

FRAUD INVESTIGATION AUTHORIZATION FORM

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|------------------------|
| DATE: |
| TO: |
| COMPANY/AGENCY: |
| FAX: |
| ACCOUNT# |
| REFERENCE #: |

I am formally disputing an account that I have learned has been opened or applied for without my consent. I did not open or apply for this account and have not authorized anyone else to do it for me. You may consider this account to be fraudulent. Below is my identifying information. I have filed a police report with the San Diego Sheriff's Department, Case #:_____.

Under California Law, Penal Code 530.8 and Financial Code 4002, all credit grantors and utilities must provide information relating to fraudulent accounts opened using the victim's identity, including a copy of the application and a record of the charges associated with the account. A copy of the relevant California Law is enclosed. In most cases, the account information must be provided without charge within 10 business days of your receipt of the police report and the victim's identifying information. The victim is generally permitted to authorize your release of the account information to a law enforcement officer.

I am designating San Diego Sheriff's Financial Crimes Investigators as the authorized recipient of all account information and documents.

I am requesting the following:

- Application records or screen prints of internet / phone applications.
- Billing and account statements
- Payments/charge slips
- Investigator's summary
- Delivery addresses
- Any other documents associated with the account.
- All records of phone numbers used to activate the account or used to access the account.

Please forward all account information and documents to the San Diego Sheriff's Department, Financial Crimes Unit, (858) 974-2322, Fax # (858) 974-2161, P.O. Box 939062, San Diego, CA 92193-9062.
(Please make reference to case number in all correspondence).

Note To Victim, Please Read The Following

This report was taken by the San Diego County Sheriff's Department for documentation purposes. You need to notify the involved financial institution, or other businesses, and file an affidavit of forged documents / Identity Theft. That must be completed, and the information retrieved, before your case can be investigated. It is necessary that the person or institution suffering the loss submit all relevant evidence including: original checks, video footage, copies of transactions, statement, etc. If the Sheriff's Department is not contacted by the victim with the necessary documentary evidence, no further action will be taken in your case. If you, the person filing the report, are the one suffering financial loss due to identity theft (not including lost work time, time to correct credit report, etc.) in this case, please indicate that fact in your correspondence with the Sheriff's Department Financial Crimes Unit. If the crime occurred within the jurisdiction of the San Diego County Sheriff's Department, the case will be investigated by this department. If the actual identity theft occurred in another jurisdiction, the report will be forwarded to that jurisdiction as set forth in Penal Code section 530.6(a).

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|----------------|--------------------------|
| MY NAME: _____ | SOCIAL SECURITY #: _____ |
| ADDRESS: _____ | TELEPHONE #: _____ |
| SIGNED: _____ | DATE: _____ |

530.8. (a) *If a person discovers that an application in his or her name for a loan, credit line or account, credit card, charge card, public utility service, mail receiving or forwarding service, office or desk space rental service, or commercial mobile radio service has been filed with any person or entity by an unauthorized person, or that an account in his or her name has been opened with a bank, trust company, savings association, credit union, public utility, mail receiving or forwarding service, office or desk space rental service, or commercial mobile radio service provider by an unauthorized person, then, upon presenting to the person or entity with which the application was filed or the account was opened a copy of a police report prepared pursuant to Section 530.6 and identifying information in the categories of information that the unauthorized person used to complete the application or to open the account, the person, or a law enforcement officer specified by the person, shall be entitled to receive information related to the application or account, including a copy of the unauthorized person's application or application information and a record of transactions or charges associated with the application or account. Upon request by the person in whose name the application was filed or in whose name the account was opened, the person or entity with which the application was filed shall inform him or her of the categories of identifying information that the unauthorized person used to complete the application or to open the account. The person or entity with which the application was filed or the account was opened shall provide copies of all paper records, records of telephone applications or authorizations, or records of electronic applications or authorizations required by this section, without charge, within 10 business days of receipt of the person's request and submission of the required copy of the police report and identifying information.*

(b) *Any request made pursuant to subdivision (a) to a person or entity subject to the provisions of Section 2891 of the Public Utilities Code shall be in writing and the requesting person shall be deemed to be the subscriber for purposes of that section.*

(c) (1) *Before a person or entity provides copies to a law enforcement officer pursuant to subdivision (a), the person or entity may require the requesting person to submit a signed and dated statement by which the requesting person does all of the following:*

(A) *Authorizes disclosure for a stated period.*

(B) *Specifies the name of the agency or department to which the disclosure is authorized.*

(C) *Identifies the types of records that the requesting person authorizes to be disclosed.*

(2) *The person or entity shall include in the statement to be signed by the requesting person a notice that the requesting person has the right at any time to revoke the authorization.*

(d) (1) *A failure to produce records pursuant to subdivision (a) shall be addressed by the court in the jurisdiction in which the victim resides or in which the request for information was issued. At the victim's request, the Attorney General, the district attorney, or the prosecuting city attorney may file a petition to compel the attendance of the person or entity in possession of the records, as described in subdivision (a), and order the production of the requested records to the court. The petition shall contain a declaration from the victim stating when the request for information was made, that the information requested was not provided, and what response, if any, was made by the person or entity. The petition shall also contain copies of the police report prepared pursuant to Section 530.6 and the request for information made pursuant to this section upon the person or entity in possession of the records, as described in subdivision (a), and these two documents shall be kept confidential by the court. The petition and copies of the police report and the application shall be served upon the person or entity in possession of the records, as described in subdivision (a). The court shall hold a hearing on the petition no later than 10 court days after the petition is served and filed. The court shall order the release of records to the victim as required pursuant to this section.*

(2) *In addition to any other civil remedy available, the victim may bring a civil action against the entity for damages, injunctive relief or other equitable relief, and a penalty of one hundred dollars (\$100) per day of noncompliance, plus reasonable attorneys' fees.*

(e) *For the purposes of this section, the following terms have the following meanings:*

(1) *"Application" means a new application for credit or service, the addition of authorized users to an existing account, the renewal of an existing account, or any other changes made to an existing account.*

(2) *"Commercial mobile radio service" means "commercial mobile radio service" as defined in section 20.3 of Title 47 of the Code of Federal Regulations.*

(3) *"Law enforcement officer" means a peace officer as defined by Section 830.1*

(<http://www.leginfo.ca.gov/cgi-bin/waisgate?WAISSdocID=67049128764+2+0+0&WAISSaction=retrieve>)