

I, Alessandro Machi, as an originally named litigant opposing the Fallbrook Point project located at 22815-22825 West Roscoe Boulevard, affirm I was gaslit by the City Planning Commission Office, who gave me outdated phone number information so when I attempted to file my California Environmental Quality Act (CEQA) / Appeal with the Van Nuys DSC office, NOBODY returned my multiple 818-374-5050 calls that were going directly to a record message voice mail. After repeating my name, phone number, email, and selecting priority message prompt, NOBODY ever contacted me. I repeated my name, email, phone number, priority message, each time I called.

Additionally, and suspiciously timed, Van Nuys DSC Office changed from "walk in" to "phone reservation only" at some point in December of 2022, with no notice given to me even though I was already a litigant against the Fallbrook Point Project.

Additionally, and also of suspicious nature, the outdated information that I was given from APC North and the Planning Commission in November of 2022, regarding contacting their three DSC offices for filing complaints, had ZERO email addresses on the page, which appears to have since been updated online to include an email address once the deadline had passed for the Fallbrook Point Project.

Additionally, the Planning Commission Office refused to be of further assistance even when I phoned and emailed them in December of 2022 regarding my concern over not being able to communicate with anyone from the Van Nuys Office.

Additionally, after my filing was rejected, I asked for arbitration. My 15 day time window included excessive days off due to both Christmas and New Years day Holiday, plus two weekends, for an insufferable SIX DAYS OFF out of 15, how is only having 9 out of 15 days to have any hope of expert interaction equivalent to the rest of the year when minimum number of workdays is 10?

Additionally, when I email requested through Freedom of information act to Van Nuys contact for an acknowledgement of all calls I made into the Van Nuys Office in December of 2022, I was again completely ignored, aka gaslit.

I hereby declare the excessive level of indifference to handling calls from me, a concerned community member and engaged litigant with Standing who will be directly affected by the actions being taken while not accepting my CEQA filing, along with all the reasons cited above, to be grounds for a future lawsuit against the City of Los Angeles and/or the Fallbrook Point Project unless my CEQA appeal I submitted before the official deadline, is allowed to be entered into the official record as having been filed in good standing, and not rejected due to any statute filing issues, at a future City Council meeting in which all City Council members have had time to review my official CEQA application against Fallbrook Point Project as presently constructed.

A gross miscarriage of due process has denied the community and City Council a chance to SAVE THE LIVES OF OUR ELDERLY COMMUNITY, who are at risk when they arrive at West Hills Hospital ER in an emergency situation. West Hills Hospital ER has been accused by prominent members of the community of under staffing by as much as 34% of the National Average!

The ongoing under staffing could be remedied if the Fallbrook Point Project was instead a significantly downsized Senior Urgent Care from the proposed 98,000 square feet proposal down to around 30,000 square feet, with a much lower height profile than the present proposed project. A Senior Urgent Care would allow the local community to first be seen by a Geriatric Specialist who would provide written confirmation of the Senior's

ER need, thus forcing West Hills Hospital ER to increase their staffing or risk an onslaught of elder abuse lawsuits. This would in turn help ALL West Hills ER patients avoid being the victim of medical neglect at West Hills, Hospital ER since higher staffing levels decreases wait time and increases services offered for all.

Extended wait times and a decrease in services because of under staffing are alleged at West Hills Hospital ER. I personally witnessed medical abuse of the elderly as my otherwise vivacious and energetic elderly mother died as a direct result of medical neglect at West Hills Hospital in March of 2018. My recent discussions with others has revealed Elder Neglect/Abuse is still occurring at West Hills Hospital ER due to ongoing under staffing being cited as the number one cause of medical elder abuse.

I became dismayed that a Planning Commission member complemented the Developers of the Fallbrook Point Project for reducing the size of the Fallbrook Point Project from well over 200,000 feet to "only" 98,000 feet, after discovery was made that keeping the project under 100,000 sq. feet meant no Environmental Impact Report would be necessary.

I have submitted my CEQA written statement below as it was written when it was originally filed on time, but unfairly rejected by the City.

Attachment to CEQA Appeal (updated Dec. 28-Jan.04, 2022)
Case # DIR-2021-10327-SPR-1A
ENV-2021-10328-MND / CEQA

Appellant: Alessandro Machi, a long time property owner in immediate vicinity of the Fallbrook Point Project.

Project: The Strip Mining, Construction, Use and Maintenance of three one-story (plus mezzanine) buildings for light industrial use, also referred to as Fallbrook Pointe Project.

The Director of Planning erred in approving Fallbrook Pointe Project based on the following issues:

Incomplete underground testing analysis, increased traffic accidents, false claims that the local community will not lose their dead end Fallbrook Corridor for healthful activities such as walking and bike riding, plus other pertinent Mitigating Factors which can endanger the lives of the surrounding community in a myriad of ways regarding the Fallbrook Pointe Project.

It should be noted that members of the West Hills Community were earnestly following Public Comment Deadlines regarding their concerns to the Fallbrook Pointe project. Concerned citizens outside of their duties on the Neighborhood Council served as voluntary consultants as interested citizens and not as Council Members. Esther Ahn did a wonderful job repeatedly assuring concerned citizens of West Hills that there was plenty of time to post objections to the Fallbrook Pointe Project plan.

The West Hills community was furtively led to believe that the West Hills Neighborhood Council would eventually vote on the Fallbrook Pointe Project before the Fallbrook Pointe Project Public comments were to close. The civility to this approach was the community was able to do research and congeal their biggest concerns without constantly peppering Esther Ahn's office with questions and unresearched concerns.

However, without proper notice, or notice of any kind regarding the Public Comments Deadline to the West Hills Community, the Public Comments time period was closed with no deadline warning of any kind from Esther Ahn's Office. West Hills Neighborhood Council may also have been left in the dark as to when Public Comments would be closed. In exchange for the closing off of the Public Comments section without any prior notice nor any date being given ahead of time, it is my suggestion that extreme latitude should be given to any concerns raised going forward.

