

Dan Pryor, In Pro Se
4742 Lorelei Avenue
Long Beach, CA 90808
Telephone: 310-804-6190
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FILED 02/12/15
DOCKETED 02/12/15 V.D.B.
DATE INITIAL

In Re DANNY W. PRYOR

) BAP No: 14-1526
) Case No. 2:09-bk-23842BR
) Adv. No. 2:09-ap-02291BR

) CHAPTER 7 EMERGENCY MOTION FOR
) STAY PENDING APPEAL UNDER CIRCUIT
) RULE 27-3.

) Date: December 31, 2014

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To party and to the attorney of record for each party in this action:

9th CIR. R. 27-3 RULE

1. Pursuant to 9th Cir. R. 27-3, Appellants respectfully certify that the Motion for a stay pending appeal is an emergency motion requiring “relief... in less than 11 days” to “avoid irreparable harm. The have been contacted for construction jobs, the current statements from the CSLB (Contractors State License Board) will not allow me to make a living without settling this default judgment, which is fraudulent due to the fact that RW Investment Co., Inc., did not own the property at all relevant times. I was not working for RW these individuals owed me money.

1 My family and I will be homeless if BAP refuses to act, please see the correspondence with the
2 CSLB. I will be irreparable harmed! **See Exhibit A**

3 On December 19, 2014 order by the District Court was lodged to enforce the fraud
4 judgment on appeal with BAP, in the amount of \$997,998.45. This order was lodged to levy and
5 serve a writ of execution against Defendant/Debtor Danny W. Pryor (hereinafter "PRYOR") and
in favor of Plaintiff RW Investment Co. Inc., (hereinafter "RW")

6 2. On October 31, 2014, PRYOR filed a Notice of Appeal with the Bankruptcy
7 Appellate Panel and the District Court. The appeal was filed based the judgment amount and the
8 irrevocable and unconditional assignment of assets and claims in the fore mentioned judgment
which gives PRYOR all the rights to this judgment.

9 3. RW was awarded the default judgment based on fraud under 11 U.S.C. Section
10 523 (a)(2). RW never provided any documentation proving the alleged debt and did not have
11 standing to pursue their adversary claim due to the assignment that is currently on appeal. RW
12 had sold their interest in the property in litigation to PRYOR.

13 4. PRYOR will receive, "irreparable harm" if RW is allowed to proceed with this
14 order. This case is on appeal with BAP, and has the same claims and accusations as in the case
15 filed in the State Court, which was recently dismissed. The Proof of Claims made by RW would
16 be precluded from the District Court in which RW assigned their rights way to Pryor in 2009.
This is outlined and detailed in the post judgment appeal

17 5. The deception that has been perpetrated against this court is shameful and
18 criminal. We would like to remind this court that RW used this same argument of fraud on
19 August 19, 2009 and was denied for good cause by this same court. The Trustee, Richard
Diamond has abandoned these assets and there was no concealment of the assets claimed.

20 6. The accounting clearly shows that PRYOR does not owe RW any money and that
21 RW has no standing to file a claim.

22 7. The Judgment's dollar amount is based on information in the Summary Judgment
23 Motion in the State lawsuit. Based on the information that was provided during the prove-up
hearing, RW's claim does not have merit.

24 While this case is being reviewed at the Bankruptcy Appellate Panel, PRYOR request that any
25 and all actions should be stayed until the conclusion of the case.

8. Due to the "no asset" report filed by the Trustee Richard Diamond, RW would not

1 be harmed to wait until the BAP decision. PRYOR would suffer great harm. So far, all RW's
2 claims have been proven to be fraudulent by declaration.

3 9. A stay, while this case is resolved would simply suspend judicial alteration of the
4 status quo, *Nken v. Holder*, 129 S. Ct. 1749 1758(2009). (quotation marks omitted).

5 10. The Mandate issued on October 2013, establishes that BAP has jurisdiction over the
6 judgment and proceedings in this case.

7 11. In *re Wymer*, 5 B.R. 802, 805-07 (9th Cir. BAP 1980) the standards in granting a stay
8 pending appeal in this case would fall under Discretionary Stays.

9 **DISCRETIONARY STAYS**

10 Procedurally, discretionary stays of judgments and orders pending appeal are governed by FRCP
11 Rule 62(c) and (g); FRAP 8(a) and (b), and FRBP 805. As stated by one authority, FRCP 62(c)
12 and (g), taken together, reflect "the inherent power of the courts to make whatever order is
13 necessary to preserve the status quo and to ensure the effectiveness of the final judgment."

14 The accepted standards for discretionary stays are described in *Schwartz v. Covington*, 341 F.2d
15 537 (9th Cir. 1965):

- 16 1. Appellant is likely to succeed on the merits of the appeal.
- 17 2. Appellant will suffer irreparable injury.
- 18 3. No substantial harm will come to appellee.
- 19 4. The stay will do no harm to the public interest.

20 A stay pending appeal should comply with the requirement of FRCP 65(d) that every order
21 granting an injunction set forth the reasons for its issuance and be specific in its terms. 11 *Wright*
22 & *Miller* p. 324; *U.S. v. El-O-Pathic Pharmacy*, 192 F.2d 62, 80 (9th Cir. 1951); *Poplar Grove,*
23 *Etc. v. Bache Halsey Stuart, Inc.*, supra 1190.

24 **DECLARATION OF DANNY WAYNE PRYOR**

25 I, DANNY WAYNE PRYOR, if called as a witness would testify competently to the following
facts, each of which is known to me to be true of my own personal knowledge, except as to those
matters stated on the basis of information and belief, and as to those matters I believe them to be
true.

RW unconditionally and irrevocably assigned away all their rights to PRYOR.

This transfer was never disclosed to the court.

If the Court would not grant a stay in this matter, RW would be allowed to collect and harass

1 whatever claims the fraudulent default judgment and collection order states.

