



# County of Santa Cruz

## OFFICE OF THE COUNTY COUNSEL

701 OCEAN STREET, SUITE 505, SANTA CRUZ, CA 960604068  
(831)464-2040 FAX (831)464-2111

SAMUEL TORRES, JR., COUNTY COUNSEL

CHIEF ASSISTANTS  
RAHN GARCIA  
DANA McRAE

Assistants

Deborah Steen	Kim Baskett
Harry A. Oberhelman III	Julia Hill
Marie Costa	Shannon Sullivan
Jane M. Scott	Sharon Carey-Stronck
Tamyra Rice	Dwight L. Herr
Pamela Fyfe	

## GOVERNMENT TORT CLAIM

### RECOMMENDED ACTION

Agenda September 18, 2001

To: Board of Supervisors

Re: Claim of Thomas H. Barnes, No. 102-016

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 Thomas H. Barnes, NO. 102-016 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: Bob Watson, Director  
General Services Department

### RISK MANAGEMENT

By Janet McKinley  
Janet McKinley, ARM, Risk Manager

### SAMUEL TORRES, JR., COUNTY COUNSEL

By Kim Elizabeth Baskett  
Kim Elizabeth Baskett, Assistant County Counsel

102 016

BARNES

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

0008



1. **Claimant's Name:** THOMAS H. BARNES  
**Address:** 445 HALL ROAD, WATSONVILLE, CA. 95076

**Phone No:** (831) 763-9369 HOME (831) 763-8011 WORK.

**P.O. Box to which notices are to be sent:** P.O. Box 67090 SCOTTS VALLEY, CA. 95076

2. **Occurrence:** 487 PC - GRAND THEFT (THEFT OF LAPTOP COMPUTER.)  
1430 FREEDOM BLVD, WATSONVILLE, CA. DEPT #12  
**Date:** 3-1-01 - THRU 3-2-01 **Place:** SANTA CRUZ COUNTY COURTHOUSE ANNEX  
**Circumstances of occurrence or transaction giving rise to claim:** COMPUTER TAKEN.  
SEE ATTACHED CASE. CASE NO. 01-2113

4. **General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:**

5. **Name(s) of public employee(s) causing injury, damage or loss, if known:**

6. **Amount claimed now . . . . . S** 1400.00  
**Estimated amount of future loss, if known . . . . . S** \_\_\_\_\_  
**TOTALS** 1400.00

7. **Basis for above computations:**

8. **If the amount claimed is over \$10,000, indicate the court of jurisdiction:**  
   Municipal Court    Superior Court

**CLAIMANT'S SIGNATURE:** Thomas H. Barnes

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

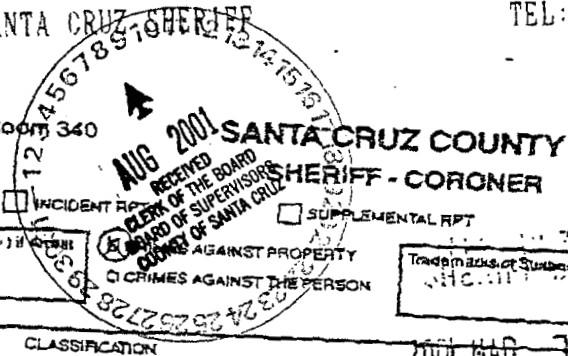
Americans with Disabilities Act questions or requests for accommodations may be directed to the ADA Coordinator at 454-2962 (TDD 454-2123).

PERSOX 3

2/11-00-01

701 Ocean Street, Room 340

Santa Cruz, California 95060



CRIME REPORT

WARRANT REQUESTED

FOLLOW UP REQUIRED YES  NO

INCIDENT REPORT

SUPPLEMENTAL RPT

CONTINUATION

CASE NO. 01-2113

CRIMES AGAINST PROPERTY  
 CRIMES AGAINST THE PERSON

Trade (name of Subject(s)) FILE

SECTION-SUBSECTION-CODE CRIME CLASSIFICATION 2001 MAR 7 A 9:35 PAGE 1 OF 3

487 R - GRAND THEFT (THEFT OF LAPTOP COMPUTER) REPORT AREA 6-9

DATE & TIME OCCURRED - DAY 3-1-01 @ 1545 HRS, THUR - DATE & TIME REPORTED 3-2-01 @ 1545 HRS LOCATION OF OCCURRENCE WATSONVILLE COURT HOUSE