Everything and anything related to concerns regarding the Fallbrook Pointe Project should still be on the table as a sign of good faith for the lack of a dated deadline notice for Public comments regarding the Fallbrook Pointe Project, and also for other actions that have occurred at various times going back 2 decades.

Using the legal foundation that if something was not previously brought up, it therefore cannot be brought up on appeal, raises concerns that the Fallbrook Pointe Project had no hard deadline thus denying the public an opportunity to be heard regarding the future of the Fallbrook Pointe Project. As it stands right now, over 500 people within the vicinity of the Fallbrook Pointe Project who signed a petition against the Fallbrook Pointe Project



as it is currently designed are possibly not part of the official record because no expiration date for submitting petition signatures, or public comments, was given to our community even though the petition had already been viewed by Esther Ahn.

The West Hills Community, along with Los Angeles, California, and many areas of the United States were placed in a state of Home Quarantine back in April 2020 when new life was simultaneously being breathed into the Fallbrook Pointe Project. The Fallbrook Pointe project was allowed to proceed while the community was complying with Government mandated orders and requests to stay home and only go out when it was necessary. Government Offices were closed, Zoom was still unknown to the community, including California, Los Angeles, and West Hills, yet the Fallbrook Pointe Project was moving towards fruition while the community was ordered to stay in place.

While recently discovered “behind the scenes” comments made by a few City Council members has created a recent and ongoing uproar, it is just as outrageous to have changed zoning from agricultural to light Industrial so buildings that were DOUBLE THE HEIGHT of any other building within a several mile radius were eligible for construction. It was also equally appalling to then allow the developer look like the good guy by keeping the project just under 100,000 square feet so that it would not have to submit an environmental impact report.

The Planning Commission touted the generosity of the Developer for only making the project 98,000 square feet when it could have been well over 200,000. It should NEVER have been over 200,000 feet to begin with, but to then make it look like the Developer is generously keeping the project just under 100,000 square feet so no new environmental impact reports are necessary makes a mockery of the West Hills Community.

As will be mentioned on page 7, item 20 of this complaint, VICA (Valley Industrial and Commerce Association) is misrepresenting the truth when they state they guided this project from 90's to the present. VICA's original mission was to portray Corporate Point as a Campus Like environment and the goal was to refurbish the EXISTING infrastructure. NOT to keep expanding the build out of Corporate Point into an industrial warehouse just feet away from a thriving, senior community.

Additional concerns regarding the Fallbrook Point Project include



1. The Fallbrook Pointe Project will destroy the local communities primary people



power corridor and the scenic beauty of Fallbrook Ave. which dead ends into the Chatsworth Nature Preserve.

2. Fallbrook Pointe Project Violates several tenets of the Los Angeles General Plan which seeks to promote more localized, people powered community events such



as bicycling and walking.

3. The proposed strip mining, bulldozing, and over development of Corporate Pointe and Fallbrook Pointe Adjacent will destroy the Fallbrook dead end people power corridor that has become the local human activity center for people who walk their dogs, walk, jog, and bicycle.





4. The Fallbrook Pointe Project falsely claims to be part of the Chatsworth Business Corridor by fictitiously claiming spatial connectivity through a previously created Chatsworth Nature Preserve that is home to dozens of species of mammals, birds, flowers and trees that thrive within the Preserve. The Alleged Chatsworth Business Corridor is both fenced in all the way around and has barbed wire road emanating from Topanga Canyon. Topanga Canon is already densely packed both in the morning rush hours and also in the afternoon rush hour. road emanating from Topanga Canyon. Topanga Canon is already densely packed during both morning rush hours and during afternoon rush hours.
5. The claim that Canoga Ave is the connector between Chatsworth and Fallbrook Point is ludicrous as Canoga Ave is not a thru way but rather an inlet road emanating from Topanga Canyon. Topanga Canon is already densely packed both in the morning rush hours and also in the afternoon rush hour.
6. The decision to universally prevent truck or car access through the heart of Chatsworth Reservoir preceded the fabricated lie that there was a Chatsworth / Corporate Point business corridor.



7. Unless one uses carrier pigeons, coyotes and squirrels to move product through Chatsworth Reservoir, Chatsworth / Fallbrook Point corridor does not exist.



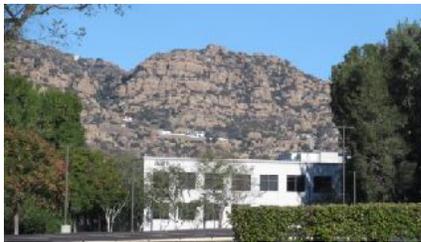
Using a Nature Preserve to falsely concoct a fictitious business corridor; Does Allegedly Green California, L.A. Planning Commission, LA City Council and Governor Gavin Newsom support falsely named Chatsworth Business Corridor when in reality it is a Business Corridor to Nowhere that likely deceived Governmental Officials into okaying a zoning change from Agricultural to Light Industrial approximately 15 years ago?



8. Government supported Business Generating Programs such as the Valley Job and Recovery Corp created a one sided approach to Business Development that did not fairly engage or include the local community, nor consider what was in the best interests of the local community.
9. The Depiction of the West Hills Community as being "Urbanized" was incorrect. The use of the word "Urbanized" may have influenced Government Officials into thinking West Hills was in need of further Business expansion without consideration for a less aggressive approach for Fallbrook Pointe Project. West Hills is actually a Micropolitan Suburban community of less than 50,000 residents and as such should not have been falsely labeled as a Metropolitan / Urbanized community by the Fallbrook Point Project.
10. If a property is resold over and over using the phrase "campus like" to raise awareness, value, viability and / or profit, then the future conversion of that property to a non campus like property should require intense review, public

scrutiny and input before such a radical change in the property is instituted, **such intense scrutiny never took place.**