2 If BAP considers and review excerpts, the Appellant is likely to succeed on the merits of the
3 appeal.

4 The Creditor RW on October 20, 2014, submitted to the CSLB (Contractor State License Board)
5 letter that has prevented Debtor from making a living in his licensed trade. Debtor cannot bond
6 and this has caused irreparable harm and stress on his ability to support his family. The Debtor
7 PRYOR has submitted thousands of documents to the CSLB and no resolve has come from his
8 efforts. It is my understanding that "Exemption from the Enforcement of Judgments", falls
9 under CCP§695.060 and CCP§720(a)(1). California Code of Civil Procedures states the
10 following:

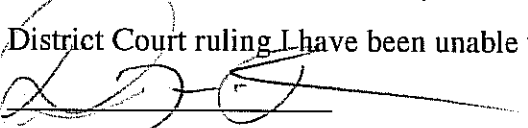
11 "Except as provided in Section 708.630, a license issued by a public entity to engage in
12 any business, profession, or activity is not subject to enforcement of money judgment."

13 On December 29, 2014, CSLB responded for the last time and stated:

14 "Because Federal law supersedes the California Business and Professions Code, the
15 Contractors Board does not have the jurisdiction to intervene in your petition of reinstatement
16 case." See Exhibit " B "

17 **EXEMPTIONS ARE FOUND IN UNITED STATES CODE (USC) and in the California**
18 **Codes, primarily the Code of Civil Procedure (CCP).**

19 Based on the above information, I am unable to make a living to support my family. Since the
20 District Court ruling I have been unable to make a living, I have been irreparable harm.

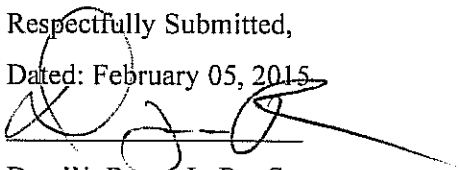
21 
22 Dan W. Pryor

23 CONCLUSION

24 For the foregoing reasons, PRYOR request a stay of the District Court's 'Writ of
25 Execution' until resolution of the pending appeal or at the very least lease my license so I may
make a living for me and my family. PRYOR request an immediate stay pending these Court's
decision on the "Motion for a Stay Pending Appeal".

Respectfully Submitted,

Dated: February 05, 2015


Dan W. Pryor, In Pro Se

PROOF OF SERVICE

1013A (3) C.C.P. Revised 5/1/88

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is:

269 S. Beverly Drive, No. 249, Beverly Hills, CA 90212

On February 05, 2015, I served the following documents describe as:

STAY PENDING APPEAL

CHAPTER 7 EMERGENCY MOTION FOR STAY PENDING APPEAL UNDER CIRCUIT RULE 27-3.

On interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:
In care of the following:

ATTORNEY OF RECORD FOR THE FOLLOWING CORPORATION

Ronald N. Wilson
3415 South Sepulveda Blvd.
Suite# 1100
Los Angeles, CA 90010

X (BY MAIL)

I deposited such envelope in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collecting and processing correspondence for

February 05, 2015



Jimi Campillo

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EXHIBIT A



CONTRACTORS STATE LICENSE BOARD

9821 Business Park Drive, Sacramento, California 95827
Mailing Address: P.O. Box 26000, Sacramento, CA 95826
800-321-CSLB (2752)
www.cslb.ca.gov • CheckTheLicenseFirst.com

STATE OF CALIFORNIA

Governor Edmund G. Brown Jr.

December 29, 2014

Turnkey Developers
4742 Lorelei Avenue
Long Beach, CA. 90808

Subject: Judgment Case # 09-BK-23842-BR
License Number: 694639

Dear Mr. Pryor:

This letter is in response to your correspondence, received at the Contractors State License Board on December 15, 2014. I apologize, as the press of business has precluded an earlier response.

Our records indicate that you currently have judgment case #09-BK-23842-BR pending on your license because the appeal that you submitted to the United States Bankruptcy Appellate Panel of the Ninth Circuit was dismissed.

Because Federal law supersedes the California Business and Professions Code, the Contractors Board does not have the jurisdiction to intervene in your petition of reinstatement case.

I am returning all of the documents that you initially submitted to the Contractors Board.

Sincerely,

Elizabeth Robinson
Associate Governmental Program Analyst
Judgment Unit - Licensing Division
Contractors State License Board

7002 2410 0002 2277 2079

U.S. Postal Service	
CERTIFIED MAIL RECEIPT	
(Domestic Mail Only, No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent To	
Street, Apt. No., or PO Box No.	
City, State, ZIP+4	
PS Form 3800, June 2002	

**PETITION FOR REINSTATEMENT
OF
CONTRACTORS LICENSE**

LICENSE NO. : 694639

DATE: DECEMBER 1, 2014

TO: JUDGMENT UNIT

**CONTRACTORS STATE LICENSE BOARD
9821 BUSINESS PARK DRIVE
SACRAMENTO, CALIFORNIA 95827
MAIL ADDRESS: P.O. BOX 2600, SACRAMENTO CA 95826
EMAIL: www.cslb.gov
(800) 321-2752
(916) 255-4287
(916) 366-9130 Fax**

**FROM: Dan Pryor, In Pro Per
4742 Lorelei Avenue
Long Beach, CA 90808
Telephone: 310-804-6190
EMAIL: danp_acres@yahoo.com**

**Subject: RW INVESTMENT CO INC. vs. TURNKEY DEVELOPER DBA
CASE NO.: 09-BK-23842-BR**

SUPPORTING DOCUMENTS

[EXHIBIT 1 THROUGH 24]

PETITION FOR REINSTATEMENT

OF

CONTRACTORS LICENSE

LICENSE NO. : 694639



CONTRACTORS STATE LICENSE BOARD

9821 Business Park Drive, Sacramento, California 95827
Mailing Address: P.O. Box 26000, Sacramento, CA 95826
800-321-CSLB (2752)
www.cslb.ca.gov

STATE OF CALIFORNIA
Governor Edmund G. Brown Jr.

TURNKEY DEVELOPERS
4742 LORELEI AVE
LONG BEACH, CA 90808

DATE: 10/22/2014

LICENSE: 694639

NOTICE OF CONSTRUCTION RELATED JUDGMENT

Subject: R W INVESTMENT CO INC vs. TURNKEY DEVELOPERS
Case no. 09-BK-23842-BR

We have been notified that the appeal was denied in the construction related judgment against you. The judgment was entered in UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA on August 25, 2014 in the amount of \$997,988.45.

