

September 5, 2006

Honorable Mayor and Members of
The Hermosa Beach City Council

Regular Meeting of
September 12, 2006

RECOMMENDATION TO DENY CLAIM

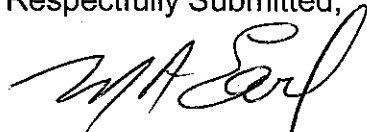
Recommendation:

It is recommended that City Council deny the following claim and refer it to the City's Liability Claims Administrator:

1. Claimant: Wright, William & Ellen
Date of Loss: 03-16-06
Date Filed: 08-23-06
Allegation: Wrongful death

A copy of this claim is on file in the City Clerk's office.

Respectfully Submitted,



Michael A. Earl, Director
Personnel & Risk Management

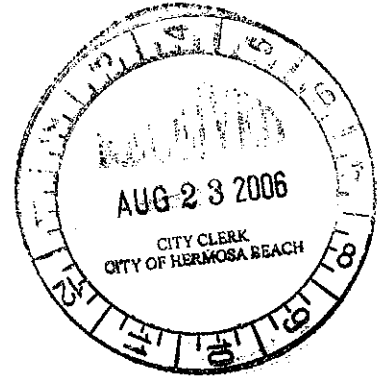
Concur:



Stephen R. Burrell
City Manager

1 Gary B. Gelfand, Esq. - SBN 061245
2 Raymond J. Feinberg, Esq. - SBN 96454
3 GELFAND AND GELFAND
4 A LAW CORPORATION
5 161 South Doheny Drive
6 Beverly Hills, California 90211-2509
7 Telephone: (310) 205-9650
8 Facsimile: (310) 858-1340

9 Attorneys for Claimants
10 WILLIAM WRIGHT AND ELLEN WRIGHT



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CLAIM FOR DAMAGES

11 WILLIAM WRIGHT,
12 AND ELLEN WRIGHT,

13 Claimants,

14 -and-

15 CITY OF HERMOSA BEACH;
16 CALIFORNIA DEPARTMENT OF
17 TRANSPORTATION (CALTRANS)

18 Respondent.

CLAIM FOR DAMAGES
PURSUANT TO
GOVERNMENT CODE 945.4,
ET SEQ.

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20 Please be advised that Claimants, WILLIAM WRIGHT and ELLEN WRIGHT, through their
21 attorneys of record, Gelfand and Gelfand, hereby file a **claim for damages** pursuant to **Government**
22 **Code 945.4, et seq.**, for the wrongful death of their son, decedent Ian William Wright on March 16,
23 2006. Ian William Wright was struck by an automobile driven by proposed defendant Joy Fajardo

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CLAIM FOR DAMAGES PURSUANT TO GOVERNMENT CODE 945.4, ET SEQ.

1 Urcia in Huntington Beach, California, at the intersection of Pacific Coast Highway and 16th Street.

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3 The basis of this claim is that the CITY OF HERMOSA BEACH AND CALIFORNIA
4 DEPARTMENT OF TRANSPORTATION (CALTRANS) failed to timely install traffic and
5 pedestrian controls, including traffic lights, pedestrian signal devices, pedestrian walkways, or
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7 utilized other recognized methods and procedures to safely protect pedestrians utilizing this heavily
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9 congested intersection. It is further claimed that this *governmental entity* failed to reasonably or
10 diligently undertake any investigational survey or other traffic flow studies and, further, failed to
11 enact any prior recommendations, studies, surveys or proposed designs formulated or undertaken for
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13 the purpose of safely controlling traffic and pedestrian flow. These enumerated acts, errors and
14
15 omissions proximately resulted in decedent's death as more fully described in the attached Traffic
16 Collision Report provided to supplement this government tort claim. This report further contains
17
18 the names of individuals who may have witnessed these events, as well as information regarding this
19 fatal accident.

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21 Claimants request that any notices regarding this matter be sent to their attorneys of record,
22 Gelfand and Gelfand, A Law Corporation, 161 South Doheny Drive, Beverly Hills, California
23 90211-2509; Telephone Number: (310) 205-9650.
24
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26

1 DATED: August 18, 2006

GELFAND AND GELFAND
A LAW CORPORATION

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BY: 

RAYMOND J. FEINBERG
GARY B. GELFAND
ATTORNEYS FOR CLAIMANTS
WILLIAM WRIGHT AND
ELLEN WRIGHT

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SERVICE LIST

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CITY CLERK'S OFFICE
CITY OF HERMOSA BEACH
CITY HALL
1315 VALLEY DRIVE
HERMOSA BEACH, CALIFORNIA 90254

CERTIFIED MAIL RETURN RECEIPT REQUEST
AND REGULAR MAIL

CALIFORNIA GOVERNMENT CLAIMS BOARD
GOVERNMENT CLAIMS PROGRAM
P. O. BOX 3035
SACRAMENTO, CALIFORNIA 95812-3035

CERTIFIED MAIL RETURN RECEIPT REQUESTED
AND REGULAR MAIL