NAME - LAST, FIRST, MIDDLE (FIRM IF BUSINESS) EARNES THOMAS RESIDENCE ADDRESS 1430 FREEDOM BLVD., WATSONVILLE

OCCUPATION COURT SECURITY RACE W SEX M/F AGE 53 DOB 8-18-42 BUSINESS ADDRESS 701 OCEAN ST. RM # 340, S.C. RES. PHONE 454-2514

NAME - LAST, FIRST, MIDDLE (FIRM IF BUSINESS) RESIDENCE ADDRESS BUSINESS ADDRESS BUS. PHONE

NAME - LAST, FIRST, MIDDLE (FIRM IF BUSINESS) RESIDENCE ADDRESS BUSINESS ADDRESS BUS. PHONE

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NAME - LAST, FIRST, MIDDLE (FIRM IF BUSINESS) RESIDENCE ADDRESS BUSINESS ADDRESS BUS. PHONE

LICENSE NO./STATE YEAR MAKE MODEL COLOR (OTHER IDENTIFYING CHARACTERISTICS)

REGISTERED OWNER'S NAME REGISTERED OWNER'S RESIDENCE ADDRESS TOWED YES  NO

LICENSE NO./STATE YEAR MAKE MODEL COLOR (OTHER IDENTIFYING CHARACTERISTICS)

REGISTERED OWNER'S NAME REGISTERED OWNER'S RESIDENCE ADDRESS TOWED YES  NO

SUSPECT - NAME (LAST, FIRST, MIDDLE) UNKNOWN RACE SEX AGE DATE OF BIRTH HEIGHT WEIGHT HAIR EYES

ADDRESS BUSINESS ADDRESS DRIVERS LICENSE NO. ARRESTED YES  NO  ADV OF RIGHTS YES  NO  CITIZEN ARREST

OCCUPATION BUSINESS ADDRESS BUS. PHONE RES. PHONE CITATION NO.

HAIR LENGTH/TYPE  UNK. HAIR STYLE  UNK. FACIAL HAIR  UNK. WEAPON USED  UNK.  N/A

SUSPECT - NAME (LAST, FIRST, MIDDLE) RACE SEX AGE DATE OF BIRTH HEIGHT WEIGHT HAIR EYES

ADDRESS BUSINESS ADDRESS DRIVERS LICENSE NO. ARRESTED YES  NO  ADV OF RIGHTS YES  NO  CITIZEN ARREST

OCCUPATION BUSINESS ADDRESS BUS. PHONE RES. PHONE CITATION NO.

