



County of Santa Cruz

OFFICE OF THE COUNTY COUNSEL

701 OCEAN STREET, SUITE 205, SANTA CRUZ, CA 950604068
(831) 454-2040 FAX: (831) 454-2115

DWIGHT L. HERR, COUNTY COUNSEL
CHIEF ASSISTANTS
Deborah Steen
Samuel Torres, Jr.

Assistants
Harry A. Oberhelman III
Marie Costa
Jane M. Scott
Rahn Garcia
Tamyra Rice
Pamela Fyfe
Ellen Aldridge
Kim Baskett
Lee Gulliver
Dana McRae

GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda April 27, 1999

To: The Board of Supervisors

Re: Claim of Mary Ann Kirch, No. 899-109

Original document and associated materials are on file at the Clerk to the Board of Supervisors.

In regard to the above-referenced claim, this is to recommend that the Board take the following action:

1. Deny the claim of _____ and refer to County Counsel.
- X 2. Deny the application to file a late claim on behalf of Mary Ann Kirch, No. 899-109 and refer to County Counsel.
3. Grant the application to file a late claim on behalf of _____ and refer to County Counsel.
4. Approve the claim of _____ in the amount of _____ and reject the balance, if any, and refer to County Counsel.
5. Reject the claim of _____ as insufficiently filed and refer to County Counsel

cc: Alvin James, Director
Planning Department

RISK MANAGEMENT

By Janet McKinley

COUNTY COUNSEL

By Samuel Torres

Kirch
899-109 90

APPLICATION FOR LEAVE TO FILE
A LATE CLAIM, PURSUANT TO SECTION 911.4
OF THE GOVERNMENT CODE

TO: BOARD OF SUPERVISORS
CLERK OF THE BOARD
701 OCEAN STREET, ROOM 500
SANTA CRUZ, CA 96060

PH 408)454-2326
FAX 408)454-3420

MARY ANN KIRCH hereby makes application for leave to present a late claim founded on a cause of action for MONETARY DAMAGES which occurred on 1-97 to 6/98 and for which a claim was not presented within 6 months (for death, injury to personal property or person or crops); or 1 year (any other cause of action) by Section 911.2 of the Government Code. For additional circumstances relating to the said cause of action claimant refers to and hereby incorporates by reference the proposed claim attached to this application.

Claimant hereby sets forth the following reasons why said claim was not timely presented BASED ON INFORMATION RECEIVED, I UNDERSTOOD

THE TIME TO BE ONE YEAR. I DID NOT
BELIEVE MY CASE WAS CONSIDERED TO BE
A CASE OF PERSONAL INJURY OR "INJURY" TO PROPERTY.

Said application is being presented within a reasonable time after occurrence of said cause of action, not to exceed one year from the date of the occurrence giving rise to the claim.

WHEREFORE, claimant respectfully requests that said application be granted pursuant to Government Code 911.6 and that said claim which is hereby attached, be received and acted on in accordance with Sections 910 et seq., of the Government Code of the State of California.

DATED 4/6/99

CLAIMANT Mary Ann Kirch

Rev. 1/97

PERS115

