, I would say give our capitol office a call  
6 and see -- and communicate with this with them and see  
7 if they have any recommendations on --

8 Bereki: Uh --

9 Alexa: -- how to move forward with this request.

10 Bereki: Okay. What is the phone number for the capitol  
11 office, please?

12 Alexa: Yes. (916) --

13 Bereki: Uh-huh.

14 Alexa: -- 651 --

15 Bereki: Uh-huh.

16 Alexa: -- 4037.

17 Bereki: Okay. Is there someone I should speak to there?

18 Alexa: Um, right now there's kind of a limited capacity of  
19 staff members that could be in at once. I'm not too  
20 sure who's in at this moment, but I would imagine  
21 anyone up there could help you.

22 Bereki: Oh, okay. Great. Thank you.

23 Alexa: Yes.

24 Bereki: And what was your name?

25 Alexa: Alexa.



1 Bereki: Alexa. Thank you so much.

2 Alexa: And I know that we can't help, but this is definitely  
3 more their forte. Um, they're primarily the  
4 legislative office and we're more district office.  
5 Um, so I think that for this specific request, they  
6 might be able to provide you with more insight.

7 Bereki: Okay. You're so kind. Thank you for your help,  
8 Alexa.

9 Alexa: No problem.

10 Bereki: Okay.

11 Alexa: Have a good day.

12 Bereki: You too. Bye bye.

13 Speaker: Senator Moorlach's office.

14 Bereki: Uh, which office?

15 Speaker: Moorlach.

16 Bereki: Oh.

17 Speaker: Scott Moorlach.

18 Bereki: Oh, okay. The district office in Costa Mesa gave me  
19 your phone number.

20 Speaker: Okay.

21 Bereki: Um, I was trying to reach S- -- uh, Senator Moorlach  
22 because I live in his district. Um, I'm calling about  
23 what I feel to be a very unconstitutional, um,  
24 assembly bill that had been passed, and, um, I had --

25 Speaker: Okay.



1 Bereki: -- filed a petition for redress of grievance with the  
2 legislature, um, pursuant to the California  
3 Constitution, and I did that through, um,  
4 Assemblywoman Cottie Petrie-Norris's office, and --  
5 Speaker: Is she the author of the bill?  
6 Bereki: Um, no, she's not. Um --  
7 Speaker: Okay.  
8 Bereki: -- it was back in 2001. And, um, I filed the petition  
9 for redress with her back in, like, February and she's  
10 not replying to any of my email or, um, letter  
11 correspondence.  
12 Speaker: Have you tried calling her office?  
13 Bereki: Yes. They --  
14 Speaker: Are you a con- -- are you a constituent of hers?  
15 Bereki: Yes.  
16 Speaker: Okay. And are you a constituent of Senator Moorlach's  
17 as well?  
18 Bereki: I believe so.  
19 Speaker: The (inaudible - 00:03:34) --  
20 Bereki: Yes. I'm in the --  
21 Speaker: What's --  
22 Bereki: In the 37th District. I live in Costa Mesa.  
23 Speaker: Okay. So, um, how -- what are you asking --  
24 Bereki: What I --  
25 Speaker: What are you asking our office to do?



1 Bereki: I -- I would like to find out the status of the  
2 petition that I filed, and I would like, um, to speak  
3 with Senator Moorlach about something being done about  
4 this, um, because it's very illegal. People are being  
5 forced into bankruptcy by these outrageous fines and  
6 the courts are not even recognizing it. Uh --

7 Speaker: What's the bill number?

8 Bereki: -- it's Assembly Bill 678. It was passed in 2001, and  
9 it's otherwise known as Business and Professions Code  
10 7031, Subsection B.

11 Speaker: Okay. And, sir, what is your name?

12 Bereki: My name is Adam, and last name Bereki, B-E-R-E-K-I.

13 Speaker: B-E-R- --

14 Bereki: E-K-I.

15 Speaker: E-K-I. (Inaudible - 00:04:37).

16 Bereki: Thank you.

17 Lance: Hi, this is Lance. How may I help you?

18 Bereki: Um, what was your name? Lance?

19 Lance: Lance, yes.

20 Bereki: Hi, I'm Adam.

21 Lance: Hi Adam.

22 Bereki: How are you?

23 Lance: How are you?

24 Bereki: I'm good, how are you?

25 Lance: I'm doing well.



1 Bereki: Um, I'm not sure why I was transferred to you, maybe -  
2 - could you share what your function is within Senator  
3 Moorlach's office?