HAIR LENGTH/TYPE  UNK. HAIR STYLE  UNK. FACIAL HAIR  UNK. WEAPON USED  UNK.  N/A

RE A RAP? IF YES, PLACE AN X IN BOX Gang Related  Unreported

COURT D.A. MAR 07 2001 PRESS

BY [Signature] BADGE NO. 555 DATE 3/7/01

PROPERTY IN CLETS DIRECTOR

1-2113

MEDICAL TREATMENT	NAME—LAST, FIRST, MIDDLE	REFUSED <input type="checkbox"/>	CODE	Nature of Injury	Where Hospitalized or Examined	
<b>STRUCTURE TYPE</b> Commercial Agriculture/Shop Auto Repair/Parts Bar Coin Laundry Construction Convenience Store Fast Food Financial Gas Station Grocery/Supermarket Hotel/Motel Industrial/MFG Jewelry Retail Store Medical/Dentist/Hospital Office Building Pharmacy Recreation/Sports Restaurant Storage TV/Appliance Video Warehouse	<b>T.N.A.</b> Residential Apartment/Condo Campus Garage Mobilehome Shed Single Family Dwelling Manufactured Airport/Hanger Beach Church Government Bldg. Park Parking Lot School Vehicle Airplane Auto Boat Bus Motorcycle RV/Camper Trailer Truck/Pickup Van	<b>POINT OF ENTRY</b> <input checked="" type="checkbox"/> UNK: A. Adjacent Premises B. Basement C. Door D. Dust Vent E. Floor F. Front G. Garage H. Ground Level I. Louvers J. Pat Door K. Rear L. Roof M. Side N. Slant O. Sliding Glass Door P. Upper Level Q. Wall R. Window S. Window Only T. Convertible Top U. Door V. Hood W. Sunroof X. Trunk/Hatchback Y. Wind Wing Window Z. Window	<b>METHOD OF ENTRY</b> <input checked="" type="checkbox"/> UNK. <input type="checkbox"/> N/A A. Attempt B. Break-Ins/SA C. Burn D. Cut E. Hit/Innocent F. Kick G. Knip/Inst H. Lock Box I. Lock Break J. Lock Cut K. Lock Pick L. Lock Punch M. Lock Slip N. No Force O. Pry P. Removed Q. Taped/Brake R. Unlocked	<b>TOOLS USED</b> <input type="checkbox"/> N/A <input checked="" type="checkbox"/> UNK. A. Ass B. Bolt Cutter C. Brick/Block D. Channel Lock/Pliers E. Drill F. Garage Door Opener G. Glass Cutter H. Hammer I. Key J. Page K. Fry Tool L. Saw M. Screw Driver N. Slip device/wire O. Tire Iron P. Torch/Explosive Q. Other (Specify)	<b>WEATHER CONDITIONS</b> <input checked="" type="checkbox"/> Clear/Dry <input type="checkbox"/> Foggy <input type="checkbox"/> Rainy <input type="checkbox"/> Wet <input type="checkbox"/> UNK.	<b>LIGHT CONDITIONS</b> <input type="checkbox"/> Well-lit/High <input type="checkbox"/> Poorly-lit/High <input type="checkbox"/> Not lit/High <input type="checkbox"/> Moonlight <input checked="" type="checkbox"/> UNK.
<b>PHYSICAL EVIDENCE</b> A. Blood/Saliva B. Claiming C. Documents D. Fingerprints E. Glass/Fragments F. Hair G. Muds/Soil H. Narcotics I. Palm Samples J. Photo K. Projectile L. Rape Kit M. Semen N. Tire Tracks/Footprints O. Tool Marks P. Vehicle Q. Weapons R. Other S. None Located	<b>VICTIM PROFILE</b> A. Blindfolded B. Bound C. Choked D. Clothes Ripped E. Cut/Strapped F. Disarmed G. Drugged H. Impaired I. Kidnapped J. Molested K. Photographed L. Raped M. Raped with Object N. Sexually Assaulted O. Smothered P. Strangled Q. Struck R. Tortured S. Other <u>At work</u>	<b>Relation to Suspect</b> A. Acquaintance B. Boyfriend C. Brother D. Business Associate E. Daughter F. Father G. Friend H. Girlfriend I. Husband J. Mother K. Neighbor L. Sister M. Son N. Stranger O. Wife	<b>SUSPECT ACTIONS</b> A. Alarm Disabled B. Ate/Drank on Premises C. Attempt to Purchase D. Called Location E. Cash Demanded F. Car Burglar G. Detached H. Demand Note Used I. Exit Prepared J. Forged Documents K. Gloves Worn L. Hit on Building M. Inflicted Injury N. Knew Location of Property O. Lockout Used P. Mask Worn/Face Hidden Q. Matches Used R. Masturbated S. Multiple Suspects T. Phone Disabled U. Pickpocket V. Peltcase Used W. Power Disabled X. Pretended to be Y. Fuse Snatch Z. Rammed AA. Safe Attacked AB. Stashed Loot AC. Threaten to Kill AD. Threaten Retaliation AE. Threaten Victim's Family AF. Tool Used AG. Took Only TV/Stereo AH. Took Only Money AI. Took Only Cash/Assets AJ. Took Only Jewelry AK. Under Influence AL. Unusual Odor AM. Unusual AN. Vandalized AO. Vehicle Acquired AP. Victim's Name Used AQ. Victim's Tools Used AR. Weapon Fired AS. Other (Specify)			

