



County of Santa Cruz

0043

OFFICE OF THE COUNTY COUNSEL

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GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda October 24, 2000

To: Board of Supervisors

Re: Claim of Clark E. Mason, No. 001-031

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. Reject the claim of Clark E. Mason, No. 001-031 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

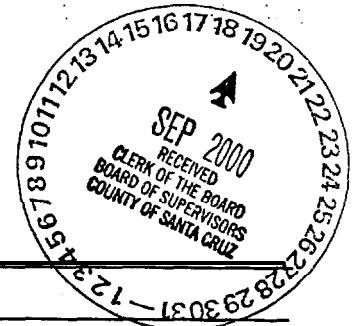
By Janet McKinley

COUNTY COUNSEL

By Kim Elizabeth L Baskett

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

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: CLARK E. MASON
Address: 1784 CHEVALIER DR.
SAN JOSE, CA. 95124
Phone No: (408) 266-8858 MESSAGE ONLY!
2. P.O. Box to which notices are to be sent: _____
Occurrence: entirely at the hands of Sheriff's Dept.
Date: 8/4/70 Place: SANTA CRUZ Co.
3. Circumstances of occurrence or transaction giving rise to claim: LOST PERSONAL TIME AND OUT OF POCKET EXPENSE CAUSED BY INCOMPETENCE AND/OR NEGLIGENCE OF SANTA CRUZ Co SHERIFFS DEPT. (PARKING DIV)
4. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:
SAME AS ABOVE
5. Name(s) of public employee(s) causing injury, damage or loss, if known: THERE ARE SEVERAL PEOPLE INVOLVED BUT MOST NOTABLE ISA (SGT. ROSS)
6. Amount claimed now\$ 293.23
Estimated amount of future loss, if known\$ _____
TOTAL \$ 293.23
7. Basis for above computations: \$35 PER HOUR X 8 PLUS ACTUAL OUT OF POCKET (RECEIPTS ENCLOSED.)
8. If the amount claimed is over \$10,000, indicate the court of jurisdiction:
_____ Municipal Court _____ Superior Court

CLAIMANT'S SIGNATURE: [Signature]

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 454-2123).

The actual receipt for the disposable camera I have misplaced. The camera was a Kodak on sale at the time for eight dollars and change with my ~~at~~ Safeway Club Card. The camera normally retails for 10 or 11 dollars. you ~~may~~ note that on this claim~~s~~ I rounded down to eight dollars.

ACTUAL CLAIM

$$\$35 \times 8 = \$270$$

12.38 GAS

8.00 CAMERA


9.58 FILM PROCESS

3.27 LUNCH

293.23

I have purposely included only minimal

Charges here. If it becomes necessary 0046
for me to pursue this matter in civil
court. I reserve the right to restructure
this claim. for instance, the actual
use of a full size 1 ton Van from
ridder would have cost you ⁸ 52.45
not 12.38 gas only. one shot only
deal!


9/18/20

0047

(S) SAFEWAY

WELCOME TO SAFEWAY

FILM PROCESS	2 81
**** TAX .73	9 54
CASH	20 03
CHANGE	10 45

8/10/00 13:44 1245 23 0015 13

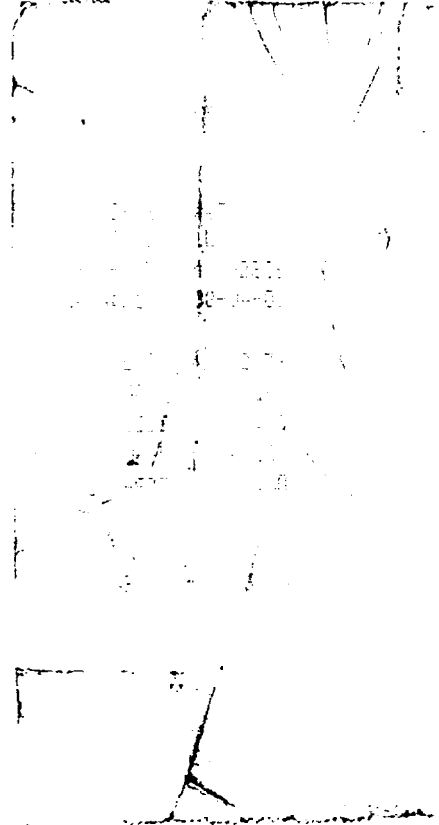
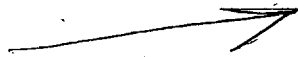
Join the Safeway Club today, and
earn toward your 5% Savings Award!

THANK YOU! - PLEASE COME AGAIN

Film PROCESS



*TACO BELL RECEIPT
FOR \$ 3.27
ONLY ORIGINAL 15
READABLE*



CC MARK TRACY
3C SENTENCE

9/18/20

To whom it may concern.

0048

This claim arises from a parking ticket issued me at 10:22 PM 5/13/20 at Scotts Creek. I knew at the time the ticket was invalid. ~~and~~ I read the back and noted the required dates necessary to handle it and set it aside. I was tired, had been fishing most of the night along the cliff north of Scott Cr. Beach.

The next Saturday night, when I received the second ticket 5/20/20 with my truck parked in the same spot, it got my attention. I then responded by righting my first letter to your parking vendors in So. Cal. the next Saturday night when I received the third ticket 6/11/20 with the truck parked in the same spot

you had my full attention. What the hell is the guy doing parked at that isolated spot three saterday nights in a row? drug deal? guess again!