4 Lance: I am a summer student staff.

5 Bereki: Oh, okay. Um, so, the reason I'm calling, Lance, is  
6 because, um, I was fined almost \$1 million pursuant to  
7 Assembly Bill 678 and it was, um, appro- -- uh -- uh -  
8 - uh -- uh, s- -- 678, and it was -- happened in 2001.  
9 It's Business --

10 Lance: And what -- what did this bill do?

11 Bereki: I -- I -- I'm sorry?

12 Lance: What did the bill do?

13 Bereki: Uh, the bas- -- the bill said that if you are found to  
14 be an unlicensed contractor, you have to refund all of  
15 the money that was paid to you. So, basically, let's  
16 say that -- um, let's say that you hire me to build  
17 you a \$20 million house in Newport Beach. So, um --

18 Lance: Uh-huh.

19 Bereki: -- I -- I build the house. You -- you pay me \$20  
20 million bucks. I -- I build you the \$20 million  
21 house, and then you find out that I'm an unlicensed  
22 contractor, so you sue me, and under this bill I have  
23 to give you the \$20 million back and you get to keep  
24 the house.

25 Lance: Okay.



1 Bereki: That's fucking insanity, putting it bluntly.

2 Lance: And did you hire a lawyer to deal with this?

3 Bereki: Yes.

4 Lance: And what happened?

5 Bereki: They fined me. Well, in my case, it was building a \$1  
6 million house and I got fined almost \$1 million. And  
7 it doesn't seem that any -- the -- the courts in  
8 California do not recognize that this is a fine. I'm  
9 not joking you, they -- they don't. They call it  
10 something called discourgment (ph) and it's not  
11 discourgment. I'm not sure if you have a legal  
12 background, but if you do, we can talk more about it,  
13 and -- and that's, uh --

14 Lance: No. I mean, I -- I deal enough with the law that I  
15 have an idea what you're talking about.

16 Bereki: Okay. So, basically, here's -- the US Supreme Court  
17 just came -- came down with a case, it wa- -- they --  
18 they entered the case in June 22nd of this year. And,  
19 um, what's been going on is, courts have been abusing  
20 this notion called discourgment. Discourgment  
21 basically means that if you perform an illegal act,  
22 you don't get to keep the profits of that act. That's  
23 fine, I get that. Like a bank robber, if he steals  
24 \$20,000. 00 bucks, he doesn't keep the -- the profits  
25 of the \$20,000. 00, he has to give it back. It's





1           called restitution. So, what the courts are doing in  
2           these cases is, they're not -- they're reading the  
3           statute which says you have to give a refund of all  
4           compensation you were paid, and they're turning the  
5           word compensation in- -- to mean a full forfeiture of  
6           all of the, uh, transactional, uh, money that was  
7           exchanged and they're not using an offset for the  
8           benefits that were conferred. Does that make sense?

9   Lance:    Yeah.

10  Bereki:   Okay. So, that's the problem. And if you -- I have  
11           the legislative history, and if you read it, that's  
12           what the legislature intended. The problem is, the  
13           courts are supposed to step in and say, hey, wait a  
14           minute, you can't do this because it's an excessive f-  
15           -- uh, fine. And they're not, and they -- that's --  
16           this has been going on since at least 2001, but the  
17           7031 statute goes all the way back to 1929, when --

18  Lance:    Okay.

19  Bereki:   -- the -- the A Section was, um, instituted.

20  Lance:    Okay. So, what are you looking for from us?

21  Bereki:   Well, I -- I called because I had filed a petition for  
22           redress of grievance, according to the California  
23           Constitution, with Assemblywoman Cottie Petrie-Norris.  
24           Um, I spoke to one of her representatives, Jess Swain  
25           (ph), and Jess had me --



