



# County of Santa Cruz

## OFFICE OF THE COUNTY COUNSEL

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## GOVERNMENT TORT CLAIM

### RECOMMENDED ACTION

Agenda August 13, 2002

To: Board of Supervisors

Re: Claim of Jeanne Rodriguez, No. 203-003

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. Reject the claim of Jeanne Rodriguez, No. 203-003 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: Kate Canlis, District Attorney **RISK MANAGEMENT**

By Janet McKinley  
Janet McKinley, Risk Manager

**DANA McRAE, COUNTY COUNSEL**

By Kim Elizabeth Baskett  
Kim Elizabeth Baskett, Assistant County Counsel

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

RODRIGUEZ

0006

203-003

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: Jeanne Rodriguez  
Address: c/o Justin B. Lighty, Attorney at Law  
123 Jewell Street, Santa Cruz, CA 95060  
Phone No: (831) 426-7547  
P.O. Box to which notices are to be sent: N/A
  2. Occurrence: Breach of contract, breach of covenant of good faith, cont. (See attached)  
Date: 4-16-02 -continuing Place: Santa Cruz County District Attorneys Office  
Circumstances of occurrence or transaction giving rise to claim: After 26 years plus of excellent service as Administrative Secretary Assistant to the District Attorney. Ms. Rodriguez was wrongfully demoted by District Attorney Kate Canalis because Ms. Rodriguez supported District Attorney Elect Bob Lee in Mr. Lee's successful campaign for Santa Cruz County District Attorney
  3. General description of indebtedness, obligation, injury, damage or loss incurred so far as is now known:  
Ms. Rodriguez was wrongfully demoted by Ms. Canalis because Ms. Rodriguez exercised her right(s) in supporting Ms. Canalis' successful opponent, Mr. Bob Lee, in Mr. Lee's campaign for Santa Cruz County District Attorney..
  4. Name(s) of public employee(s) causing injury, damage or loss, if known: District Attorney Kate Canalis in her individual
  5. Amount claimed now ..... \$ 1,000,000.00  
Estimated amount of future loss, if known ..... unknown  
TOTAL \$ unknown
  6. Basis for above computations: Based upon wrongful unlawful demotion & infliction of emotional distress, breach of contract and covenant of good faith.
  7. If the amount claimed is over \$10,000, indicate the court of jurisdiction:  
Municipal Court court of jurisdiction Superior Court
- CLAIMANT'S SIGNATURE: Jeanne M Rodriguez

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). PER5003

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2/7-05-02

CLAIM AGAINST COUNTY OF SANTA CRUZ  
Attachment

3007

Re: Jeanne Rodriguez

#2. cont.

~~Occurrence:~~ and fair dealing, wrongful demotion, intentional and negligent infliction of emotional distress.

**PROOF OF SERVICE**  
**CCP §1013(a)**

I, the undersigned, **declare that:**

I ~~am~~ employed ~~in~~ the County of Santa Cruz, California; I ~~a~~ m over the age of **eighteen years** and **not a party to the within cause** and my business address is **121 Jewell street, Santa Cruz, California.**

On this 5th day of JULY <sup>2002</sup> ~~2001~~, I served the within CLAIM VS. CO.

OF SANTA CRUZ AND DISTRICT ATTORNEY KATE CANLIS on the interested parties in said **cause**, by **placing the original** thereof **addressed** as follows:

SANTA CRUZ BOARD OF SUPERVISORS OFFICE OF THE CLERK  
 701 OCEAN ST. 5TH FLOOR SANTA CRUZ, CA.

**BY MAIL** Having full knowledge of the outgoing mail system of this firm, in that **all mail** in the outgoing **mail** basket is deposited **each** evening in the **United States Mail**, in the **City** and County of Santa Cruz, State of California, I enclosed a true copy of **said** document(s) in a sealed **envelope**, with fully-paid **postage** thereon in the outgoing mail basket.

☐ **BY PERSONAL SERVICE** I caused each **such** envelope to be delivered by **hand** to the addressee(s) noted above.

☐ **BY FACSIMILE** I caused the said document to be transmitted by facsimile machine to the number indicated above.

☐ **BY EXPRESS MAIL** I caused each **such** envelope to be deposited into a designated Federal Express mail **box** for **pick-up** on the date of execution of this declaration.

I declare under penalty of perjury that the foregoing is true and correct, **and** that this declaration was executed on this 5th day of JULY <sup>2002</sup> ~~2001~~, at Santa Cruz, California.

  
 JUSTIN B. LIGHTY ATTORNEY AT LAW