I've been parking in that same spot for many years. first of all, latley, its legal. second, its flat, I have a propane refiq in my van. flat and level is nessasary. (trust me.) in the spring I might fish that spot for ling cod and have since forty six. would have been there sooner but gas was rasheded the war you know. before the war I was to little for my dad to take. ling cod that funny white fish in the market that tastes so good even though at that point it had~~nt~~ already began to rot. fresh out of the Ocean, properly prepared, with the right chilled California wine becomes (exquisite).

pardon the lapse, it seemed a good ⁰⁰⁵⁰ place to let you know what I was doing there in the first place. I hadn't heard back from your vendor in 30 cal at that ~~point~~ ^{point}, so I sent the second letter to them.

the first letter didn't seem real important so I didn't keep a copy. The second I did because at this point the terms incompetence and/or negligence had come over the horizon. at this point I have three tickets issued by three different officers all invalid. its clear that the officers don't even look the situation over.

if they can read they don't bother to. In addition, the tickets are not even uniform. Truck is in the same spot for all three tickets, same infraction, right! wrong, two tickets are \$33. one is \$13 doll

at this point it's clear these people do not have their shit together.

0051

Incompetence and/or negligence, how else can you see it? I then get a correspondence from from them, it indicates the first two tickets by number, are dismissed, but if you read it carefully it actually only indicates that the first ticket is dismissed or who knows? classic incompetence and negligence we can now dispense with the or, a gem, signed by one A.T. WABOR, and dated 6/26/20. I then get the second gem, the same form as the first but this one is pink, and obvious lower copy and almost not legible. after much struggle I can make out enough bits and pieces to see all three tickets are indicated

and the bottom of the form is readable
and the citation valid box is checked ⁰⁰⁵²
This letter or form is dated 7/21/20
and signed by the soon to become
infamous Sgt. Ross. Then I receive
word from Torrance that I'm about
to become overdue on the second ticket
double the fine, no mention whatsoever
of the first ticket. At this point it's
clear that I have to get personally
involved. Now begins the personal time
and out of pocket basis for this claim.

I pick a day and drive over the hill
to Scott's Valley, out to Felton, over ice
cream to Brewery down, out to coast, north
to downtown and two and a quarter more
16 miles to Scott Creek. Have to check the
signs I parked next to, if it's changed

then ~~if~~ they can't confirm what I'm
saying. get ^{to} start at the beginning
and work back through it, to solve it,
right? get to scott a. the sign is
the same, no change. Ok, drive into santa
Cruz and talk to them first hand. I
go to Court house on ocean and find
the parking division second floor I think.

The lady at the counter says we
can't help you. you have to talk to a
Sgt Ross and he's out of the building.

Gess Ross is the guy I need, has
he got a cell? call him, let him know
I'm hear. About an hour later they locate
him at VESC. ~~Is~~ he near a fax he
can use, if so, no need to come in.

Gess there is a usable fax, fine fax
him my second letter to Torrance, it's clear

and understandable complete with a layout
of scott Cr. that shows all parking signs and
what they say and shows the location of
my vehicle at the time of the tickets. 0054

we fax the info over, and I give
him ample time to read and understand
befor I call him on the phone. I call
him and my first impression is a man
with his heels dug in. I try to explain
from every possible angle. I also point out
that since he has regular patrols going
to scott Cr he can confirm or dis-confirm
at no cost to the dept. No chance! This
guy has a plan. We right the citation, right
or wrong you pay the citation. no pay!
good! we double the fine, you pay,
no pay, we send the matter to DMV,
no wheels for you the next year, get it.

if you dont seem to understand fella, we are
never wrong only you the public are wrong. 0055

How rude, and how dumb I feel, Am
thinking incompetence and negligence, thats
only a cover. what this is, is EXTORTION
all the elements are there. It doesn't take a
law student to see this one. ~~Yes~~ they are
crunning the scam right under the board of
Supervisors nose. No No No of course, you
have the Valley view of the Santa Cruz
board of supervisors (laughable bunglers as
always) bunglers yes, but stupid, I doubt
it. this is a hell of a lot of money when
you think about it yearly. Way Tracy,

Am writing this in the law library and
I can feel the heat of your face even hear
in the basement. Ok, the way you stop
extortion is call the cops. I do the only

thing I can, I file an appeal in court. what
this actually does in this case is call the cops
on the cops. when I file the appeal I'm now
obligated to back it up with proof. Back
in the truck, out mission, stop at Safeway
get a disposable camera. Back to Scott Ck
record on film the parking sign in question
and the relation to it and my truck as well
as all other signs. ~~as well~~ make sure you
photo the Scott or bridge sign so you have
proof where the photos came from. the whole
nine yards. how many of the people reading
this would do it for \$293. that's a joke,
I'm out at least a grand on this deal
that's what makes extortion work. no way
the average working person can dump a grand.
worth of effort into dumping \$79 dollars worth
16 parking tickets. Tracy and Ross know
this very well and so do the board.

as soon as this shows over its back to
extortion as usual. About the only real 0057
protection people have is a free press and
I'm not at all sure that epistles in Santa
Cruz. anyway I get the fourth letter,
this time from one Gretchen Hourley
informing me all tickets are dismissed
a little to late, the time, and out
of pocket are already gone. The last
line of Hourley's letter is ominous, we will
have County roads people make sure the signs
are proper. (that means change the signs
so I can't park and might fish there
any more) we will see about that!

