



# County of. Santa Cruz

## OFFICE OF THE COUNTY COUNSEL

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## GOVERNMENT TORT CLAIM

### RECOMMENDED ACTION

Agenda June 8 , 1999

To: The Board of Supervisors

Re: Claim of Richard Quigley, No. 899-132

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 Richard Quigley, No. 899-132 and refer to County Counsel.
- ☐ 2. Deny the application to file a late claim on behalf of \_\_\_\_\_ 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: Mark Tracy, Sheriff-Coroner

### RISK MANAGEMENT

By Janet McKinley

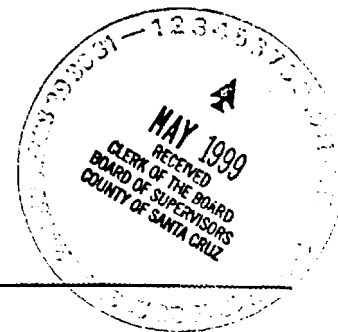
### COUNTY COUNSEL

By Ellen Aldridge

CLAIM AGAINST THE COUNTY OF SANTA CRUZ  
(Pursuant to section 910 et seq., Govt. Code)

899-132 200

TO: BOARD OF SUPERVISORS  
COUNTY OF SANTA CRUZ  
ATTN: Clerk of the Board  
Governmental Center  
701 Ocean Street, Santa Cruz, CA 95060



1. Claimant's Name: Richard Quigley  
Address: 2600 Fresno Street  
Santa Cruz, CA  
Phone No: 8134647516  
P.O. Box to which notices are to be sent: \_\_\_\_\_
2. Occurrence: False Arrest, Use of Excessive Force, etc., and Filing a False Report.  
Date: 12-02-99 Place: Santa Cruz, CA  
Circumstances of occurrence or transaction giving rise to claim: Deputy Neilson of the Santa Cruz County Sheriff's Office arrested claimant apparently because claimant failed the attitude test, and then filed a false report to attempt to change the facts of the case -- the Sheriff's sergeant on duty did not respond to the scene as requested by claimant,--
4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known: It is a violation of criminal and civil law to arrest someone without probable cause: it is unlawful to use excessive force, it is unlawful to file a false report; and it is unlawful to deny any citizen the equal application and protection of the laws.
5. Name(s) of public employee(s) causing injury, damage or loss, if known: Deputy Jason Neilson and his command sergeant, Morris -- Mark Tracy, et. al
6. Amount claimed now .....\*..... \$ 50,000  
Estimated amount of future loss, if known.....S \_\_\_\_\_  
TOTAL \$ 50,000
7. Basis for above computations: Punative and exemplary damages, defamation, libel, and the counts described above.
8. if the amount claimed is over \$ 10,000, indicate the court of jurisdiction: Federal Court

\_\_\_\_\_                     Municipal Court \_\_\_\_\_ Superior Court

CLAIMANT'S SIGNATURE: [Signature] 5/6/99

Note: Claim must be presented to Clerk, Board of Supervisors, within six (6) months after the act which occasioned the injury.

Americans with Disabilities Act questions or requests for accommodations may be directed to the ADA Coordinator at 454-2962 (TDD 454-2 123).