11. The Fallbrook Pointe Project is wrought with Fruit of the Poisonous Tree decisions in which Zoning Changes and Decisions were made in the past by those who may not have had the necessary information to be making quality of life changing decisions for a Senior Centric Community, yet those past poisonous decisions are now being used to falsely claim the Fallbrook Point Project is a done deal.
12. FBI investigations into past Planning Commissioners being bribed in exchange for favorable development decisions MUST be considered when attempting to say the past is the past and cannot be unwound.
13. A former council member, Grieg Smith, has written a book called “If City Hall Walls could Talk” exposing the ways things get done in City Hall. From 2003 to 2009 Mitch Englander was District 12 Councilmember Greig Smith’s right hand man. Mitch Englander was removed from City Council because of an FBI investigation around 2019. Grieg Smith book is sold on Amazon. <https://www.amazon.com/City-Halls-Walls-Could-Talk/dp/145680703X>.”
14. The original construction of the main Hughes building on what is now known as Corporate Pointe used a Crown style of building location placement in which the highest Building was in the Northern part of the property. The surrounding Buildings were all of lower height than the Main Hughes Building. Beyond those lower in height buildings were Parking Sections at or near ground level. This Crown style of Architecture prevents the perimeter buildings from obstructing the view in both directions. The Roscoe / Fallbrook Parking Sections extend outwards to the exterior perimeter of Corporate Pointe, allowing for The Center Building Vantage to see out into the community, and in return, the community can see the center building and the lovely mountains in the background.



15. The background mountains were so dynamic and affecting the local residents changed the name of their community from Canoga Park to West Hills in 1987.
16. Residents of West Hills have an affinity to the Mountains that precedes this ill conceived and selfishly thought out development expansion that may have roots at a time when a few local Government Officials were being bribed. What is happening now might be a direct result of illegal actions in the past.
17. The original and sustaining design of Corporate Pointe as Crown Style calls into question the change in Zoning that would destroy the original design and vision of the overall parcel. Such a drastic change from what was originally designed

should require a tangible level of input by the community that is directly affected by the zoning change. Without such input from the community, the zoning should be reversed irrespective of how much time has passed.

18. Not having the necessary educational background to understand that Corporate Pointe Perimeter Buildings could not be taller than the Center Building should invalidate the belief and subsequent decision that Fallbrook Pointe Exterior Perimeter Buildings can rise to equal or higher altitudes than the original, existing buildings. Irrespective of how much time has passed a defective decision to destroy the original architectural intent was made. The passage of time should not supercede a previously defective decision.
19. Not knowing the history of the name change of Canoga Park to West Hills in 1987 is another example of a prior Government decision maker who did not fairly consider all the pertinent facts before reaching a decision as to the ill conceived zoning change approximately 15 to 20 years ago.
20. **The community was not properly informed all of Corporate Pointe could be developed if the zoning was changed from Agricultural to Light Industrial.** The public was led to believe the change in zoning was necessary so the existing buildings on Corporate Pointe could do necessary make overs without never ending approval processes. Newspaper media cited a specific narrative that Corporate Pointe needed a make over of the existing buildings, further cementing the local community's belief there would never be an any additional development on the Corporate Point site. Quoting from the LA business Journal Article.....In late 1995, Hughes sold the 86-acre site to the Valley Job Recovery Corp., a nonprofit organization formed to help L.A. rebound following the L.A. riots and the recession. The agency then sold the site to Coast Federal Bank, with the option to repurchase 30 acres. In 1996, the organization exercised its option and sold the property to a partnership between Regent and Shamrock Holdings. The site required a head-to-toe overhaul, which included pulling the building skins off and gutting the structures down to their frames. The new exterior is made of heat-resistant glass, polished granite and Flexi-Rock, a polymer-modified stucco system. <https://labusinessjournal.com/news/former-hughes-property-in-west-hills-now-a/> end of quote.
21. Ten years after Western Canoga Park had been renamed West Hills, Corporate Pointe was abiding with the community's wishes to not over develop the Hughes building but instead make over the existing structures.
22. The sudden encroachment of additional Corporate Pointe Buildings may have resulted from community goodwill that supported the original building of the 911 Station. **Once the 911 station was built with the communities blessing as a way to show support for peace and civility, the desire to overbuild the remaining Corporate Pointe Property seemed to proliferate.** When community goodwill is then used against the community, someone from Government needs to step in and make things fair for the Local Community.

23. Since Corporate Pointe is surrounded on three sides by residential communities, and the fourth side by a Nature Preserve, the Environmental Standards for Corporate Pointe should be equivalent to the residential community's environmental regulations.
24. Is the Thermo Fischer Scientific building environmentally overstepping what they produce from their Corporate Pointe Location?
25. As previously stated, Fallbrook Avenue North of Roscoe is a community haven for people walking, dog walking, and casual bike riding. No reports regarding possible diminished health and quality of life the community may experience because of Fallbrook Pointe expansion have been considered.
26. No report was generated regarding how additionally dangerous it will become for south bound cars exiting from Sale Street onto Roscoe when the local community attempts to avoid the increase in traffic congestion on Fallbrook. Southbound Sale motorists making eastbound turns onto Roscoe will have to negotiate with traffic routinely traveling 35 to 45 mph.



