



County of Santa Cruz

0039

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GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda February 15, 2000

To: Board of Supervisors

Re: Claim of Dave Kelley, No. 900-091B

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:

- X _____ 1. Deny the claim of Dave Kelley, No. 900-091B 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: Rama Khalsa, Administrator
Health Services Agency

Mark Tracy, Sheriff-Coroner

RISK MANAGEMENT

By Janet McKinley

COUNTY COUNSEL

By Samuel Torres, Jr.

900-091 B

0040



GOVERNMENT CODE CLAIM
Against:

COUNTY OF SANTA CRUZ
(Class Claim)

1. The name and address of the class representatives are:

Dave Kelley	Christopher St. Charles	Oswaldo Pinto
3350 San Marino	1430 Harper Street	239 Dutchman Rd.
San Jose CA 95127	Santa Clara CA 95062	Watsonville CA 95076

2. Claimant desires notices and communications be sent to:

Michael Mayron, HINKLE, JACHIMOWICZ & POINTER
2007 W. Hedding Street, Suite 100
San Jose CA 95128

3. The date, place and other circumstances of the occurrence, which gave rise to this claim are as follows:

On or about 1 1/2/99.

4. A general description of the indebtedness, obligation, injury, damage or loss incurred so far as it may be known at the time of presentation of this claim is as follows:

Humiliation, embarrassment, assault, battery, sexual battery, violation of civil rights.

5. The name(s) of the public employee or employees causing the injury, damage, or loss, if known is:

Ernesto Lopez

6. The amount claimed, including the estimated amount of any prospective or future loss, injury or damage is:

() \$_____ (if less than \$10,000.00 total sum);

() Within the jurisdiction of the Municipal Court; or

(X) Within the jurisdiction of the Superior Court.

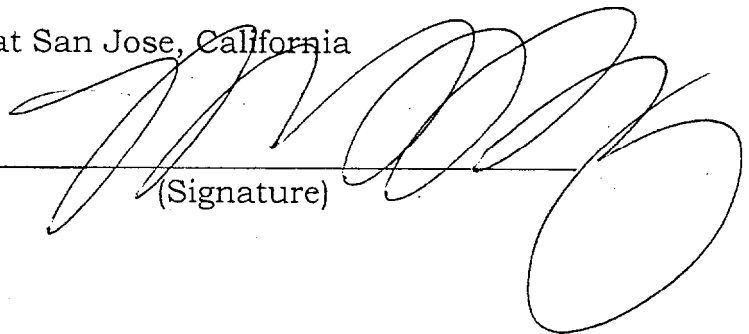
Government Code Claim
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If less than \$10,000.00 total sum, the basis of the computation of
the amount claimed is as follows:

Dated: January 20, 2000

at San Jose, California

By: MICHAEL MAYRON
(Name)


(Signature)