SYNOPSIS

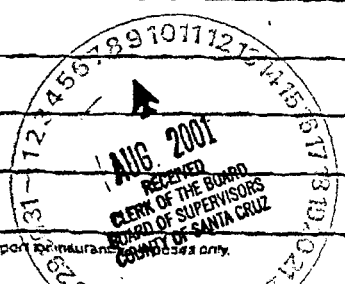
On 3-2-01 at about 1545 hrs. Security Deputy Barnes came to me and reported that his personal laptop computer had been stolen. Security Deputy Barnes said he had left his computer on 3-1-01 at about 1545 hrs. hidden behind his desk. On 3-2-01 at 1545 hrs. while collecting his belongings to leave for the weekend found that his computer was now missing.

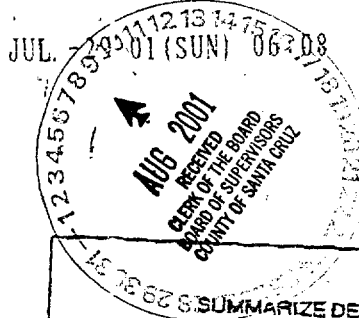
CONCLUSIONS/RECOMMENDATIONS

- 1) Waiver requested.
- 2) Prosecution recommended.
- 3) Investigation Bureau follow-up requested.
- 4) Prosecution not recommended.
- 5) Investigation Bureau follow-up requested.

- 6) Investigation continuing (by Patrol).
- 7) Insufficient evidence for prosecution.
- 8) Insufficient information for further investigation at this time.
- 9) Report for information only.
- 10) Report to outside agency.
- 11) Other

REFERENCES/EXPLANATIONS





0011

PAGE 3 OF 3

CASE NO. 01-2113

SUMMARIZE DETAILS OF CRIME(S). INCLUDE ACTIONS AND CONVERSATION BY SUSPECT(S) AND VICTIM(S) AND OTHER EVENTS NOT PREVIOUSLY COVERED. INCLUDE ELEMENTS OF CRIME, ETC. STATEMENT TAKEN FROM WHOM AND BY WHOM. OTHER INFORMATION.

NARRATIVE:

1 On 3-2-01 AT 1545 HRS. WHILE WORKING AS THE DEPARTMENT 12 COURT BAILEFF, I WAS CONTACTED BY SECURITY DEPUTY BARNES WHO WORKED WITH ME. DEPUTY BARNES CONTACTED ME TO REPORT HIS PERSONAL LAP TOP COMPUTER HAD BEEN STOLEN.

DEPUTY BARNES SAID ON 3-1-01 AT ABOUT 1545 HRS. HE WAS CLEANING UP HIS WORK AREA LOCATED AT THE MAIN ENTRANCE TO DEPT #12 COURT HOUSE. AS HE HAD DONE EVERY OTHER NIGHT BEFORE CLOSING THE COURT HOUSE, DEPUTY BARNES REMOVED HIS LAP TOP COMPUTER FROM THE TOP OF HIS WORK DESK AND PLACED IT BEHIND THE CONCEALED SHELVING AREA FOR SAFE KEEPING THROUGH THE EVENING.

DEPUTY BARNES SAID ON 3-2-01 AT ABOUT 1545 HRS. HE WAS COLLECTING HIS BELONGINGS TO LEAVE FOR THE WEEKEND. DEPUTY BARNES SAID HE WENT TO COLLECT HIS COMPUTER FROM WHERE HE HAD PUT IT THE NIGHT BEFORE AND SAW IT WAS MISSING. DEPUTY BARNES WAS UNAWARE OF ANY WITNESSES OR SUSPECTS TO BE THAT.

2 DEPUTY BARNES KNOWLEDGE, NO ONE HAD BEEN IN THE BUILDING OVER LAST EXCEPT THE CLEANING LADY AND POSSIBLY OTHER DEPUTIES. THE POSSIBILITY OF A GENERAL SERVICES PERSON COMING IN WERE GREAT SINCE THEY HAD BEEN CALLED TO FIX A PLUGGED TOILET. PER GENERAL SERVICES DISPATCH, THEY DID DISPATCH A PERSON TO FIX THE TOILET. THEIR RECORDS DO NOT SHOW WHETHER THE WORK WAS DONE OR IF THE WORKER EVER ARRIVED.

