

County of Santa Cruz⁰⁰⁰⁷

OFFICE OF THE COUNTY COUNSEL

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GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda December 12, 2000

To: Board of Supervisors

Re: Claim of Connie Lester, No. 001-047

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 Connie Lester, No. 001-047 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: Not County Jurisdiction
District Attorney's Office

RISK MANAGEMENT

By Janet McKinley

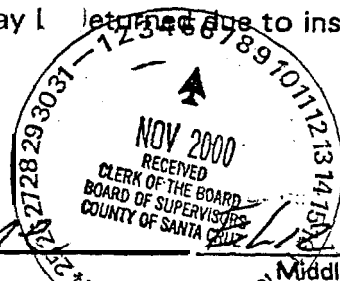
COUNTY COUNSEL

By Kim Elizabeth Baskett

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Rev 9/2000

INSTRUCTIONS:

Complete the line below, otherwise, form may be returned due to insufficiency of claim.



001-047

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CLAIM FORM
County OF SANTA CRUZ

- Name of Claimant: Lester Conne Liz abeta
Last First Middle
- Residence Address: 619 Broadway B Santa Cruz CA 95060
Street No. and Name Apt No. City State Zip Code
- Mailing Address for all Notices: Same as above
Street No. or P.O. Box City State Zip Code
- Residence Phone No. (831) 458-9561 Bus. Phone No. 831 459-6727
(Area Code) (Area Code)
- Exact Date of Injury, Damage or Loss: 6/22/00 Time: _____ a.m./p.m.
- Exact Location Injury, Damage or Loss Occurred: _____
- Describe all of your Injuries, Damages or Losses: See Attached (over if needed)
- Describe how accident occurred: _____ (over if needed)
- If claim is for towed vehicle, show Vehicle License Number: 1MDZ233
- Name(s) of City of Santa Cruz employee(s) causing injury, damage or loss, if known: _____

- Witnesses: _____
Name Address Phone

Name Address Phone (over if needed)

- Amount of Claim: \$ 565 **IMPORTANT:** Attach supporting bills or state how you computed the amount of claim (over if needed). _____

9-5-00
Date

Conne Lester
Claimant's Signature

Date

Authorized Representative's Signature

Notification: You will be notified within approximately 45 days regarding claim

Pursuant to the instruction from the Risk Manager of the City of Santa Cruz, I am filing this claim with the County for the reason that ²⁰⁰⁰ ~~despite~~ ^{foreseeable} my damages were the result of a negligent mistake made by

On Thursday, June 22, 1999, my housemate, Simba Kenyatta was test driving my car when he was pulled over four blocks from our house. The car was registered but had not passed the smog. The officer gave my housemate a fix-it ticket but when he ran his license through the computer it came up suspended because of unpaid child support. The officer impounded the car at that point. Simba explained that 'this was a mistake, he did not owe child support. Since he was only four blocks from home, he asked if he could call me to come pick up my car. The officer said no and the car was impounded.

County Staff
Conne Lester

Simba called the DMV the next day and they informed him that the District Attorney's Office Family Support Division had requested a suspension of his license due to unpaid child support. Simba then called the District Attorney's Office, Family Support Division they admitted it was a mistake. They said he would have to come to the office and fill out a form to request a letter stating they had made an error. We called North County Towing to ask if we had a letter from the District Attorney's Office explaining the error would they release the car. They said we would have to pay them regardless and work out reimbursement from the agency responsible for the error. Simba requested the letter the following week. This all happened the last week of the month. Since I get paid once a month I paid the city but was unable to raise the money for the towing until June 30. Simba received the letter from the District Attorney's Office on July 21, 1999.

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I contacted the police department regarding the \$130 I paid them. They said I needed to get the reimbursement from DMV as they, (the police), were only following DMV's directive. DMV said they were only following the District Attorney's Office directive and I should request full reimbursement from them. The District Attorney's Office said that the police didn't have to impound the car so the police should reimburse me. I was finally told to go to the city.

Attached are copies of the canceled checks and the letter from the District Attorney's Office. I can be reached at 458-9561 until September 11. I will then be back at work and can be reached at 459-5727. Thank you for your attention to this matter.

Respectfully,

Conne Lester