Pursuant to Section 7071.17 of the Business and Professions Code, you must satisfy the judgment in one of the following ways by January 20, 2015:

1. Submit proof that the judgment has been paid; or
2. Submit proof that the debtor filed bankruptcy. We must have a copy of the Voluntary Petition filed in bankruptcy court and the creditors list naming the judgment creditor; or
3. Submit a notarized copy of a payment agreement and schedule signed by both you and the above judgment creditor; or
4. Submit a court endorsed appeal with proof of stay of enforcement or an order to vacate the judgment; or
5. Submit a judgment bond in the business name on the license in the amount of \$998,000.

Even though this license is expired, failure to satisfy the judgment in one of the ways mentioned above will result in the automatic suspension of your license. Once the license is suspended, it can only be reinstated by submitting proof of compliance as listed in items 1 through 4 above.

Section 7071.17 also prohibits any person who is listed on this license from being associated with any other license while this license is suspended because the judgment remains unsatisfied.

Please send any judgment related documents to the Judgment Unit. Judgments and related documents can only be processed in the Judgment Unit at the address listed in the letterhead.

cc: R W INVESTMENT CO INC
4073 KENWAY AVENUE
LOS ANGELES, CA 90008

13. Have you filed in court to recover damages on this complaint? ☒ Yes (if so, provide documentation with this form.) ☐ No
14. Is this project a: ☐ Residence ☐ Commercial Building ☒ Other
15. Is this project a: ☐ Remodel ☐ Repair/Replace ☒ New Home
16. Was this contract: ☒ Written ☐ Oral ☐ New Home Purchase Agreement
17. Were there any change orders? ☐ Yes ☒ No If yes, were they: ☐ Written ☐ Oral ☐ Both
18. Is your complaint: ☒ Abandonment ☒ Workmanship ☒ Other
19. Building permit obtained by: ☐ Contractor ☐ You ☒ Do not know
(Provide a copy if available.) Name of building department: no proper permit obtained - Inglewood Building and Safety Department
21. Did the contractor have employees? ☐ Yes If so, how many? _____ ☐ No ☒ Do not know
Names of employees, if known: _____
22. Were employees, subcontractors, or material companies paid? ☐ Yes ☒ No ☐ Do not know
23. Were any mechanics' liens filed on this job? ☐ Yes (Provide a copy if available.) ☒ No
If yes, by whom? _____ How much? \$ _____
24. What attempts have you made to contact the contractor? ☐ Unable to locate ☐ Personal contact ☒ Telephone ☒ Letter (Provide copies.)
25. Have you notified your contractor in writing of the issue in dispute? ☒ Yes (Provide copies.) ☐ No
26. Have you obtained an estimate from another contractor to correct and/or complete the project? ☒ Yes ☐ No
(If yes, provide copies.) Amount \$2,500,000.00
27. Have you had the job corrected or completed? ☐ Yes ☒ No
(If yes, provide copies of the contract and proof of payment.) Amount \$ _____

NOTICE ON COLLECTION OF PERSONAL INFORMATION

Collection and Use of Personal Information. The Department of Consumer Affairs and the Contractors State License Board (CSLB) collects the information requested on this form to follow up on your complaint.

Providing Personal Information is Voluntary. You do not have to provide the personal information requested. If you do not wish to provide personal information, such as your name, home address, or home telephone number, you may remain anonymous. In that case, however, we may not be able to contact you or help you resolve your complaint.

☐ I would like to keep my information confidential.

Access to Your Information. You may review the records maintained by the CSLB that contain your personal information, as permitted by the Information Practices Act. See below for contact information.

Possible Disclosure of Personal Information. We make every effort to protect the personal information you provide us. In order to follow up on your complaint, however, we may need to share the information you give us with the business you complained about or with other government agencies. This may include sharing any personal information you gave us.

The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act;
- To another government agency as required by state or federal law; or
- In response to a court or administrative order, a subpoena, or a search warrant.

Contact Information. For questions about the Department of Consumer Affairs' privacy policy or the Information Practices Act, contact the Office of Privacy Protection, 400 R Street, Sacramento, CA 95814, or email privacy@dca.ca.gov.

I declare under penalty of perjury that the information contained on this Complaint Form is true and correct to the best of my knowledge, and that this declaration was signed at (city) Los Angeles, (state) CA on (date) March 18, 2009.

I will assist in the investigation or in the prosecution of the contractor or other parties, and will, if necessary, attend hearings and testify to facts.

28. SIGN HERE Ronald H. Wilson DATE 3/18/09

RONALD H. WILSON
ATTORNEY AT LAW
3700 WILSHIRE BLVD SUITE 655
LOS ANGELES, CA 90010
(213) 384-2800

131-15 (Rev. 6/04)



CONTRACTORS STATE LICENSE BOARD

STATE OF CALIFORNIA

Northern California:

Sacramento Intake & Mediation Center

P.O. Box 269118, Sacramento, California 95826-8118

1-800-321-CSLB (2752)

Southern California:

Norwalk Intake & Mediation Center

12501 East Imperial Highway, Suite 620, Norwalk, California 90650

1-800-321-CSLB (2752)

www.cslb.ca.gov

Complaint Form

NOTICE: INCOMPLETE AND UNSIGNED FORMS WILL BE RETURNED TO YOU.

DO NOT SEND ORIGINALS—DOCUMENTS RECEIVED WILL NOT BE COPIED AND/OR RETURNED.

Please attach COPIES of all pages of contracts (front and back), canceled checks (front and back), invoices, advertisements, business cards, receipts, correspondence, etc.