3 FAR, I HAVE FOUND NO OTHER LEADS, NOR HAVE I FOUND 4 OTHER WITNESSES OR SUSPECTS. - E.O.R.

CONTINUED

0012

01-2113

HARDCOPY AT 19:52:40 ON 03/12/01  
USER SHF702 ON LU T04564CD LOGGED ON TO SCANCICS ACB N04564CD

EA  
 AUTOMATED PROPERTY SYSTEM - ENTRY  
 ENTRY TYPE:  SINGLE - PAWN/BUY  
                    GROUP  
 FCN\* \_\_\_\_\_ AID\* \_\_\_\_\_ ENT 1 ✓  
 ORI CA044 \_\_\_\_\_ NAM \_\_\_\_\_ OCA 0102113 ✓ DOT 20010302 EST ✓ DOB \_\_\_\_\_ YYYMMDD  
 MINU \_\_\_\_\_  
 VAL \_\_\_\_\_ CAT D/ART COMPUT BRA FUJITS MOD 435DX ✓ DOC S  
 MIS DOCKABLE LAPTOP DRK GRY W 56K MODEM ✓  
 FOR SERIALIZED OR NUMBERED ITEMS:  
 1ST SER 77315631 ✓ LAST SER \_\_\_\_\_  
 OAN \_\_\_\_\_ XRF \_\_\_\_\_ NIC\* \_\_\_\_\_  
 \* THESE FIELD ARE NOT USED FOR ENTRY TRANSACTIONS.

UP  
APS RECORD ENTERED:  
STOLEN

SER/77315631  
CAT/D ART/COMPUT BRA/FUJITS MOD/435DX ENT/1  
ORI/CA0440000 OCA/0102113 DOT/20010302 FCN/5330107102770  
MIS/DOCKABLE LAPTOP DRK GRY W 56K MODEM



OUTPUT MSG 076, PAGE 01 OF 01, FROM CLI@

NO MSGS WAITING

*Handwritten initials/signature*

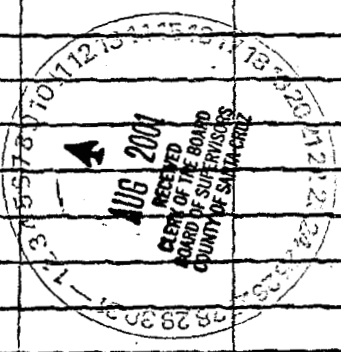


0013

**COUNTY OF SANTA CRUZ**  
**SHERIFF - CORONER**  
 701 Ocean Street, Room 340  
 Santa Cruz, California 95060  
**SUPPLEMENTARY LIST OF MISSING PROPERTY**

VICTIM LAST, FIRST, MIDDLE (FIRM NAME, IF BUSINESS)		CASE NO.
BARNES, THOMAS		01-2113
LOCATION OF OCCURRENCE		
430 BLD. WATSONVILLE		
TYPE OF PREMISES WHERE OFFENSE WAS COMMITTED		
COUNTY COURT HOUSE		
DATE AND TIME OCCURRED	DAY OF WEEK	DATE AND TIME REPORTED
3-1-3-2-01 @ 1545	THUR-FRI	3-2-01 @ 1545

ITEM NO.	ARTICLE	BRAND	SERIAL #	MODEL #	DESCRIPTION: INC. INSCRIPTIONS ID MARKS & COLOR	MARKET VALUE
1	LAP TOP COMPUTER	"FUJITSU LIFEBOOK"	#77315631	100/400 (435 DX)	DOKKAGE LAPTOP 133 MHZ, 128 RAM 1 DOKKAGE BATTERY 1 DOKKAGE DISC DRIVE 1 PRINTER BOARD 1 56K MODEM DARK GRAY	\$1400
PROPERTY IN CLETS						



Reporting	Badge No.	DATE AND TIME	ROUTED BY
[Signature]	777/1961		