27. It should be noted that too many motorists already use the turn from Valley Circle into Roscoe at the bottom of the mountain range as a “slingshot” to gain speed. After driving on the curvy, Valley Circle single lane road that leads into Roscoe, some motorists see the very long straight away as an inclination to drive at at least the speed limit.
28. The increase in eastbound Roscoe Blvd. Truck trips most likely will create deadly traffic accident scenarios in which cars traveling at a high rate of speed are hidden from view behind slower moving east bound trucks still trying to gain speed from the Fallbrook / Roscoe intersection. The smaller, faster moving cars hidden from view behind the slower accelerating trucks will suddenly appear from behind a slow moving truck whenever motorists decide to change lanes to pass the slow moving or slow accelerating Trucks. If the solution is to place an additional traffic light at Sale, this will suddenly create a traffic signal bottleneck with three separate traffic signals within a 1/2 mile section of a roadway that is supposed to support 40 mph traffic. This would also result in five traffic lights from Roscoe / Fallbrook to Topanga / Roscoe within a one mile stretch of road designed for 40 mph traffic. Increased stopping and starting traffic can create speed mismatch accidents and increase pollution and sound. Additionally, the sun can be blinding just before it disappears behind the mountains for a month or more twice a year. A new traffic signal at Sale will create increased noise from

vehicles making sudden, high speed stops, which in turn will create more sound and air pollution as the suddenly stopped cars have to now accelerate from a full stop. Not putting the traffic signal in may cause an increase in dangerous accidents. It is a lose, lose, scenario either way because of the Fallbrook Pointe Project's increased truck traffic. Additionally, during certain seasons the setting sun can blind the view of anyone trying to turn from Sale onto Roscoe in either direction. The sudden exposure to a setting sun can instantly create so much glare the driver is driving blind when heading West, and unable to see or ascertain the speed of approaching Eastbound cars when traveling East.

29. The process of removing all the Fallbrook Pointe Parking lot asphalt before doing additional testing of soil for additional possible contaminants seems unsafe for a variety of reasons. The apparent lack of acknowledgement or concern regarding the possible existence of underground plumes of various forms of unknown and or classified toxins that may be moving in unknown ways is an additional issue to consider and one made even more dangerous because of the overall height allowances that have been made. The higher the building, the deeper the building's foundation is and more dirt has to be removed. Wet or dry, potentially contaminated dirt can pose health risks to the local community. Moisture can activate certain toxins, whereas dryness can cause the toxins to disperse through the air into the local community.
30. The underground situation has been made even more mysterious by the paving over of at least one manhole cover on Roscoe Blvd. This manhole cover "asphalted over" access point could prove one integral step, if accessible, towards reviewing and visually documenting and testing if there are any toxins or breaches underground. The round circle with the bicycle logo is where the manhole cover used to be accessible.



31. If the city still feels they must "honor" the property owner's gray "right to build", a much smaller, lower height profile design that works in harmony with the local community may be a tenable compromise, assuming the underground has been thoroughly tested, first.
32. Both West Hills Hospital ER and In Home Supportive Services in Chatsworth underserve the Senior Community's Urgent and ongoing Medical Needs. If something has to be built to honor the Parcel owner's Right to Build, the Building should adhere to the Crown style, Campus style of building construction that preceded this proposal for over 40 years. The Fallbrook Pointe Project should be

much lower in height and overall square footage than presently proposed warehouses, and the proposal could be something that serves the Senior Community of West Hills. The right to build a Senior Urgent Care should only be honored once extensive under ground testing has been done for a multitude of both known and classified toxins that may have been buried underground.

33. Thermo Fischer Scientific may already be storing and using chemicals that do not align with the residential community that surrounds Corporate Pointe on three sides with a wildlife sanctuary on the fourth side and their future practices at Corporate / Fallbrook Pointe should be investigated.
34. To fully comprehend how much more beneficial for the city to either reimburse Staley for their costs and purchase the parcel from Staley and leave it as is, develop a true campus like park, or, a Senior's Only Urgent Care, consider this startling statistic. The U.S. requires a minimum of 30,000 Practicing Geriatric Doctors to properly serve its Seniors. However the U.S. has only approximately 7,200 of the 30,000 practicing Geriatric Doctors that are needed.
35. A "Seniors Only" Urgent Care could become a gateway opportunity to train Doctors to become Geriatric Doctors. A "Seniors Only" Geriatric Urgent Care could also become an ideal gateway opportunity for Military Nurses and Doctors to have a viable post military career in the field of Geriatrics. The same community that changed its name to West Hills in 1987 because of the mountains, could now serve as the leading edge for Geriatric training opportunities for the vast shortage of Geriatric Doctors in all of Los Angeles and The United States. Considering the average age in West Hills is among the oldest in all of Los Angeles, a "Seniors only" Urgent Care, or, create a campus like park with no additional building, or to simply leave the Space as it presently exists, are three options that should be the only three choices worth considering.
36. **Mr. Staley has admitted a Quid Pro Quo partnership with tenant ThermoFischer Scientific already exists, why not instead approach Quest Diagnostics, which already exists by Fallbrook Point, about the possibility of providing same location diagnostics for a future Senior Urgent Care facility?**

Important New Section. The health and welfare of the West Hills Community can be supported if instead of an Industrial Warehouse, a Senior Only Urgent Care were built. This paper will make it into the hands of the SEIU Caregivers Union, who will see that you chose for their ongoing UnderStaffing misery working at West Hills Hospital ER to continue because you rebuffed the chance to end HCA's horrible profiteering practice of Understaffing. Creating a nearby Senior Urgent Care would mean more Senior patients at West Hills ER are arriving with a Geriatric Doctor's note, forcing West Hills Hospital ER to NOT understaff by 30% as the SEIU Caregivers Union has pointed out in the report below. The SEIU Caregivers Union will see that you chose an Industrial Warehouse over a solution to the chronic profiteering practice of HCA of understaffing its Nurse and Doctor staff at West Hills, Hospital ER.

The need to either leave Fallbrook Pointe as it is, or, if proven that there are no toxins below ground at Corporate Pointe / Fallbrook Pointe and adjoining streets; to reduce the height to no more than 15 feet while also reducing total square footage to 30,000 square foot and rezone for a Senior Only Urgent Care is the best course of responsible action to take. Below is an excerpt regarding what awaits West Hills Seniors when they visit West Hills ER Hospital without having first visited their primary care physician. West Hills ER Hospital parent company is HCA, Hospital Corporation of America.

Please review stunning SEIU accusations about nearby West Hills ER Hospital and what you, LA City Council, and council Member John Lee, who is on the West Hills ER board of trustees, can do do save the lives of Seniors who are not being treated in a timely manner at West Hills, Hospital, ER by rejecting Fallbrook Pointe as presently proposed.



www.NationalNursesUnited.org. Page 24...