PLEASE COMPLETE BOTH SIDES OF THIS FORM

1. YOUR NAME last first middle RW Investment Co., Inc. (owners Ronald & Robert Wilson)		2. CONTRACTOR NAME (as shown on contract/invoice) Turnkey Developers and Danny Wayne Pryor		LICENSE NO. USED, IF ANY 694839
ADDRESS number street 4073 Kenway Avenue		ADDRESS number street 5042 Wilshire Bl #136		
city Los Angeles	county CA	state CA	ZIP code 90008	

PHONE WHERE YOU CAN BE REACHED 8 a.m.-6 p.m. (323) 385-5013		PHONE (310) 766-6535	
HOME PHONE (323) 295-9779		EMAIL ADDRESS lawy@ron.com	
10. I AUTHORIZE THE FOLLOWING PERSON TO HANDLE THE COMPLAINT ON MY BEHALF: NAME last first middle Wilson Ronald N PHONE 8 a.m.-5 p.m. (323) 385-5013 HOME PHONE (323) 295-9779			
WHO PRESENTED THE CONTRACT? <input checked="" type="checkbox"/> SALESMAN Turnkey Developers and Danny Wayne Pryor <input checked="" type="checkbox"/> CONTRACTOR Turnkey Developers and Danny Wayne Pryor WHERE WAS THE CONTRACT NEGOTIATED? City State ZIP Inglewood CA 90302			

3. OWNER OF CONSTRUCTION SITE RW Investment Co., Inc. ADDRESS number street city state ZIP 4073 Kenway Avenue Los Angeles CA 90008 PHONE (323) 385-5013		4. CONSTRUCTION SITE ADDRESS number 704 N Market Street city state ZIP Inglewood CA 90302 PHONE ()	
--	--	--	--

5. DESCRIBE BRIEFLY THE SCOPE OF THE WORK FOR WHICH YOU CONTRACTED (I.E. PAINTING, PLUMBING, CONCRETE, PATIO COVER, ROOM ADDITION)

Contractor agreed to build a brand new 8 unit townhouse project. He agreed to prepare final city approved plans including all phases of architecture and engineering and get all permits. After he abandoned the project we learned that Pryor embezzled \$400,000 from the construction loan fund. Pryor has 27 judgments against him and operates 15 sham companies to launder money and defraud citizens.

6. CONTRACT DATE Feb 20, 2006	7. AMOUNT OF CONTRACT \$1,186,850.00	8. AMOUNT PAID ON CONTRACT \$400,000.00	9. DATE WORK STARTED March 2006	10. DATE WORK CEASED August 2007
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11. LIST YOUR ITEMS OF COMPLAINT (IF MORE ROOM IS NEEDED, PLEASE ATTACH A SHEET OF PAPER)

The contractor conspired with Indymac Bank Vice President Bruce Adams, David Boggs and other Indymac bank officials and stole approximately \$400,000.00 from the construction loan and then abandoned the project. The only actual construction was a completely defective partial retaining wall. His defective excavation created a dangerous public nuisance on the property and he was cited by the City of Inglewood for that dangerous condition. None of his work was inspected by the City. He never prepared the agreed upon architectural plans and engineering work. He never prepared a site survey. He poured the foundation without proper plans, specifications or city inspections. The following losses were incurred: fraudulent construction loan \$1,300,000; RW Investment business loss \$1,000,000; additional interest expense, extra architectural and engineering costs, attorney's fees and costs of suit.

12. REMEDY SOUGHT:
Criminal prosecution; cancel construction loan and return of all moneys with interest, attorney's fees and costs; pay RW Investment \$1,000,000.00 in damages

FOR OFFICE USE ONLY											
COMPLAINT NUMBER	TYPE	IN	OR	PRTY	DATE RECEIVED	SPECIAL	DT STAT EXP	CSR	ASSIGNED TO CSR	ER	ASSIGNED TO ER
FY	CNST	V	G		MO DA YR	PROJECT	MO DA YR	INIT	MO DA YR	BHT	MO DA YR
LICENSE NUMBER					CLOSURE	DISPOSITION	DATE CLOSED	STATUS CHANGE			STP
SECTIONS VIOLATED					LETTER		MO DA YR	C	G	C	C
					C	C		DATE	DATE	DATE	DATE

PETITION FOR LICENSE REINSTATEMENT

DATE: NOVEMBER 1, 2014

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1 **I. INTRODUCTION**

2 This case involves extrinsic fraud, RW Investment Co., Inc. (herein also known as "RW or
3 Claimant"). RW filed a "Complaint Form", with the Contractors State License Board (herein
4 after known as "CSLB"). **See Exhibit 1**

5 Ronald Wilson who is a licensed attorney has deceived the CSLB by filing a series
6 Documents against Danny Wayne Pryor, dba Turnkey Developers (herein known as "PRYOR"),
7
8 making claims that can now be proven to be untrue.
9

10 On March 27, 2007 the Claimant/RW "Quitclaim Deed" the property claimed to own to 704
11 Market, LLC (herein known as "704 Market") a company PRYOR is the managing member and
12 one of the owner. **See Exhibit 2**

13 RW had fallen on mortgage payments and the loan had matured. RW transferred the property at
14 704 Market Street in Inglewood CA (herein known as "The Property") to the limited liability
15 company 704 Market. A limited liability company later purchased 704 Market by the name of
16 Omniplex Management, LLC (herein known as "OMNI"), a company also managed by PRYOR.
17 At no point after the transfer did RW have ownership of The Property.

18 Due to economic conditions and Indy Mac Bank closure, PRYOR personally was forced to file
19 bankruptcy protection.

20 Ronald Nolan Wilson and Robert Wilson (herein known as "Wilson") were the sole owners of
21 RW.
22

23 The Ronald Wilson as an individual filed a complaint in bankruptcy court to have to PRYOR's
24 personal voluntary bankruptcy petition dismissed. The Bankruptcy Court heard the Motion and
25 the argument by Ronald Wilson. Judge Barry Russell denied the Motion. **See Exhibit 4**

DAN PRYOR

4742 Lorelei Ave. • Long Beach, California 90808 • (310) 804-6190
E-Mail: dan_pryor@yahoo.com



Date: December 9, 2014

CSLB (Contractors State license Board)
9821 BUSINESS PARK DRIVE
SACRAMENTO, CA 955827
ATTN: JUDGMENT UNIT

RECEIVED

DEC 15 2014

CSLB MAILROOM

To Whom It May Concern:

The following petition to reinstate contractor's license number 694639 is based on many facts that show Danny W. Pryor or his DBA Turnkey Developers (herein known as "Pryor") was not using his license to conduct business with RW Investment Co., Inc. (herein known as "RW").