1 Lance: (Inaudible - 00:08:32) why didn't you file it with  
2 her?  
3 Bereki: I didn't know where else to file it. Um, she's my --  
4 Lance: (Inaudible - 00:08:38) --  
5 Bereki: Uh, I'm her cons- -- no. I -- I don't think that a  
6 petition like that gets filed in the court. I mean --  
7 Lance: I've never had a petition like that --  
8 Bereki: -- maybe it does, but --  
9 Lance: -- come through us, uh, and the legislative process at  
10 all.  
11 Bereki: Hmm. I -- I would have no idea why it would go to a  
12 court.  
13 Lance: Because we -- we're -- we're -- we're the legislative  
14 branch. We're not -- we don't adjudicate anything.  
15 Bereki: Well --  
16 Lance: So, you --  
17 Bereki: -- but I --  
18 Lance: -- can't just come down and say hey, I want to change  
19 the law. We can have a conversation, but I have zero  
20 impact on how the -- the -- you know, the -- the legal  
21 process works.  
22 Bereki: Okay. So, um, I don't have the -- I don't have the  
23 1879 Constitution in front of me. I will get it one  
24 sec, but I'm gonna read you the 1849 Constitution  
25 because that's never been repealed. Here's what it



1           says. The people shall have the right to freely  
2           assemble together to consult for the common good, to  
3           instruct the representatives and to petition the  
4           legislature for redress of grievances. Um, I will  
5           pull up the 1879 Constitution in a minute, but --  
6           however, the courts are part of the problem. So, I'm  
7           petitioning the legislature, and I don't know why I  
8           would go to the court when they're part of the  
9           problem. I mean, the legislature is too, but --

10   Lance:    I don't -- I don't disagree, and -- and it's -- you're  
11           -- you're not the person that's called us and had  
12           trouble with the -- the courts for various different  
13           reasons. Uh, this -- I disagree, but different  
14           reasons. Um, once you file that petition, I guess,  
15           what's your expectation after that?

16   Bereki:   Well -- we- -- well, my expectation was, essentially,  
17           that -- that Cottie, being my -- uh, I'm -- I'm a  
18           constituent in her area, that --

19   Lance:    You are?

20   Bereki:   -- she would take that to the legislature and she  
21           would say we have a grievance that's been filed  
22           against us and here's what the circumstances are  
23           pertaining to it. We need to do an investigation and  
24           find out if, in fact, this guy is a nut job or if he's  
25           saying is, in fact, true and correct. And if it is,



1           then we need to take immediate action because we're  
2           literally destroying people's lives and sending them  
3           into bankruptcy without constitutional authority, and  
4           we're --

5   Lance:     Okay.

6   Bereki:    -- opening ourselves up to severe liability for doing  
7           that.

8   Lance:     Yeah. I mean, uh, you're welcome to send it to us. I  
9           don't know exactly who we would petition to. 'Cause  
10          how the process works in Sacramento is, there's a  
11          series of legislative committees that -- that cover  
12          different issues. Your issue would probably be within  
13          the -- uh, the -- uh, the senate, uh, the, um, uh,  
14          business and professions code and the committees they  
15          work through. I think that covers most of the  
16          contractor licensing type issues. Um, I could give it  
17          to a consultant, for them to look at, and they could  
18          likely pass it on to the chair of the committee. On  
19          that, unless they had time to schedule a complete  
20          (inaudible - 00:11:34) issue, I don't know exactly  
21          what they would do except for suggest maybe further  
22          clarifying (inaudible - 00:11:42) uh, here.

23   Bereki:   Well, that's -- that's -- that's not what this  
24           constitutional right to a petition is. It's not a --

25   Lance:     No, I get it. I -- you -- you can write to petition



1           your legislature, it do- -- but it doesn't say what  
2           the legislature has to do about it, does it?

3   Bereki:   I don't believe so, but, I mean, wouldn't -- wouldn't  
4           the right in- -- involve a remedy of them doing  
5           something?

6   Lance:    Uh, well, th- -- that's what I'm asking.   What -- what  
7           do you suppose your remedy is, though?