BEYOND CHARGES: OTHER HOSPITAL PRACTICES TO MAXIMIZE PROFIT

“The rise in charge-to-cost ratios is unfortunately only one of many tactics hospitals use to extract more revenue from their patients. One particularly noxious example is the increasingly common practice of surprise billing—when patients with health insurance find themselves liable for hundreds or even thousands of dollars in unforeseen medical bills, due to receiving health care from an out-of-network provider. This often occurs even when patients seek care at a hospital that is “in-network”, meaning it is a part of the approved provider network of the patient’s insurance company, but the doctors or other technicians providing care in the hospital are employed by a staffing firm that is not included within that network. Hospitals have by and large given the corporate staffing firms they contract with a green light to engage in surprise billing practices, which can result in windfall profits for those firms, because they are able to charge exorbitant rates to out-of network patients. The practice has become commonplace, with studies indicating that 4 out of every 10 trips to the ER result in surprise medical bills. While the prime beneficiaries of this practice are the corporate physician staffing firms, hospitals are sharing in the profits as well. In one case, HCA formed a joint venture with EmCare (subsidiary of Envision Physician Services), in which EmCare would provide ER physicians for HCA hospitals and bill patients directly. In exchange, EmCare would split profits with HCA 50%-50%, once a certain margin was reached.” End Quote.

https://www.nationalnursesunited.org/sites/default/files/nnu/documents/1120_CostChargeRatios_Report_FINAL_PP.pdf

West Hills, California Hospital / ER is owned by HCA. HCA appears to be purposely understaffing West Hills Hospital by 30%! The result is an over worked staff that can become susceptible to a loss of empathy and compassion for their patients, causing the

staff to choose their own health and welfare over their patients. I can personally attest to a March 10, 2018 overworked West Hills Hospital ER staff in which my Mother's ER Nurse pulled the plug on my Mother's Blood Oxygen monitor after the alarms kept

Heart / Oxygen Monitor Alarms Blare at West Hills, California, E.R. E.R. Nurse resets Heart / Oxygen Monitors. Monitors again send out **Loud Warnings**. **ER Nurse Disconnects** leads attached to **Mom & Refuses to Reconnect them**. ER Nurse repeatedly attempts to Discharge Mom while refusing to recheck Mom's Heart / Oxygen Levels. I start Filming after Mom begins Wheezing. **ER Nurse calls a "Code Gray" Alarm. (Combatant in the ER)** against me. **Security Guard and Several Code Gray Nurses RUN to Mom's ER Room.**



Several Code Gray Nurses Refuse my Tearful Requests to check Mom's Wheezing. **A Code Gray Nurse** calls me **Selfish** for taking them away from their Patients. **Security Guard** grabs my Camera, erases my ER Video that documents Mom Wheezing on her ER Bed. **Mom is Patient Dumped** outside in the rain, dies 2 1/2 days later at home. **ER Broke Laws:** Patient Dumping, Assault, Aged & Vulnerable Abuse, Destruction of Evidence, Incitement of Others to Lawlessness, EMTALA. **Law Enforcement Declines to Investigate Mother's Death.**

sounding and the ER Nurse could not get the Blood Oxygen alarms to stop sounding. This same ER Nurse then refused to recheck my Mother's Oxygen level. I found out after my Mother's subsequent and related death that the ER Nurse knew they could not legally discharge my Mother if her Blood Oxygen had declined from the first reading. A Code Gray was called on me for attempting to use a camera to document the ER Nurse's refusal to recheck my Mother's Blood Oxygen level; which was not stable because I could hear Mom wheezing, something she normally did not do. 91 year old Mom and I were then dumped on the West Hills Hospital ER curb, in the rain.

After we were patient dumped on the curb in the rain in front of West Hills Hospital ER, I took my Mother to an Urgent Care. My Mother's alleged 98 blood oxygen was actually a 90, but the damage was done. The undocumented decline in blood oxygen from 98 to 90 while at West Hills Hospital ER was no longer an issue due to their brutal patient dumping. Urgent Care recorded a 90-91 upon admission. Urgent Care "stabilized" Mom at 90-91 even though it was evident Mom had pre-pneumonia as her oxygen had actually declined from a 98 to a 90-91 and she had started to wheeze.

Welcome to the world of how to violate EMTALA and get away with it. Measure blood oxygen one time, then refuse to do any follow ups. When “Mom approved” provider / healthcare guardian son tries to use his camera to document the refusal to do a 2nd blood oxygen check, call a false code gray on him (aka enemy combatant) through the intercom, but don’t officially record the false code gray so it and a 2nd lower blood oxygen level test do not exist in Mom’s medical records.

A Senior Urgent Care with an abundance of Geriatric Doctors and Geriatric Nurses would give the Seniors who go there first, the added import of a Doctor’s evaluation. When the Senior is then taken to West Hills Hospital, ER, the waiting game that seems to accompany Seniors who show up with no Doctor’s evaluation will most likely not happen. A Senior Urgent Care could spur West Hills Hospital ER to Staff more Doctors and Nurses so that all patients who go there get more timely, attentive care.

Earlier this year (2022) I was contacted by a person who had taken her husband to West Hills ER Hospital. After being placed in an ER room, the hours ticked by as the wife grew anxious because her husband appeared to be in decline. When the wife searched for someone to help, she was yelled at. I can attest that the ER Nurse who violated my Mother’s EMTALA rights yelled at me on four different occasions using any flimsy excuse they could muster. I have been a caregiver / guardian for both of my parents for well over a decade and have always had a good relationship with Hospital Staff when I stayed overnight sleeping on a cot or some other improvised method so I could be in the same room as either parent. I have always felt gratitude I could stay overnight when a parent was admitted. The staff was fine with me being there because it was one less patient they had to check on as they flew from room to room helping as many of their patients as possible.