Doing all relevant times, all business dealings that had to do with RW, was with a company managed by Pryor under the name of Omniplex Management, LLC; which he was the 'Managing Member'. Omniplex Management, LLC (herein known as "OMNIPLEX") is the parent company that owns 704 Market, LLC (herein after known as "704 Market"). 704 Market was the corporation that OMNIPLEX transferred the real estate property into that was purchased from RW. At all relevant time, RW was during business with OMNIPLEX and 704 Market, not with Danny W. Pryor or his DBA 'Turkey Developers', which is licensed by the CSLB.

This petition will provide the CSLB a detail history of fraud that was perpetrated against his contractor's license and the CSLB by RW.

At all relevant times Pryor was never employed or used his license in connection with RW.

RW sold and irrevocably assigned all their rights to OMNIPLEX. RW claims against Pryor's license is untrue; the default judgment was obtained through fraud. This petition outlines the entire history of fraud that RW is claiming against Pryor's license. The default judgment in question was obtained because Pryor missed one Court hearing. This was a default judgment. These claims in that case were never adjudicated in a court of law.

The CSLB should consider the fact that, Pryor waited almost an entire year for a hearing set on October 10, 2011 under OAH case number 2010080730, which he agreed to dismiss his complaint after he had settled the complaint with the Deputy Attorney General. The Deputy Attorney General Thomas L. Rinaldi assured Pryor that if he paid a false claim; that he did not



have 'Workman Comp' insurance; these false claims made by RW would go away. [See Workman Comp policy Exhibit"24"]

Pryor paid the fine but refused to admit any guilt. This claim has now resurfaced and is based on major fraud. This claim should have gone to trial, if this would have gone trial, Pryor would not have to defend himself again.

The CSLB should be aware that RW has made the same claims against another contractor prior to claims against Pryor, under sanction case number S2008000597. New Image Construction owned by Mr. Blumfield, had his contractor's license revoked under violation code 7085.6. [See Exhibit"3"]

Although, this petition is a large document, please review the facts in this petition and reinstate my contractor's license. The evidence in this document is overwhelming against RW.

Yours truly,

Dan W. Pryor

RECEIVED

DEC 15 2014

MAILROOM

Case: 14-1364 Document: 13 Filed: 09/18/2014 Page: 1 of 2

694639

FILED

AUG 28 2014

SUSAN M. SPRAUL, CLERK
U.S. BKCY APP. PANEL
OF THE NINTH CIRCUIT

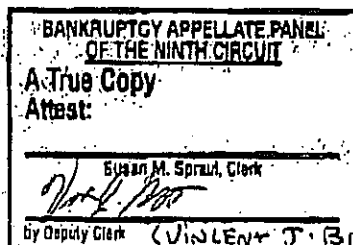
UNITED STATES BANKRUPTCY APPELLATE PANEL

OF THE NINTH CIRCUIT

In re:)	BAP No.	CC-14-1364
DANNY WAYNE PRYOR,)	Bk. No.	2:09-bk-23842-BR
Debtor.)	Adv. No.	2:09-ap-02291-BR
<hr/>			
DANNY WAYNE PRYOR,)		
Appellant,)		
v.)	ORDER DISMISSING APPEAL	
RW INVESTMENT COMPANY, INC.,)	FOR LACK OF JURISDICTION	
Appellee.)		
<hr/>			

Before: KIRSCHER, DUNN and TAYLOR, Bankruptcy Judges.

No party filed an election to have this appeal heard by the district court and the time to do so has expired. By order entered August 7, 2014, the Panel determined that the notice of appeal was untimely. Therefore, this appeal is ORDERED DISMISSED for lack of jurisdiction.



DATE: 09/18/14





RONALD N. WILSON
ATTORNEY AT LAW
 Workplace Investigations

October 20, 2014

via fax 916-366-9130 and U.S. Mail

Contractors State License Board
 9821 Business Park Drive
 Sacramento, CA 95827

Attn: Judgment Unit

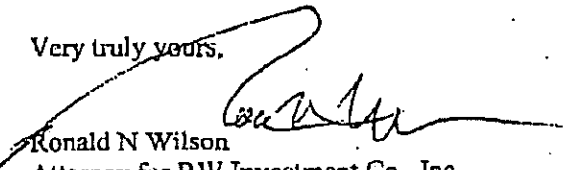
Re: \$997,988.45 United States Bankruptcy Court Fraud Judgment against
 Danny Wayne Pryor License No. 694639 (Turnkey Developers)

Dear Board:

I represent RW Investment Co., Inc. We obtained a fraud judgment for \$997,988.45 in favor of RW Investment Co., Inc. and against contractor Danny Wayne Pryor, the owner of Turnkey Developers. The judgment was affirmed on appeal and is now final. Mr. Pryor committed fraud in connection with the construction of a townhouse project in Inglewood, California owned by RW. Mr. Pryor was the general contractor and he stole the construction money. Attached please find a copy of the fraud judgment along with the order dismissing Mr. Pryor's appeal.

Please be aware that this judgment was obtained in the United States Bankruptcy Court for the Central District of California. The court ordered that the debt was non-dischargeable in bankruptcy. Please enter this judgment in your records. If you have any questions or are in need of additional information please feel free to contact me.

Very truly yours,


 Ronald N Wilson
 Attorney for RW Investment Co., Inc.



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EXHIBIT B

The following is a list of assets that may be exempt from levy on a judgment.

Exemptions are found in the United States Code (USC) and in the California codes, primarily the Code of Civil Procedure (CCP).

Because of periodic changes in the law, the list may not include all exemptions that apply in your case. The exemptions may not apply in full or under all circumstances. Some are not available after a certain period of time. You or your attorney should read the statutes.

If you believe the assets that are being levied on are exempt, file a claim of exemption form, which you can get from the levying officer.

AMOUNT OF EXEMPTIONS: A list of the amounts of exemptions from a judgment under CCP § 703.150 starting on April 1, 2004, is available from the clerk of the court and on the California Courts Web site at www.courtinfo.ca.gov. Except as otherwise provided, the dollar amounts of the exemptions will be adjusted thereafter at three-year intervals on April 1, and the adjusted amounts will become effective immediately on that date.

