

CITY CLAIM # 18-052

POLICE RPT. # _____



DATE STAMP RECEIVED

CITY OF NAPA
CITY CLERK

2018 OCT -2 AM 9:53

(FOR OFFICIAL USE ONLY)
U.S. Mail ☒ Hand Delivery ☐ Other ☐
PC

CLAIM AGAINST CITY OF NAPA

Please return to: City Clerk, 955 School Street, Napa, CA 94559 / Tel: (707)257-9503 Fax: (707)257-9534

CLAIM FORMS MUST BE FILLED OUT COMPLETELY. DO NOT LEAVE ANY BLANK SPACES. ADD ADDITIONAL SHEETS AS NECESSARY.

1. CLAIMANT'S NAME (PRINT): KMC PARTNERS, LLC. Paul Winkler managing member
2. CLAIMANT'S ADDRESS: 2862 VICTORIA RIDGE CT Pleasanton, CA 94566
(Street or P.O. Box Number) (City, State, Zip Code)

3. HOME PHONE: [REDACTED] WORK PHONE: 925.381.0032

IF YOUR CLAIM IS FOR UNDER \$10,000, STATE THE TOTAL ESTIMATED AMOUNT HERE \$ _____, AND SET FORTH THE CALCULATIONS SUPPORTING THE TOTAL AMOUNT OF YOUR CLAIM.

IF YOUR TOTAL CLAIM IS ESTIMATED AT \$10,000 OR MORE, CHECK THE BOX INDICATING WHETHER YOUR CLAIM WOULD BE ☐ A LIMITED CIVIL CASE (\$25,000 OR LESS), OR ☒ AN UNLIMITED CIVIL CASE.

4. ADDRESS TO WHICH NOTICES ARE TO BE SENT: Same as above
IF DIFFERENT FROM LINES 1 AND 2 (PRINT) (NAME)

(STREET or P.O. BOX NUMBER) (CITY, STATE, ZIP CODE)

5. DATE OF INCIDENT: on-going TIME OF INCIDENT: waiting new report from waste management/Langan Eng.
LOCATION OF INCIDENT: 10+14 Glory CT

6. DESCRIBE THE INCIDENT OR ACCIDENT INCLUDING YOUR REASON FOR BELIEVING THE CITY IS LIABLE FOR YOUR DAMAGES: Contamination, debris & glass located on the properties located at 10+14 Glory CT

7. DESCRIBE ALL INJURIES AND DAMAGES WHICH YOU BELIEVE YOU HAVE INCURRED AS A RESULT OF THE INCIDENT: loss of use of property, including all opportunities to develop property. Expenses - including cost of land, entitlements, plans, rates, HOA dues & profits from inability to develop property or sell property.

8. NAME(S) OF PUBLIC EMPLOYEE(S) CAUSING THE DAMAGES YOU ARE CLAIMING (IF APPLICABLE): _____

9. WITNESS: _____
(NAME) (ADDRESS) (TELEPHONE) (SIGNATURE)

[Signature] Managing Member 9.18.2018
SIGNATURE OF CLAIMANT (S) KMC PARTNERS, LLC Date

Any person who, with intent to defraud, presents any false or fraudulent claim may be punished by imprisonment, fine, or both.
Note: Most claims must be filed within 180 days of incident. See Government Code Section 900 et seq.

To – David C Jones Assistant City Attorney, Napa

From- KMC Partners, LLC

September 18, 2018

Reference- Claim against City of Napa

Dear Mr. Jones,

Please find enclosed the completed claim form.

Please note- For many months, the City of Napa and Waste Management have promised a report from Langan Engineering to determine the extent of the issue(s) on the property located at 10 and 14 Glory.

In spite of numerous promises by Waste Management, there is still no report by Langan Engineering.

Regards,

A handwritten signature in black ink, appearing to read 'Paul Winkler', with a long horizontal flourish extending to the right.

Paul Winkler

Managing Member

KMC Partners, LLC



City Clerk

October 2, 2018

KMC Partners, LLC
Paul Winkler
2862 Victoria Ridge Court
Pleasanton, CA 94566

RE: ACKNOWLEDGING RECEIPT OF CLAIM OF KMC PARTNERS, LLC AGAINST THE CITY OF NAPA CLAIM NO. 18-052.

Dear Mr. Paul Winkler,

On October 2, 2018 the City of Napa received the above-referenced claim. The claim was received by U.S. Mail. The documents received by the City include a one-page City Claim form, and a one-page letter to David C Jones.

The City has transmitted the claim document, for review by the City's claims administrator, George Hills Company, Inc. If you wish to contact the claims administrator directly, the relevant contact information is:

Marizel Bajao
George Hills Company, Inc.
4010 Moorpark Ave., Suite 106
San Jose, CA 95117
408-260-0153

Sincerely,

Paulette Cooper
Office Assistant II

cc: Lisa Lillemoe

PROOF OF SERVICE

I declare that I am employed in the City and County of Napa, California, over the age of 18 years and am not a party to the within action. My business address is 955 School Street, Napa, CA 94559. I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence, which is placed for collection, is deposited with the United States Postal Service on the same day it is placed for collection.

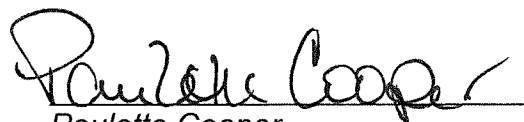
On October 2, 2018, I served the following documents:

Letter dated October 2, 2018; acknowledging Receipt of Claim of KMC Partners, LLC against the City of Napa, Claim No. 18-052.

on the parties in this matter by having sealed and placed the envelope with first class mailed postage, fully prepaid, for collection and mailing on this date in accordance with the ordinary business practices and addressed as follows:

KMC Partners, LLC
Paul Winkler
2862 Victoria Ridge Court
Pleasanton, CA 94566

I declare under penalty of perjury, pursuant to the laws of the State of California, that the foregoing is true and correct and that this Declaration was executed on October 2, 2018 Napa, California.

A handwritten signature in black ink, appearing to read "Paulette Cooper", written over a horizontal line.

Paulette Cooper
Office Assistant II