West Hills Hospital had previously been a friend to us specifically because I was allowed to be present when either parent had been admitted. Apparently, being able to be a successful full time live-in caregiver who managed to keep his 91 year old mother out of an overnight hospital stay for 3 & 3/4 years had no ER value on March 10, 2018.

Pictured below and written within the picture are Captions that tell an abbreviated story of how my still strong 91 year old Mother, who was still walking over a mile with me by her side, had her EMTALA rights repeatedly violated on March 10, 2018 that set in motion her death just two days later at home, in my arms.

Lawyers won’t protect medically abused Seniors who go from home to West Hills Hospital ER as the legal costs are too high and the 250,000 Med Mal Cap is the lowest in the entire United States. Further discouraging attorneys from filing medical abuse lawsuits against hospitals like West Hills, Hospital / ER are Seniors who go directly to West Hills Hospital ER from their home without first getting a Physician’s evaluation. A Senior Only Urgent Care at Fallbrook Pointe would help balance the scale of healthcare for Seniors in the West Hills community.

Stunning research by Healthcare Union SEIU verifies my own independently arrived personal experience with West Hills Hospital ER. As stated in their report, the alarming HCA financial practices which include severe understaffing started well before COVID. My Mother's own demise was a direct result of an over worked and under staffed West Hills ER repeatedly violating EMTALA 2 years before COVID lockdowns started.

Quoting from the SEIU report.... Overview

Healthcare Corporation of America (hereinafter "HCA"), the nation's largest hospital system, is engaged in practices that maximize profits at the expense of patient care, working conditions, and responsible corporate behavior. HCA's hospital markups are generally more than twice the national average, and many HCA hospitals have markups as high as 12 or 13 times the cost of care. At the same time, HCA pays tens of thousands of its employees poverty wages and staffing levels in its hospitals lag the national average by about 30%, despite the fact that higher staffing levels are associated with better patient care.

Given this unbridled pursuit of profit over all else, it should be no surprise that HCA's profits are astonishingly strong—they made \$3.75 billion in profit just last year despite the pandemic—and since 2010, the company has paid out more than \$29 billion to investors in dividends and share repurchases.

Based on the new research contained in this report, these high profits and payments to investors may originate, in part, from apparent fraud: HCA appears to routinely admit patients for inpatient hospital stays regardless of medical need, as illustrated by SEIU analysis of Medicare data and lawsuits filed against HCA. This analysis, described in our report, indicates that HCA's practice of over admitting patients may have brought in nearly \$2 billion in excess Medicare payments since 2008. End of first part of Quote.

(Note - My mother was not admitted because the Hospital was full and still had a waiting room full of patients, yet never admitted this to me.) Quote continues below.

This possibly illegal, unethical patient care practice pads HCA's pockets by costing taxpayers and consumers billions in reimbursement for unnecessary procedures and services, while also exposing patients to unnecessary risk. These fraud allegations hold particular weight given HCA's history of Medicare fraud. The healthcare giant was the subject of one of the largest Medicare fraud settlements in U.S. history in the early 2000s when the company agreed to pay the U.S. Department of Justice and other enforcement authorities a total of \$1.7 billion dollars.

These business practices—all of which preceded the pandemic and may be continuing—are extremely troubling in a moment when we need our nation's hospitals to safely treat large numbers of COVID patients, as well as patients who require lifesaving procedures. In particular, HCA's staggeringly low staffing levels leave nurses and other healthcare workers overworked and shorthanded.

As the pandemic has raged on since March 2020, HCA's continued practice of understaffing has only further exacerbated the strain and burden placed on our nation's frontline healthcare workers. HCA's over-admittance practice, moreover, has serious patient care implications. Over-admitting without medical justification may unnecessarily

put tens of thousands of HCA hospital patients every year at increased risk of hospital-acquired infections—including exposure to COVID-19.

This practice also takes beds away from COVID patients or those with other emergent conditions who urgently need them. Taken together, these practices overburden workers and put patients in harm's way, all while leeching funds from the taxpayer-supported Medicare program. SEIU frontline workers have long advocated for system-wide changes throughout HCA to improve patient care and job quality, but HCA has repeatedly failed to make any meaningful changes. Due to HCA's alarming corporate practices, the pressing need for intervention from both governmental and non-governmental actors is clear. End Quote.



I can verify that West Hills Hospital ER, a subsidiary of HCA, had three huge digital advertising billboards touting low wait times during the 2017-2018 Senior Flu Epidemic. The result was way too many patients and not enough room or staff for the patients. It is doubtful that West Hills Hospital ER has ever put up a tent in their parking lot when there are too many patients, yet other Hospitals in Southern California have.

During the 2017-2018 Senior Flu epidemic, West Hills Hospital ER had one to three huge billboard display ads with ER wait times. The Ad below was positioned by one of the busiest intersections in the West San Fernando Valley, Devonshire / Topanga Canyon, and featured a digital clock "wait time" were one to visit their ER. Photographed



March 20, 2018 (Start Date Unknown). My Mother had not been buried yet, yet there was West Hills Hospital ER Digital Billboard staring in me in the face, apparently ready to underserve more patients.

Below. Photographed May 03, 2018, Start date of billboard ad unknown). The 2nd large ER digital wait time clock ad (below) was located in the Westfield Topanga Mall.



The billboard below was photographed on Oct. 06, 2018, five months after the ad above at the same Westfield Topanga Mall.

A third large digital billboard ad was located by Topanga Canyon and Ventura Blvd. I think I may have a picture of the third location but was unable to locate it. I definitely recall seeing the third West Hills Hospital ER digital wait time clock ad. My mother had already passed away at that point so it was like the proverbial rubbing of salt into a fresh wound seeing West Hills Hospital ER brag about how quickly a patient could be seen, but not necessarily heard. My Mother was a victim of West Hills Hospital ER corporate policy that basically did everything the SEIU report has accused them of illicitly doing, including understaffing while bringing in hordes of people through their local billboard ads touting short wait times.

