

1 EDMUND G. BROWN JR.  
Attorney General of California  
2 MARK J. BRECKLER  
Senior Assistant Attorney General  
3 JON M. ICHINAGA  
Supervising Deputy Attorney General  
4 CAROLYN Y. LA  
Deputy Attorney General  
5 State Bar No. 162945  
300 South Spring Street, Suite 1702  
6 Los Angeles, CA 90013  
*Attorneys for Plaintiff*  
7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF ALAMEDA  
10  
11

12 THE PEOPLE OF THE STATE OF  
13 CALIFORNIA EX REL. EDMUND G.  
14 BROWN JR., AS ATTORNEY GENERAL OF  
THE STATE OF CALIFORNIA,

15 Plaintiff,

16 v.

17  
18 COUNTRY BUILDERS, INC. A  
CALIFORNIA CORPORATION; WELDON  
19 OFFILL, AN INDIVIDUAL; KEITH OFFILL,  
AN INDIVIDUAL; KELLY OFFILL, AN  
20 INDIVIDUAL; SANDRA R. OFFILL, AN  
INDIVIDUAL; BRYAN OFFILL, AN  
21 INDIVIDUAL, AND DOES 1 THROUGH  
100, INCLUSIVE,

22 Defendants.  
23

Case No.

**COMPLAINT FOR INJUNCTIVE  
RELIEF, RESTITUTION, AND CIVIL  
PENALTIES**

**(Business & Professions Code Sections  
17200, et seq.)**

24 Plaintiff, the People of the State of California, by and through Edmund G. Brown Jr., as  
25 Attorney General of the State of California alleges:  
26

27 **INTRODUCTION**  
28





1 **UNFAIR COMPETITION**

2 **(BUSINESS AND PROFESSIONS CODE SECTION 17200)**

3 (Against All Defendants )

4 11. The People reallege and incorporate by reference paragraphs 1 through 10 of this  
5 complaint as if set fully herein.

6 12. Defendants have violated and continue to violate Business and Professions Code  
7 section 17200, et seq. by engaging in acts of unfair competition within the past four years  
8 including, but not limited to, the following:

9 a. making false statements to the State Compensation Insurance Fund (SCIF) in  
10 violation of Insurance Code section 11880;

11 b. failing to pay the prevailing wage as required by Labor Code section 1774;

12 c. failing to pay the statutory or contractual wage in violation of Labor Code  
13 section 223;

14 d. offering false certified payroll reports to be filed, registered, or recorded in a  
15 public office within this state in violation of Penal Code section 115;

16 e. failing to keep accurate payroll reports in violation of Labor Code section 1776;

17 f. offering fraudulently altered documents at a proceeding in violation of Penal  
18 Code section 132; and

19 g. failing to provide employees with accurate itemized written statements as  
20 required by Labor Code section 226.

21 **PRAYER FOR RELIEF**

22 WHEREFORE, the People pray for the following relief:

23 1. Pursuant to Business and Professions Code section 17203, that defendants, their  
24 successors, agents, representatives, employees and all persons who act in concert with defendants  
25 be permanently enjoined from engaging in unfair competition as defined in Business and  
26 Professions Code section 17200, including, but not limited to, acts and practices alleged in this  
27 complaint;

28 2. Pursuant to Business and Professions Code section 17203, that defendants be ordered

1 to provide restitution to SCIF for any unpaid premiums, in a total amount of no less than  
2 \$137,000 dollars, or as established at trial.

3 3. Pursuant to Business and Professions Code section 17203, that defendants be ordered  
4 to provide restitution to Country Builders, Inc.'s employees of any unpaid wages, in a total  
5 amount of no less than \$1 million dollars, or as established at trial.

6 4. Pursuant to Business and Professions Code section 17206, that the Court assess a civil  
7 penalty of two thousand five hundred dollars (\$2,500) against Defendants for each violation of  
8 Business and Professions Code section 17200, the total amount being no less than \$20 million  
9 dollars or as proved at trial;

10 5. That the People recover their costs of suit; and

11 6. Such other and further relief that the Court deems appropriate and just.

12  
13 Dated: March \_\_\_, 2010

Respectfully Submitted,

14 EDMUND G. BROWN JR.  
15 Attorney General of California  
16 MARK J. BRECKLER  
17 Senior Assistant Attorney General  
18 JON M. ICHINAGA  
19 Supervising Deputy Attorney General

20 CAROLYN Y. LA  
21 Deputy Attorney General  
22 *Attorneys for Plaintiff*  
23  
24  
25  
26  
27  
28