8   Bereki:   We- -- well, for them to --

9   Lance:    And what I -- what I'm trying to get at is, I'm not  
10           opposed to seeing your -- uh, y- -- your petition.  
11           I'm not opposed to hearing the grievance out.   I'll  
12           explain, though, right now, because of the pan- -- the  
13           pandemic, uh, we have bills that we're trying to fix  
14           some very substantive issues, uh, so, we -- out of the  
15           20 bills we have, we had to drop 17 of them, and we've  
16           only been able to get a couple very technical fixes.  
17           Well, they've eliminated most of the legislative  
18           hearings.   They've eliminated all of the audit -- the  
19           oversight hearings that have to do with these kinds of  
20           complaints, um, and we won't probably have another  
21           legislative hearing that's in the normal, sort of,  
22           like, function of -- of -- of oversight, and -- and  
23           try to do it -- you know, issues, perhaps, as yours  
24           until next January.   So, uh, again, I'm happy to  
25           receive it.   I'm happy to look at it and review it,



1           and I'm happy to share with other people that might  
2           have some better insight about what to do with it,  
3           but, uh, I don't know what the remedy you would expect  
4           to your --

5   Bereki:   W- -- well, I -- uh --

6   Lance:    -- sending it to me.  An- -- and I'm not trying to be  
7           flippant here.  I'm really interested, and it sounds  
8           like a case that's pretty significant and probable  
9           needs to be clarified in the law.  Um, I don't know  
10          exactly, though, because we're not ju- -- judicial --  
11          part of the judicial branch, what remedy we can grant  
12          to you.

13   Bereki:   Yeah.  No.  I -- I totally appreciate you not being  
14           flippant and just, like, being no bullshit with me.  I  
15           -- I totally appreciate that.  Um, the remedy that I'm  
16           looking for, obviously, is, if I have the right to  
17           file a petition, that -- that -- that -- uh, right,  
18           the remedy would be that th- -- the legislature  
19           investigates the grievance.  Um, as I said before, do  
20           they say, hey, is this an -- uh, guy a nutjob who  
21           doesn't know the law and doesn't know what he's  
22           talking about, or have we made a serious error and  
23           we're really harming people by doing this, and we  
24           don't have authority to do it.  And so, if there is no  
25           authority, lawful authority for the legislature to



1 have passed this act, that remedy would mean,  
2 immediately, that they have to change it. Um, and --  
3 and I don't think that that's a matter of whether they  
4 decide they want to have a hearing on it or not. It's  
5 -- it's a m- -- it's a must. If their investigation  
6 concludes, uh, that what I'm saying is true, I mean,  
7 here's what happens. So, someone like me, uh, if you  
8 consider the comparable criminal penalty for the same  
9 offense, it's a maximum fine up to \$5,000. 00 bucks.  
10 All right. So, someone that gets sued in the civil  
11 sense, like me, um, they end up with a near \$1 million  
12 fine, and so you end up in bankruptcy. I know of one  
13 man who lost his home from this, and he petitioned the  
14 legislature and they didn't do shit about it. Um, so,  
15 I'm a little bit different breed than that guy. I'm  
16 sinking my teeth into it and I'm going to see that  
17 something's done about it. So, that's why I keep  
18 pressing the issue, and keep making phone calls, and -  
19 - and sending letters, and trying to figure out what's  
20 going on. And believe me, I do appreciate the  
21 situation that you guys are in with the COVID-19 issue  
22 and all of that, and I don't know what you can do  
23 beyond what you can do, however, um, you know, uh,  
24 there's a lien attached to property that I'm a trustee  
25 of because of this and that property could be forced



1 into bankruptcy at any time. Um --

2 Lance: Is this a property that you -- that you built, or  
3 managed, or owned, or --

4 Bereki: Um, m- --

5 Lance: -- uh, just in short, what -- what -- what happened to  
6 you?

7 Bereki: Okay. So -- so, just -- I'll try to give you the --  
8 the most simplest Reader's Digest version. I, uh,  
9 went and took the contractor state licensing exam, I  
10 think, back in 2007, and -- to get a general  
11 contractor's license, and they gave -- they gave me --  
12 they made me what's called a qualifying individual for  
13 the license. I had the work experience and I passed  
14 the exam and background check. The name of the  
15 license was in my company, not in my name. So, when I  
16 went to court with these clients of mine, they were  
17 just private clients that wanted a custom home  
18 remodel, they, um, alleged that they didn't actually  
19 contract with my company that was a licensed  
20 contractor, they contracted with me.

