



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Denial of Verified Claim(s) Against the City of Lodi
MEETING DATE: February 02, 2000
SUBMITTED BY: Human Resources Director

RECOMMENDED ACTION: To approve by motion action, denial of the following verified claim(s) filed against the City of Lodi:

	<u>Date of Loss</u>
A) Walter Clemmons Jr	6/27/99
B) Jeff Gross	7/18/99
C) Tokiko Inoshita	11/24/99
D) Patricia Novinger	12/2/99

BACKGROUND INFORMATION: Following review of the verified claims filed against the City of Lodi, the Risk Manager and/or the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA), recommend that the City deny the subject claims.

FUNDING: None required.

Respectfully submitted,

Joanne M. Narloch, Human Resources Director

cc: City Attorney

APPROVED: _____

H. Dixon Flynn -- City Manager

CITY COUNCIL
STEPHEN J MANN, Mayor
ALAN NAKANISHI,
Mayor Pro Tempore
SUSAN HITCHCOCK
KEITH LAND
PHILLIP A. PENNINO

CITY OF LODI

CITY HALL
221 WEST PINE STREET, P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
HUMAN RESOURCES: (209) 333-6704
FAX (209) 333-6816

H. DIXON FLYNN
City Manager
ALICE M. REIMCHE
City Clerk
RANDALL A. HAYS
City Attorney

Notice of Claim Rejection

February 02, 2000

Walter Clemmons, Jr
161 West E Street
Galt, CA 95632

RE: Claim against the City of Lodi
Claimant: Walter Clemmons Jr
Date of Loss: 6/27/99
Your Claim Number:
Our Claim Number: 716

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on December 13, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to §128.5 and §1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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Notice of Claim Rejection

February 02, 2000

Jeff Gross
c/o Ronald Beckman
PO Box 1443
Lodi, CA 95241

RE: Claim against the City of Lodi
Claimant: Jeff Gross
Date of Loss: 7/18/99
Your Claim Number:
Our Claim Number: 715

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on December 15, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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Notice of Claim Rejection

February 02, 2000

Tokiko Inoshita
412 W Vine St
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Tokiko Inoshita
Date of Loss: 11/24/99
Your Claim Number:
Our Claim Number: 717

Dear Claimant:

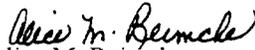
Notice is hereby given that the claim you presented to the City of Lodi on December 9, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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City Attorney

Notice of Claim Rejection

February 02, 2000

Patricia Novinger
324 Palomar Dr
Lodi, CA 95242

RE: Claim against the City of Lodi
Claimant: Patricia Novinger
Date of Loss: 12/2/99
Your Claim Number:
Our Claim Number: 722

Dear Claimant:

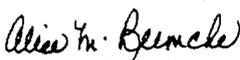
Notice is hereby given that the claim you presented to the City of Lodi on December 21, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA