

MagStone LAW

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May 25, 2021

VIA PRIORITY MAIL

Clerk of the Board of Supervisors
County of Contra Costa
1025 Escobar Street, 1st Floor
Martinez, CA 94553
Joe.losado@dcd.cccounty.us

Re: Appeal Submission to Notice and Order to Abate

Dear Sir or Madam,

I am a partner of MagStone Law, LLP. I write on behalf of my clients U.S. Gods Dragan Management Inc. ("UGDM") and Enquan He ("HE") to submit an appeal regarding the Notice and Order to Abate, dated May 24, 2021 (the "Notice").

In September 2020, UGDM and HE each purchased a piece of land with APN # 023-070-017-1 and 023-070-018, respectively. Upon obtaining the lands, UGDM and HE leased the lands to U.S. Phoenix Management Inc. ("UPMI") and Xiaozhen Mai ("MAI") to plant industry hemp. UGDM and HE signed a lease agreement (the "Lease Agreement") with UPMI and MAI. Pursuant to the relevant terms of the Lease Agreement, the parties agree that UPMI and MAI will be in charge of all operations they conduct on the lands and that UGDM and HE cannot intervene such operations. UPMI and MAI will also be responsible to obtain any licenses and permits needed relating to the industrial hemp planting.

UPMI and MAI applied for and obtained a license to plant industrial hemp. During this process, UPMI and MAI inquired the relevant department regarding building hoopouses and was informed that it could build hoopouses to plant industry hemp. Specifically, UPMI was informed that there are no laws or regulations forbidding them from building hoopouses for the purpose of planting industry hemp. UPMI then submitted an application to build hoopouses with the relevant department. However, UPMI was informed that its application could not be processed at that time due to the slowdown of the government operations triggered by COVID-19.

Based on the above facts, UGDM and HE respectfully request that the County withdraw the Notice and Order to Abate for the following reasons:

First, the Notice was issued to UGDM and HE. However, UGDM and HE leased the lands to UPMI and MAI in September 2020 and, pursuant to the Lease Agreement, they are not responsible for any operations conducted on the lands. Therefore, any notices relating to the operations conducted on the lands should be issued to UPMI and MAI instead.

Moreover, UPMI and MAI have already obtained the license and/or permit to plant industry hemp on the lands and have also applied for building hoopouses on the lands. However, the relevant department could not process their application due to the slowdown of the operations of government agencies. Therefore, UPMI and MAI have followed the processes to submit an application. It is not their fault if the relevant department cannot process their application in a timely manner.

Please directly all future communications relating to this matter to me. Meanwhile, should you have any questions regarding this matter, please feel free to contact me at 925-257-3097 or via email at bingzhangryan@magstonelaw.com. Thank you.

Regards,

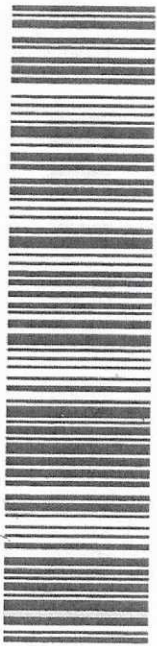
s/ Bing Ryan

Partner
MagStone Law, LLP

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Bing Ryan
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1025 Escobar Street, 1st Floor
Martinez, CA 94533

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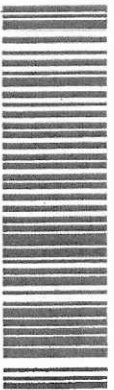
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