



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Denial of Verified Claim(s) Against the City of Lodi

MEETING DATE: June 4, 2001

SUBMITTED BY: Human Resources Director

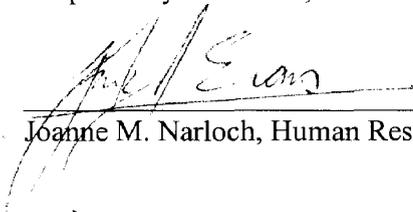
RECOMMENDED ACTION: To approve by motion action, denial of the following verified claim(s) filed against the City of Lodi:

- | | | |
|----|-----------------------------------|---------------|
| A) | Frederick Gebhard
Jean Gebhard | DOL: 11/11/00 |
| B) | Paul Lauchland | DOL: 02/13/01 |
| C) | Lydia Mueller | DOL: 02/09/01 |
| D) | Janet Thomsen | DOL: 08/08/00 |
| E) | Auzalia Utz | DOL: 07/05/00 |

BACKGROUND INFORMATION: Following review of the verified claims filed against the City of Lodi, the City's contract administrator, Insurance Consulting Associates, Inc. (ICA) and the Human Resources staff, recommend that the City deny the subject claims.

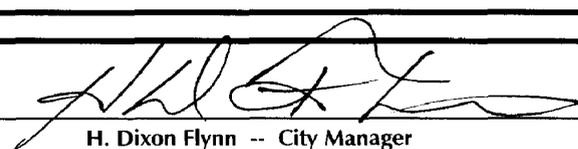
FUNDING: None Required.

Respectfully submitted,


for Joanne M. Narloch, Human Resources Director

cc: City Attorney

APPROVED: _____


H. Dixon Flynn -- City Manager

- CITY COUNCIL

ALAN NAKANISHI, Mayor
PHILLIP A. PENNINO
Mayor Pro Tempore
SUSAN HITCHCOCK
EMILY HOWARD
KEITH LAND

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
SUSAN J. BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney

Notice of Claim Rejection

June 7, 2001

Frederick and Jean Gebhard
2127 W. Vine St
Lodi, CA 95241-1910

RE: Claim against the City of Lodi
Claimant: Frederick and Jean Gebhard
Date of Loss: 11/11/00
Our Claim Number: 624

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on April 26, 2001 is rejected as of the date of this letter.

Notice

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 §128.7 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,



Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
Richard Vercruyssen, ICA

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Notice of Claim Rejection

June 7, 2001

Paul Lauchland
4015 W. Turner Rd
Lodi, CA 95240

RE: Claim against the City of Lodi
Claimant: Paul Lauchland
Date of Loss: 2/13/01
Our Claim Number: 627

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on April 25, 2001 is rejected as of the date of this letter.

Notice

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,


Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
Richard Vercruyssen, ICA

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City Attorney

Notice of Claim Rejection

June 7, 2001

Lydia Mueller
1231 S. School St
Lodi, CA 95241

RE: Claim against the City of Lodi
Claimant: Lydia Mueller
Date of Loss: 2/09/01
Our Claim Number: 610

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on March 21, 2001 is rejected as of the date of this letter.

Notice

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,



Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
Richard Vercreyssen, ICA

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Notice of Claim Rejection

June 7, 2001

Janet Thomsen
2317 Union Ave
Alamogordo, NM 88310

RE: Claim against the City of Lodi
Claimant: Janet Thomsen
Date of Loss: 8/8/00
Our Claim Number: 561

Dear Claimant:

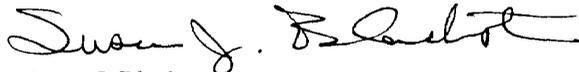
Notice is hereby given that the claim you presented to the City of Lodi on February 2, 2001 is rejected as of the date of this letter.

Notice

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,



Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
Richard Vercreuyssen, ICA

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City Attorney

Notice of Claim Rejection

June 7, 2001

Auzalia Utz
132 Otta Dr
Lodi, CA 95240

RE: Claim against the City of Lodi
Claimant: Auzalia Utz
Date of Loss: 7/5/00
Our Claim Number: 605

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on April 3, 2001 is rejected as of the date of this letter.

Notice

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,


Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
Richard Verduyssen, ICA