21 Lance: Are you sole proprietor, or are you (inaudible -  
22 00:16:24) --

23 Bereki: No.

24 Lance: -- you're the, uh --

25 Bereki: No.





1 Lance: -- uh --

2 Bereki: I -- I was a close friend of this family, and my  
3 company did work for them for years. But the court  
4 said --

5 Lance: But you, yourself, did not have a contractor's  
6 license, is what you're saying?

7 Bereki: Correct. All right. So --

8 Lance: Okay.

9 Bereki: -- even -- even though I had all the -- I had passed  
10 all the requirements and had the experience, and all  
11 of that, and was the qualifying individual for my  
12 company's license, the court said, well, it looks to  
13 me like you -- you are the one that contracted with  
14 them and not your company, so you owe them a --  
15 basically a forfeiture of all of the proceeds that  
16 they paid you, which turns out to be, uh, \$930,000.  
17 00. So, they got to keep all the remodel work, they  
18 got a full refund of the \$848,000. 00 that they paid  
19 for that, and then, the court also ordered that I --  
20 that my company or I, whoever it is, forfeit the  
21 \$82,000. 00 that they hadn't paid for work that was  
22 performed.

23 Lance: Okay. So, was your company implicated in this?

24 Bereki: Um, not directly. I mean, they did sue my company but  
25 they dropped that suit because the suit became solely



1           against me for, so to speak, not having a license.

2   Lance:     Okay.

3   Bereki:    So, there's actually two issues here. One is, if you  
4           go down and you -- you take the exam, and you are  
5           determined to be competent to be a contractor, th- --  
6           that's one issue, because this statute should not have  
7           any application to someone like that, whatsoever. The  
8           only issue, at that point, is not a matter of public  
9           safety and the welfare of society, it's about whether  
10          you paid a fee or not, a licensing fee. So, that's  
11          one issue. The second issue is that they're taking  
12          that issue and then saying, oh, even though you passed  
13          the exam and did all that, we're still not considering  
14          you a licensed contractor and you're subject to this  
15          full forfeiture without offsets for the benefits that  
16          you conferred. So, that means, like, this guy, uh, he  
17          got fined \$916,000. 00. He did the work. The  
18          company said hey, he did a great job, he just didn't  
19          have a license. Well, he had a license, it was just  
20          in his company name and not in his personal name.  
21          Same issue. And so, when you go to the courts and you  
22          say wait a minute, I gave them their money back by  
23          doing the work and buying all the materials, and all  
24          that, now, it's a different story court if they have  
25          damages. We need to have a hearing for damages if



1           there's damages. But in this context, I gave them all  
2           the money back, and all of the -- and bought all the  
3           materials, and so their property, uh, gained value by  
4           the amount of work that I did. And the court says,  
5           you know, we don't want to hear it, this is what the  
6           legislature said.

7   Lance:     Yeah.

8   Bereki:    So -- so --

9   Lance:     Well, I mean, you're more than welcome to send me  
10           information. I'm -- I'm happy to review with, uh, the  
11           -- you know, whoever is in the space. I -- I don't  
12           know what beyond whatever remedies you've sought to  
13           the court to (inaudible - 00:19:26). Um --

14   Bereki:    Okay.

15   Lance:     -- it's not like they can go back to the -- to the  
16           courts or the license board and say hey, change this.  
17           Um, they don't react -- the legislature (inaudible -  
18           00:19:37) you know (inaudible - 00:19:40) closely  
19           (inaudible - 00:19:42) change to the statute. But, uh,  
20           you know, you're -- you're more than welcome to send  
21           it to me. I -- I don't know what more we can do, what  
22           kind of remedy you'll be able to get.