<u>Type of Property</u>	<u>Code and Section</u>	<u>Type of Property</u>	<u>Code and Section</u>
<i>Accounts (See Deposit Accounts)</i>		<i>Benefit Payments (cont.)</i>	
Appliances	CCP § 704.020	Relocation Benefits	CCP § 704.180
Art and Heirlooms	CCP § 704.040	Retirement Benefits and Contributions:	
Automobiles	CCP § 704.010	Private	CCP § 704.115
BART District Benefits	CCP § 704.110	Public	CCP § 704.110
	Pub Util C § 28896	Segregated Benefit Funds	Ins C § 10498.5
<i>Benefit Payments:</i>		Social Security Benefits	42 USC § 407
BART District Benefits	CCP § 704.110	Strike Benefits	CCP § 704.120
Charity	Pub Util C § 28896	Transit District Retirement Benefits (Alameda and Contra Costa Counties)	CCP § 704.110
Civil Service Retirement Benefits (Federal)	5 USC § 8346	Unemployment Benefits and Contributions	Pub Util C § 25337
County Employees Retirement Benefits	CCP § 704.110	Veterans Benefits	38 USC § 3101
Disability Insurance Benefits	Govt C § 31452	Veterans Medal of Honor Benefits	38 USC § 562
Fire Service Retirement Benefits	CCP § 704.130	Welfare Payments	CCP § 704.170
	CCP § 704.110		Welf & I C § 17409
	Govt C § 32210	Workers Compensation	CCP § 704.160
<i>Fraternal Organization</i>		Boats	CCP § 704.060
Funds Benefits	CCP § 704.130	Books	CCP § 704.710
	CCP § 704.170	Building Materials (Residential)	CCP § 704.060
<i>Health Insurance Benefits</i>	CCP § 704.130	Business:	
<i>Irrigation System</i>		Licenses	CCP § 695.060
Retirement Benefits	CCP § 704.110	Tools of Trade	CCP § 699.720(a)(1)
<i>Judges Survivors Benefits</i>		Cars and Trucks (including proceeds)	CCP § 704.060
(Federal)	28 USC § 376(n)	Cash	CCP § 704.070
<i>Legislators Retirement</i>		Cemeteries:	
Benefits	CCP § 704.110	Land Proceeds	Health & SC § 7925
	Govt C § 9359.3	Plots	CCP § 704.200
<i>Life Insurance Benefits:</i>		Charity	CCP § 704.170
Group	CCP § 704.100	Claims, Actions and Awards:	
Individual	CCP § 704.100	Personal Injury	CCP § 704.140
<i>Lighthouse Keepers</i>		Worker's Compensation	CCP § 704.160
Widows Benefits	33 USC § 775	Wrongful Death	CCP § 704.150
<i>Longshore & Harbor Workers</i>		Clothing	CCP § 704.020
Compensation or Benefits	33 USC § 916	Condemnation Proceeds	CCP § 704.720(b)
<i>Military Benefits:</i>		County Employees Retirement Benefits	CCP § 704.110
Retirement	10 USC § 1440		Govt C § 31452
Survivors	10 USC § 1450	<i>Damages (See Personal Injury and Wrongful Death)</i>	
<i>Municipal Utility District</i>		<i>Deposit Accounts:</i>	
Retirement Benefits	CCP § 704.110	Escrow or Trust Funds	Fin C § 17410
	Pub Util C § 12337	Social Security Direct Deposits	CCP § 704.080
<i>Peace Officers Retirement</i>			
Benefits	CCP § 704.110		
	Govt C § 31913		
<i>Pension Plans</i> (and Death Benefits):			
Private	CCP § 704.115		
Public	CCP § 704.110		
Public Assistance	CCP § 704.170		
	Welf & I C § 17409		

EXEMPTIONS FROM THE ENFORCEMENT OF JUDGMENTS

(Continued)

<u>Type of Property</u>	<u>Code and Section</u>	<u>Type of Property</u>	<u>Code and Section</u>
Direct Deposit Account:		Municipal Utility District	
Social Security	CCP § 704.080	Retirement Benefits	CCP § 704.110
Disability Insurance Benefits	CCP § 704.130	Peace Officers Retirement	Pub Util C § 12337
Dwelling House	CCP § 704.740	Benefits	CCP § 704.110
Earnings	CCP § 704.070	Pension Plans:	Govt C § 31913
	CCP § 708.050	Private	CCP § 704.115
Educational Grant	15 USC § 1673(a)	Public	CCP § 704.110
	Ed C § 21116	Personal Effects	CCP § 704.020
Employment Bonds	Lab C § 404	Personal Injury Actions	
Financial Assistance:		or Damages	CCP § 704.140
Charity	CCP § 704.170	Prisoner's Funds	CCP § 704.090
Public Assistance	CCP § 704.170	Property Not Subject to	
	Welf & I C § 17409	Enforcement of Money	
Student Aid	CCP § 704.190	Judgments	CCP § 704.210
Welfare (See Public		Prosthetic and Orthopedic	
Assistance)		Devices	CCP § 704.050
Fire Service Retirement	CCP § 704.110	Provisions (for Residence)	CCP § 704.020
	Govt C § 32210	Public Assistance	CCP § 704.170
Fraternal Organizations		Public Employees:	Welf & I C § 17409
Funds and Benefits	CCP § 704.130	Death Benefits	CCP § 704.110
	CCP § 704.170	Pension	CCP § 704.110
Fuel for Residence	CCP § 704.020	Retirement Benefits	CCP § 704.110
Furniture	CCP § 704.020	Vacation Credits	CCP § 704.113
General Assignment for		Railroad Retirement Benefits	45 USC § 2281
Benefit of Creditors	CCP § 1801	Railroad Unemployment	
Health Aids	CCP § 704.050	Insurance	45 USC § 352(e)
Health Insurance Benefits	CCP § 704.130	Relocation Benefits	CCP § 704.180
Home:		Retirement Benefits and	
Building Materials	CCP § 704.030	Contributions:	
Dwelling House	CCP § 704.740	Private	CCP § 704.115
Homestead	CCP § 704.720	Public	CCP § 704.110
	CCP § 704.730		Ins C § 10498.5
Housetrailer	CCP § 704.710	Segregated Benefit Funds	Ins C § 10498.6
Mobilehome	CCP § 704.710	Servicemembers Property	50 USC § 523(b)
Homestead	CCP § 704.720	Social Security	42 USC § 407
	CCP § 704.730	Social Security Direct Deposit	
Household Furnishings	CCP § 704.020	Account	CCP § 704.080
Insurance:		Strike Benefits	CCP § 704.120
Disability Insurance	CCP § 704.130	Student Aid	CCP § 704.190
Fraternal Benefit Society	CCP § 704.110	Tools of Trade	CCP § 704.060
Group Life	CCP § 704.100	Transit District Retirement	
Health Insurance Benefits	CCP § 704.130	Benefits (Alameda and Contra	
Individual	CCP § 704.100	Costa Counties)	CCP § 704.110
Insurance Proceeds—			Pub Util C § 25337
Motor Vehicle	CCP § 704.010	Travelers Check Sales Proceeds	Fin C § 1875
Irrigation System	CCP § 704.040	Unemployment Benefits and	
Retirement Benefits	CCP § 704.110	Contributions	CCP § 704.120
Jewelry		Uniforms	CCP § 704.060
Judges Survivors Benefits		Vacation Credits (Public	
(Federal)	28 USC § 376(n)	Employees)	CCP § 704.113
Legislators Retirement		Veterans Benefits	38 USC § 3101
Benefits	CCP § 704.110	Veterans Medal of Honor	
	Govt C § 9359.3	Benefits	38 USC § 562
Licenses	CCP § 695.060	Wages	CCP § 704.070
	CCP § 720(a)(1)		CCP § 708.050
Lighthouse Keepers Widows		Welfare Payments	CCP § 708.051
Benefits	33 USC § 775		CCP § 704.170
Longshore and Harbor Workers			Welf & I C § 17409
Compensation or Benefits	33 USC § 916	Workers Compensation	
Military Benefits:		Claims or Awards	CCP § 704.160
Retirement	10 USC § 1440	Wrongful Death Actions or	
Survivors	10 USC § 1450	Damages	CCP § 704.150
Military Personnel—Property			
Motor Vehicle (Including	50 USC § 523(b)		
Proceeds)	CCP § 704.010		
	CCP § 704.060		