It was known to all just how lethal the flu was for Seniors during the 2017-2018 flu season. Throughout January of 2018 there were daily News reports about the severity of the flu. The 2017-2018 Senior Flu death count had been projected at 80,000 deaths, but then in early January 2018 some unknown entity instructed coroners to no longer list flu or pneumonia on Senior Death Certificates. Instead, Heart failure, Respiratory failure, or death by Natural causes was to replace any mention of flu or pneumonia on Senior Death Certificates.

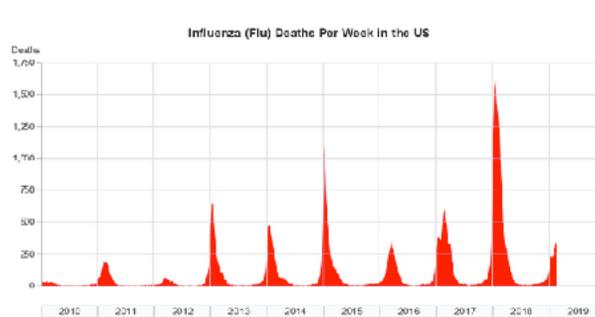
Quoting....."Hospitalizations are the highest we've seen, even higher than 2014-2015," said Anne Schuchat, CDC Acting Director. "And some hospitals are crowded, some folks are having difficulty finding anti-viral medicines." Flu tallies don't include victims over 65, like two brothers found deceased in a camper in Moraga last month. The Contra Costa

County coroner now says they died of "natural causes" and both had influenza in their systems. End quote.

[https://www.ktvu.com/news/flu-deaths-escalate-including-children-and-elderly.](https://www.ktvu.com/news/flu-deaths-escalate-including-children-and-elderly)



The flu / pneumonia chart (below) from 2017-2018 reveals a sudden plummet around January 10th, 2018 regarding Senior Flu Deaths, which coincides perfectly with the previous link that states Senior Flu Deaths would not be reported after early 2018.



Flu chart article link.

https://sascommunities.github.io/graphics-programming/robert/us_flu_deaths.htm

Flu chart Image link.

https://blogs.sas.com/content/graphicallyspeaking/files/2019/03/flu_intermediate.png

Despite plenty of warning from the News Media regarding how dangerous the 2017-2018 Senior Flu epidemic was, there were no safeguards in place at West Hills Hospital ER that I observed on March 10, 2018, such as a tent in the parking lot for overflow patients presumably drawn in by the digital billboards.

Seniors especially at risk during this year's deadly flu season



By Drew Wilder

Updated: Jan. 29, 2018 at 8:04 PM PST



RICHMOND, VA (WWBT) - This year's flu season is one of the deadliest in a long time. Local school systems are begging

Link to above article.

<https://www.nbc12.com/story/37378457/seniors-especially-at-risk-during-this-years-deadly-flu-season/>

The statistical result for the final four months of the 2017-2018 flu season after Senior flu deaths were no longer listed on death certificates, instead of upwardly revising 80,000 Senior flu death estimates to a more realistic 100,000, Senior flu deaths miraculously dropped to 60,000 for the year. While West Hills Hospital ER presumably had no influence regarding the non reporting of Senior Flu Deaths, their apparent lack of sufficient on site ER Doctors and Nurses and no parking lot tent did play a major role in the death of my “people and animal friendly” Mother.



Council member John Lee is both West Hills area Council member and West Hills Hospital Board of Trustee member and is uniquely pinioned to make a difference and saves lives. West Hills Hospital welcomes new board members

[West Hills Hospital](#)

April 15, 2021

West Hills Hospital & Medical Center, a full-service acute care facility, has welcomed two new community leaders to its board of trustees. The board maintains oversight to ensure that the hospital meets the needs of the community and fulfills its mission.

The two new board members are listed below:

- Councilmember John Lee currently represents the 12th Los Angeles City District. He has a long track record of delivering result to the community through innovative new programs, as well as making improvements to the delivery of city services to the neighborhoods. His priorities include public safety, economic development and working with the community to address the homelessness crisis.
- Lisa Kodimer is the co-founder and Executive Director of Connecting a Caring Community, a non-profit organization dedicated to inspiring and mobilizing the community to live a life of giving through time, money and meaningful projects.

Link to above article...

<https://westhillshospital.com/about/newsroom/west-hills-hospital-welcomes-new-board-members>

Circling back to Fallbrook Pointe, Councilmember John Lee is ensconced as a member of the Planning and Land Use Committee while also serving as a Trustee for West Hills Hospital ER.

Called by Committee Chair

SPECIAL PLANNING AND LAND USE MANAGEMENT COMMITTEE

Thursday, January 21, 2021

ROOM 1010, CITY HALL - 10:00 AM

200 NORTH SPRING STREET, LOS ANGELES, CA 90012

MEMBERS: COUNCILMEMBER MARQUEECE HARRIS-DAWSON, CHAIR
COUNCILMEMBER GILBERT A. CEDILLO
COUNCILMEMBER BOB BLUMENFIELD
COUNCILMEMBER MARK RIDLEY-THOMAS
COUNCILMEMBER JOHN S. LEE

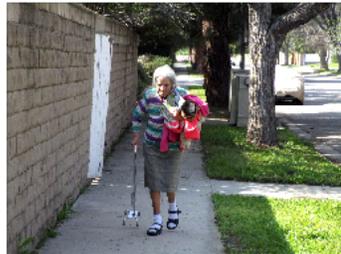
Armando Bencomo - Legislative Assistant (213) 978-1080
(Questions may be submitted to clerk.plumcommittee@lacity.org)

Councilmember Lee can instantly resolve two community problems at the same time, Encourage Staley and Associates to rethink their plans to overbuild on property that will drive the local community inside and reduce their ability to be locally active on the very popular Fallbrook Ave corridor, and, Mr. Lee can also advocate that if it is proven it is safe to build on the Fallbrook Point property, a much smaller, significantly lower profile and square footage Senior Urgent Care would give West Hills Seniors a safer gateway prior to requiring the services of West Hills Hospital, ER. The quality of life for West Hills Seniors can be improved in a myriad of ways if Mr. Lee uses an ideal solution to the benefit of all involved.