23   Bereki:    Okay. So, I sent all of this including a thumb drive  
24           with all of the exhibits to the District Office in  
25           Costa Mesa. Um, would you be -- uh --



1 Lance: To our --  
2 Bereki: Yeah.  
3 Lance: -- (inaudible - 00:19:59) district office?  
4 Bereki: Yes.  
5 Lance: Okay.  
6 Bereki: Yeah. So, I don't know if maybe you could call --  
7 Alexa is who I spoke with there.  
8 Lance: Yeah. I can --  
9 Bereki: Maybe you could --  
10 Lance: -- talk to Alexa about it.  
11 Bereki: -- tell her to send it up to you or something like  
12 that. Um --  
13 Lance: Sure.  
14 Bereki: -- that would be great. Um, yeah, and, I mean, I  
15 don't know, Lance, as far as I'm concerned, I would  
16 expect something to be done about this, given -- you  
17 know, if what I'm saying is true, and it is  
18 unconstitutional, and there's no authority for it,  
19 that should mean, like, people are jumping and taking  
20 care of it. Uh, like, something should be done about  
21 it. Um, so, I don't know. I mean, I -- I'm giving it  
22 to you guys, and so you do with it what you do with  
23 it, but that's just my take on it. Uh --  
24 Lance: Yeah. I mean, I'll look at it, but when it comes down  
25 to it, we're a minority party in a democratic state.



1 Uh, we can ask for hearings and for, you know, some  
2 sort of, uh, action to be taken, whether that happens  
3 or not is, uh, almost always out of our control, so --  
4 Bereki: Wait a minute. So -- so, Senator Moorlach is a -- is  
5 a republican, is that what you're saying?  
6 Lance: Correct.  
7 Bereki: Okay. I didn't know that. I -- I -- I don't get  
8 involved with state politics, but I -- I think  
9 Cottie's, uh, a democrat, right?  
10 Lance: She is, yeah.  
11 Bereki: Okay. Perfect. So, I've gone to both sides of the  
12 aisle, if you will. Um -- um --  
13 Lance: Yeah. I mean, and I don't know -- Cottie's staff is  
14 relatively, um, new and inexperienced, so I don't know  
15 what they'd be able to get you, but she's a democrat  
16 so she -- she cries the loudest, so you might be able  
17 to get further with her than with us. But it's not to  
18 say that I can't review -- look at it, I just don't --  
19 I don't know exactly what kind of remedy we could  
20 offer you. So --  
21 Bereki: Hmm. So, there's -- so, there's -- if I understand,  
22 and, uh, I'm just trying to understand how the whole  
23 process works because I don't have the experience that  
24 you do, um, if someone comes and is -- presents  
25 evidence that there is a unconstitutional bill, or an



1           unconstitutional law --

2   Lance:   Unfortunately, like, 90 percent of the bills they pass  
3           are (inaudible - 00:22:02). I frankly just -- uh,  
4           everything they pass has (inaudible - 00:22:05)  
5           constitutional.

6   Bereki:   Wh- --

7   Lance:   Uh, I can't tell you how many bills, how many issues  
8           that we deal with almost on a daily basis that are  
9           unconstitutional, uh, but, in the end, unless it --  
10          unless a court finds it unconstitutional and requires  
11          some sort of remedy, there's literally nothing we can  
12          do about it. I mean, I could spend the next hour  
13          just, the bills that we passed (inaudible - 00:22:26)  
14          but, uh, unless -- unless the party -- party wants to  
15          move to do something (inaudible - 00:22:35) it's very  
16          (inaudible - 00:22:38) in this manner. And (inaudible  
17          - 00:22:43) think of is when somebody is released from  
18          prison (inaudible - 00:22:48) they were a prisoner,  
19          justly, and there is a requirement for the state to  
20          pay, you know, for however many days or years they  
21          were imprisoned (inaudible - 00:22:58) uh,  
22          compensation. Uh, we do a bill like that every, you  
23          know, year, and it's a handful of the cases (inaudible  
24          - 00:23:07) I'd say -- I would say pretty much all of  
25          them, I can't think of an exception, are those that



1                   were wrongfully imprisoned, um --

2   Bereki:       Okay.

3   Lance:       -- for the (inaudible - 00:23:15) --

4   Bereki:       W- -- well, here's kind of another aspect of that.

5                   Um, and that is, because of this unconstitutional law,  
6                   my license has been suspended. I can't work.

7   Lance:       No, I understand.

8   Bereki:       Oh -- oh, that's a major problem, because, I --

9                   essentially, that's imprisonment, in my book. If I --

10                  I don't have the liberty to use my, uh, faculties to  
11                  sustain my life and -- and have, uh -- uh -- uh, an  
12                  employment in this capacity that I want to work in,  
13                  uh, that's a major problem.