Damages	<u>§ 704.140</u>	judgment debtor and the spouse and dependents of the judgment debtor EXCEPT: <ol style="list-style-type: none"> 1) Not exempt as to creditors who are health care providers seeking to recover for providing health care for the injury that led to the award or settlement; and 2) If paid periodically (e.g. a monthly payment), the award is handled in the manner of wages, resulting only in a partial exemption.
Wrongful Death Actions or Damages	<u>CCP § 704.150</u>	The wrongful death claim is exempt. An award or settlement of damages for the death of a spouse or other person the judgment debtor was dependent is exempt to the extent reasonably necessary for support of the debtor, spouse, and dependents. If paid periodically (e.g. monthly or weekly, etc.), the award is treated as wages.
Workers Compensation Claims or Awards	<u>CCP § 704.160</u>	Exempt, except as to collection of awards of child, spousal, or family support, which may be collected through a local child enforcement agency.
Unemployment Benefits and Contributions	<u>CCP § 704.120</u>	Exempt, except as to child, spousal, or family support orders, for which it is 75% exempt.
Health Aids, Prosthetic and Orthopedic Devices	<u>CCP § 704.050</u>	Exempt as long as they are reasonably necessary for the judgment debtor or spouse.
Escrow or Trust Funds	<u>Fin. Code § 17410</u>	If the judgment debtor is only holding funds or assets as an escrow agent or trustee of a trust, the assets and interest on these assets is exempt (the asset doesn't belong to the judgment debtor).
Dwelling House	<u>CCP § 704.740</u>	Sale of a dwelling house requires a court order. If the debtor only has is a leasehold interest in the property with less than two years remaining on the lease, that interest may be sold without a court order.
Prisoner's Funds	<u>CCP § 704.090</u>	Except for restitution and fines, up to \$1,225. If married, each spouse is entitled to their separate exemption, or may combine their exemptions. The exemption is only \$300 against restitution and fines.

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Exemptions from Enforcement of Judgments

Income and Property Creditors Can't Seize

This Guide lists the most common assets and income that may be exempt from levy upon a judgment. Exemptions are found in the United States Code (USC) and in the California Codes, primarily the Code of Civil Procedure (CCP). The Guide is an adaptation of *Exemptions from the Enforcement of Judgments (EJ-155)*, a Judicial Council form that lists the exemptions and code sections without additional description. The exemptions are listed in the order they are most frequently claimed.

Because this Guide lists only the most common exemptions, and because of periodic changes in the law, the Guide may not include all the exemptions that may apply in your case. Furthermore, although the amount of the exemptions was accurate at the time this document was written (February 2014), these amounts are subject to change, so you should always check the code sections themselves to make sure that the amount of the exemption is current.

CLICK ON A LINK TO READ THE CODE SECTION

TYPE OF PROPERTY	CODE	DESCRIPTION
Social Security	<u>42 USC § 407</u>	Exempt.
Social Security Direct Deposit Accounts (the account itself)	<u>CCP § 704.080</u>	Two thousand four hundred twenty-five dollars (\$2,425) where one depositor is the designated payee of directly deposited social security payments. Three thousand six hundred fifty dollars (\$3,650) where two or more depositors are the designated payees of directly deposited social security payments (unless they are only joint payees of a single payment for only one, in which case the individual \$2,425 exemption applies. Anything over the amount is exempt to the extent that its source is public benefits or social security benefits.
Wages	<u>CCP § 704.070</u>	Disposable wages (wages paid out after deducted taxes) is 75% Exempt (only 50% exempt if enforcement is of a child support order). If wages are deposited, the exemption is preserved as to any funds in the account

Public Assistance (Welfare)CCP
§ 704.170Welfare &
Institutions
Code
§ 17409

that can be traced back to wages paid within the previous 30 days before a levy.

Generally exempt, however, once aid is terminated, limitations on the amounts exempt exist, as defined in Welfare & Institutions Code § 17409.