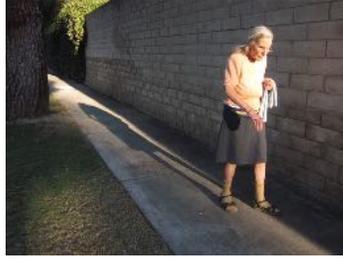
I don't want any adult son, daughter or significant other to have to experience what I experienced on March 10, 2018 at West Hills Hospital ER when an overworked, under staffed ER had had enough and could no longer offer the empathy and compassion that they are supposed to provide to all of their patients, and were instead willing to participate in repeatedly violating EMTALA rules and regulations because of their exhaustion.

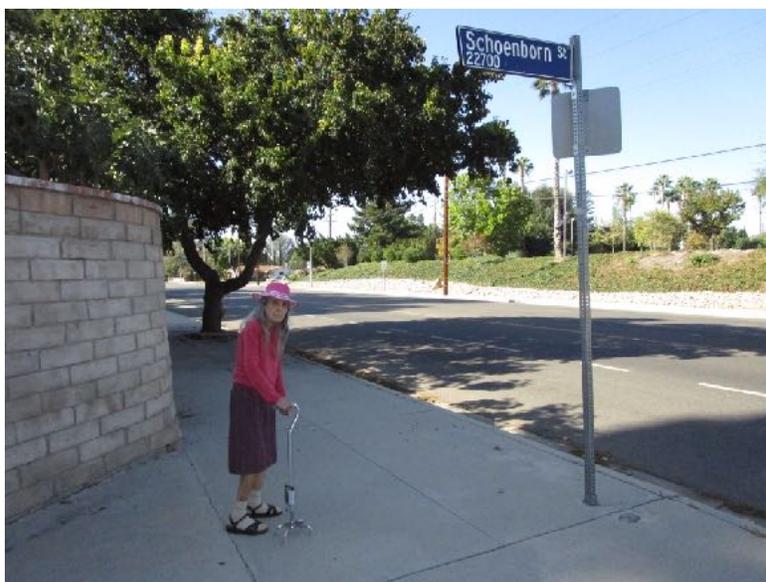
I think about the Elder Medical Abuse my Mother, Fortunata Machi suffered at West Hills Hospital ER, EVERY DAY, it is a lifetime sentence for me, and that is what has driven me to spend a large amount of my time preparing this document so other Seniors will not have to experience what my Mother experienced at West Hills Hospital ER.











Across this street is where the proposed Strip Mining, Excavation, Construction, and Warehouse Roscoe / Fallbrook Point Overbuild has been planned.

The more obvious choice is to leave it as is. Or, if it is deemed safe enough to dig into the earth without releasing toxins known and unknown, to build a much smaller in height and square footage, a 30,000 square foot that is no higher than 15 feet, Senior Urgent Care.

The woman in these pictures was my Mother. West Hills Hospital ER medically abused her in March of 2018, repeatedly violating her EMTALA rights which directly led to her death 2 days later at home, without ever receiving the basic medical care she needed to keep thriving.

Four years later, In the summer of 2022, I was contacted by a woman who watched her recently retired husband die in front of her at West Hills Hospital ER, after a gut wrenching 8 hour stretch where her husband was basically left in his ER room as his wife watched him get worse, and die. Just as I had been repeatedly yelled at even though I had plenty of prior experience with ER etiquette, she too was yelled at whenever she would ask for help for her husband during those tragic eight hours before his death.

One way to bring West Hills Hospital ER up to spec is to have as many Senior Urgent Care Doctors as possible from a nearby Senior Urgent Care facility share their evaluations with West Hills Hospital, ER, thus forcing the ER to keep more Doctors, Nurses and Specialists staff on call at all times. This in turn will help every patient who comes into West Hills, Hospital ER since a more normal ratio of hospital personnel to the patients they serve will result in better overall care. **Please be aware that if in the Future patients continue to needlessly die at West Hills Hospital ER in large part due to chronic understaffing as has been highlighted by the SEIU Caregivers**

Union and as appears on page 12 In this complaint. YOU, the city, may be liable for EMTALA lawsuits in the millions (there are no caps for EMTALA violations) for not doing the right and obvious thing the next time understaffed West Hills ER causes a preventable death. REJECT the proposed ridiculous Warehouse monstrosity and put in something that will SAVE LIVES, a Senior Urgent Care.

Heart / Oxygen Monitor Alarms Blare at West Hills, California, E.R. E.R. Nurse resets Heart / Oxygen Monitors. Monitors again send out Loud Warnings. ER Nurse Disconnects leads attached to Mom & Refuses to Reconnect them. ER Nurse repeatedly attempts to Discharge Mom while refusing to recheck Mom's Heart / Oxygen Levels. I start Filming after Mom begins Wheezing. ER Nurse calls a "Code Gray" Alarm, (Combatant in the ER) against me. Security Guard and Several Code Gray Nurses RUN to Mom's ER Room.



Several Code Gray Nurses Refuse my Tearful Requests to check Mom's Wheezing. A Code Gray Nurse calls me Selfish for taking them away from their Patients. Security Guard grabs my Camera, erases my ER Video that documents Mom Wheezing on her ER Bed. Mom is Patient Dumped outside in the rain, dies 2 1/2 days later at home. ER Broke Laws: Patient Dumping, Assault, Aged & Vulnerable Abuse, Destruction of Evidence, Incitement of Others to Lawlessness, EMTALA. Law Enforcement Declines to Investigate Mother's Death.

Sincerely,

Alessandro Machi

West Hills Resident, Concerned and Aggrieved Citizen.