14   Lance:       Yeah. No. Believe me, I -- I 100 percent understand  
15                  the problem. Um, I -- I'm happy to review and look at  
16                  it and --

17   Bereki:       Okay.

18   Lance:       -- see if there's anything I can offer you, but, uh,  
19                  I'll tell you, unless a court is gonna come in your  
20                  favor and declare that there -- issue remedies, um,  
21                  I'm pretty sure it's a very slim (inaudible -  
22                  00:24:12) anything at all.

23   Bereki:       Okay. Is there, like, some sort of policy that you're  
24                  aware of, or not aware of, if, um, th- -- there is a  
25                  policy for handling redresses of grievance?



1 Lance: Um, I will -- I've been in the building 15 years --  
2 Bereki: Uh-huh.  
3 Lance: -- and never had to deal with this. So, I've worked  
4 for various members of the legislature.  
5 Bereki: Okay.  
6 Lance: Um, I'm happy to ask other people who have been here  
7 longer, but I'm -- I -- I'm not aware of any specific  
8 process for, uh, you know, handling or redressing  
9 these grievances outside of the judicial process.  
10 Bereki: Okay. Yeah. I read you Section 10 of the 1849  
11 Constitution, it's Section 3 of the 1879 one I'm  
12 looking at.  
13 Lance: Oh. I -- I -- I don't disagree with you, but, uh,  
14 when -- when you look for redress, uh, you know, it --  
15 uh -- uh, the redress can come in different forms, and  
16 sometimes that redress is (inaudible - 00:25:06)  
17 sometimes that redress is changed in the law,  
18 sometimes that redress is, you know, reinstating  
19 certain licenses, but, uh, again, unless the  
20 legislature goes out and, for one person, rewrites the  
21 law or creates regulation, I'm not exactly sure how we  
22 could -- how we could address that.  
23 Bereki: Oh, okay. So, all of --  
24 Lance: I mean, uh --  
25 Bereki: -- those --





1 Lance: -- once it -- it has to be completely legislative  
2 process. Not -- not one penny gets spent in this  
3 building without it going through a legislative  
4 process.

5 Bereki: Okay. So, those --

6 Lance: It'll go to both chambers --

7 Bereki: -- those --

8 Lance: -- (inaudible - 00:25:37) signature of the governor.

9 Bereki: Those forms of redress that you just mentioned are all  
10 three that I'm seeking. I know you asked me that  
11 question earlier, but th- -- that's -- that's exactly  
12 what I would like, is for the law to be changed to be  
13 compensated for the injuries that have occurred as a  
14 result and to have my license reinstated. Um --

15 Lance: Okay.

16 Bereki: -- so --

17 Lance: Uh, then that would be a full legislative process that  
18 would take probably two years to get done.

19 Bereki: Okay. Okay. So, I -- I sent the thing to the  
20 District Office on Costa Mesa, so if you would be so  
21 kind as to call Alexa and let her know, and then maybe  
22 she can keep an eye out for it. I just sent it today.

23 Lance: Okay.

24 Bereki: Um, so --

25 Lance: I will -- uh, it -- uh, I will look for it, and feel



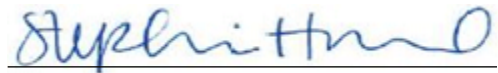
1 free to follow up with me in a -- in a -- you know, a  
2 little while, and see what I've had a chance to  
3 review, um, and I'll -- I'll tell you what I know.  
4 Bereki: Okay. Lance, thank you so much. Lance was your name,  
5 right?  
6 Lance: Yep.  
7 Bereki: Okay. Thank you so much for your time. Uh -- uh, I  
8 really appreciate --  
9 Lance: No problem.  
10 Bereki: -- you. Okay, buddy. Take care. Bye.  
11 Lance: Have a good day. Bye bye.  
12 Bereki: That was a call to the capitol building, uh, (916) 651-  
13 4037, on August 17th, 2020.  
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## TRANSCRIBER'S CERTIFICATE

I, Stephanie Howard, do hereby certify that the foregoing transcript is a full, true, and correct statement of the audio file provided to me titled "E10 CAL LEGISLATURE CALL WITH SEN MOORLACH CHIEF OF STAFF LANCE CHRISTENSEN 081720.m4a".

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