Charity; Fraternal Benefit FundsCCP
§ 704.170

Aid provided by a charitable organization or fraternal benefit society (defined in Section 10990 of the Insurance Code) is generally exempt.

County and State **Public Retirement and Pension** Benefits, including: death benefits and judgments and awards of back payment of these benefits, in general.

CCP
§ 704.110

Exempt. An exception exists for judgments of child, spousal, or family support, so that these may be collected from public pensions and retirements.

PARTIAL list of *additional* codes that apply to public retirement and pension by entity:

· BART District Benefits

Pub. Util.
§ 28896

Exempt under CCP § 704.110. Generally non-assignable.

· County Employees Retirement Benefits

Gov. § 31452

Exempt under CCP § 704.110, exempt from taxation by State or local entities. Generally non-assignable.

· Fire Service Retirement Benefits

Gov. § 32210

Exempt under CCP § 704.110, exempt from taxation by State or local entities. Generally non-assignable.

· Legislators Retirement Benefits

Gov.
§ 9359.3

Exempt under CCP § 704.110, exempt from taxation by State or local entities. Generally non-assignable.

· Municipal Utility District Retirement Benefits

Pub.
Util. § 12337

Exempt under CCP § 704.110. Generally non-assignable.

· Peace Officers Retirement Benefits

Gov. § 31913

Exempt under CCP § 704.110, exempt from taxation by State or local entities. Generally non-assignable.

Federal Civil Service Retirement Benefits5 USC
§ 8346

Exempt unless otherwise permitted to be collected upon under federal law.

Private Retirement Plans (Including, but not limited to union retirement plans)

CCP
§ 704.115

Exempt, except as to judgments or orders for family, spousal, or child support. As to those, withholding is limited by an amount the court deems to be exempt (CCP § 703.070), or treated like wages for these family orders if paid periodically (CCP § 706.052).

Public Employee Vacation Credits/PayoutsCCP
§ 704.113

Unused public employee vacation credits are exempt. Vacation credits cashed out and paid are treated as regular wages for purposes of collection.

Military Retirement10 USC
§ 1440

Exempt, however military may seek to recover amounts paid in error.

Military Survivors Benefits10 USC
§ 1450

Exempt, however military may seek to recover amounts paid in error.

Homestead (including residential boats, trailers, mobile homes, condominiums, etc.)

CCP
§ 704.710-
§ 704.850(Exemption amounts in § 704.730)

A person may have a single "homestead" which they own and in which they reside. It is exempt from sale, if equity in the homestead does not exceed a specified amount. The current exemptions:

- \$75,000 is exempt; unless
- \$100,000 is exempt if a spouse or member of the family unit that owns no interest in the homestead, or only a community property interest, lives in the household; or
- \$175,000 if the debtor or spouse of the debtor in the household is either:

- o Over 65 years of age;

- o Is physically or mentally disabled and unable to work;

- o Is over 55 and earns less than \$25,000 a year, or is married with a combined income under \$35,000 per year, *if the sale is involuntary*.

Common Household Items such as: Appliances, clothing, fuel for residence, furniture, and personal effects.

CCP
§ 704.020

Exempt if "ordinarily and reasonably necessary to, and personally used or procured for use by, the judgment debtor and members of the judgment debtor's family at the judgment debtor's principal place of residence." Unusually valuable items may be determined to be non-exempt.

Automobiles, Trucks, and Other Motor Vehicles, including proceeds traced to the sale of the vehicle.

CCP
§ 704.010

The aggregate equity (value – encumbrance = equity) in motor vehicles exemption is currently \$2,300. Equity to be determined by fair market value. \$2,300 in execution sale exempt without claim if debtor owns only one vehicle.

Art and Heirlooms & Jewelry

CCP
§ 704.040

Jewelry, heirlooms, and works of art are exempt to the extent that the aggregate equity therein does not exceed six thousand seventy-five dollars (\$6,075).

Relocation Benefits	<u>CCP</u> <u>§ 704.180</u>	Exempt.
Health Insurance Benefits and Disability Insurance Benefits	<u>CCP</u> <u>§ 704.130</u>	Exempt, unless the creditor is a health care provider, and the benefits are provided to pay for the health care provided to the beneficiary. A local child support agency may, however seek to apply the disability payments toward a child support order, not to exceed 50%.
Personal Property used for Business, Trade, or Profession including: One Vessel (Boat), and other personal property.	<u>CCP</u> <u>§ 704.060</u>	Exempt up to a total of \$6,075 if reasonably necessary for the debtor or the debtor's spouse to exercise trade, business or profession by which either earns a livelihood. Twice that amount if both spouses earn their livelihood in the same trade, business or profession. The commercial motor vehicle is not exempt if another motor vehicle is owned but exempt under <u>CCP</u> <u>§ 704.010</u> , if the other exempted vehicle is adequate for the professional need. The commercial motor vehicle exemption is limited to \$4,850.
Business Licenses or other license issued by a public entity authorizing the debtor to engage in a business.	<u>CCP</u> <u>§ 695.060</u> <u>CCP</u> <u>§ 708.630</u>	Exempt, <i>except</i> an alcoholic beverage license.
Residential Building Materials	<u>CCP</u> <u>§ 704.030</u>	Materials about to be used for a repair or improvement of a residence is exempt up to \$2,425 in equity, as long as it was purchased in good faith for repair or improvement of his or her residence; or if living separate and apart from spouse, for use in the repair or improvement of the spouse's residence.
Whole Life Insurance Policies	<u>CCP</u> <u>§ 704.100</u>	An unmaturred life insurance policy is exempt as to the policy, but not the loan amount. The loan amount on an unmaturred policy is exempt up to \$9,700, but if the judgment debtor is married, each spouse may claim an exemption (totaling \$19,400). Proceeds from matured life insurance are exempt to the extent reasonably necessary for the support of the judgment debtor and the spouse and dependents of the judgment debtor.
Student Aid	<u>CCP</u> <u>§ 704.190</u>	Financial aid for expenses while attending school provided to a student by an institution of higher education is exempt.
Personal Injury Actions or	<u>CCP</u>	Exempt to the extent necessary for the support of the