

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

JEN KWART
Press Secretary,
Communications Director

Direct Dial: (415) 554-4662
Email: jen.kwart@sfcityatt.org

January 16, 2025

VIA ELECTRONIC MAIL

Honorable Members of the Sunshine Ordinance Task Force
c/o: Clerk of the Board of Supervisors
Room 244, City Hall
Attn: Patricia Petersen
1 Dr. Carlton B. Goodlett Place
San Francisco CA 94102
sotf@sfgov.org

Re: Sunshine Ordinance Task Force Complaint No. 24065
Anonymous (tmr) v. Office of the City Attorney

Dear Honorable Task Force Members:

We write in response to the complaint filed by Anonymous (tmr) against the City Attorney's Office for allegedly failing to respond to a public records request in a timely fashion. The Task Force should dismiss the complaint because our Office has timely and completely responded to all of the requester's records requests. When the requester first submitted a request to our Office in August 2024, we discovered that Microsoft was automatically filtering their emails so that our Office never received them. Because we were unable to fix this technical problem even after an investigation by our IT staff, we communicated with the requester by email and phone to explain the issue and to suggest alternative methods of communicating with our Office in the future. We responded to their request in August 2024 and also a second request in September 2024. Later in 2024, the requester apparently emailed another request that we did not receive, and the requester filed this complaint with the Task Force on December 17, 2024 before calling our Office on December 20. We accepted their records request by phone on December 20 and responded within the statutory deadlines.

We provide a more detailed history of these interactions below. In short, we have worked cooperatively with the requester to work around the technical IT issue caused by their email address, and we have timely responded to every request we received. The Task Force should dismiss this complaint.

A. First Request – August 2024

On August 28, 2024, our Office received a phone call from the Anonymous requester stating that he had submitted a records request via email on August 15, 2024, and that we had failed to respond. We checked our public records email inbox, and were unable to locate any such records request, which we communicated to the requester over the phone. Our IT staff investigated the matter and determined that Microsoft, our email provider, automatically filters out certain email addresses and domains that Microsoft determines to contain a security threat to our internal systems. Those filters are controlled by Microsoft, and our Office is unfortunately unable to control

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the settings and/or permit a particular email address and/or email domain to bypass the filter and reach our inboxes. Our IT staff was ultimately able to check the quarantined messages filter and manually retrieve individual quarantined emails from the Anonymous requester. But we can only do so when we are aware that a particular email has been quarantined. Based on the advice of our IT professionals, we understand that doing so on a routine basis could pose security threats.

On August 28, 2024, we communicated this information regarding the IT issue to the requester, both over the phone and over email. In those communications, we reiterated that we unfortunately cannot receive any future emails from their requester's protonmail email address.

On August 28, 2024, at our suggestion, the requester gave us their records request orally over the phone. That same day, we emailed the requester to memorialize the request in writing, and we informed the requester that we intended to respond within ten days of receiving the request over the phone. On September 6, 2024, our Office timely responded to the requester's records request with responsive records.

B. Further Communications and Clarification in September 2024

On September 4, 2024, the requester received an email from our office's Supervisor of Records account which stated that the technical issue preventing our receipt of the requester's emails had been resolved, and that we should now be able to receive the requester's future emails. This was unfortunately a miscommunication, and we corrected this mistake in an email to the requester on September 17, 2024, which communicated that we unfortunately are still unable to receive the requester's future emails. The September 17, 2024, email stated that we had hoped that the IT issue was resolved, but that the technical problem is an issue at the Microsoft level and that our IT staff does not have the ability to fix the issue. In that email, we also recommended that going forward, the requester should ask for confirmation of our receipt of emails. And we recommended that if they do not receive a response, they should call our Office to confirm receipt. We stated that calling our Office may allow our IT team to manually search for the emails within Microsoft if they had been filtered out.

C. Second Request – September 2024

On September 13, 2024, the requester contacted our Office via a phone call, and orally requested additional records. On September 13, 2024, we emailed the requester memorializing their request in writing, and stating that we intend to respond within ten days from our receipt of the oral request. On September 23, 2024, we emailed the requester and stated that we were invoking a 14-day extension due to the voluminous request and that we needed additional time to review a voluminous amount of records. This extension put our new deadline at October 7, 2024. On October 4, 2024, three days early, we emailed the requester two sets of responsive records.

D. Third Request – December 2024

On December 20, 2024, our Office received another phone call from the requester stating that they had sent another email with a records request and that we had failed to respond. Our Office spoke with the requester on the phone to obtain the request orally, and sent an email on December 20, 2024, memorializing the request in writing, and stating that we anticipate responding to the request on a ten-day timeline from when we orally received the request. Our email also reiterated that as previously communicated, we cannot receive the requester's emails due to an IT issue, and requested that any further communication be initiated over the phone to our Office's front desk. On January 2, 2025, our Office emailed the requester and invoked a 14-

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January 16, 2025

day extension due to the request requiring review of a voluminous amount of records, which put our response deadline at January 13, 2025. On January 13, 2025, we emailed the requester a substantive response to the request, indicating that after a diligent search, we determined that we had no responsive records in our possession.

Copies of our written correspondence to the requester are attached. This includes the three emails from our Office to the requester describing the IT issue and requesting that they submit requests by phone when they do not receive responses to their emailed requests. It also includes our substantive responses to their records requests, including productions of responsive records.

The requester filed a complaint with the Task Force on December 17, 2024, claiming we violated Government Code Section 7922.535 by failing to respond timely to their records requests.

We have responded to each records request that our Office received from this requester in a timely and thorough manner. The City Attorney's Office worked diligently to prepare records in response to these requests, complied with the procedural requirements of Government Code Section 7922.535, and we provided all disclosable responsive documents to the requester. Therefore, the requester's complaint is unsubstantiated. For the foregoing reasons, the complaint should be dismissed.

Very truly yours,

DAVID CHIU
City Attorney

/s/ Jen Kwart
Jen Kwart
Communications Director

Public.Records (CAT)

From: Public.Records (CAT)
Sent: Wednesday, August 28, 2024 5:16 PM
To: 'tmr408@protonmail.com'
Cc: Public.Records (CAT)
Subject: Records Request

Dear Requester,

This email confirms that we spoke on the phone today, and you made the following records request:

Records related to lawsuits and settlements related to SFMTA-initiated tows for the past two years.

We anticipate responding within the 10-day deadline. If you need anything further, please contact us via telephone. As we discussed today, it appears our office is not able to receive emails from your protonmail account.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

Public.Records (CAT)

From: Public.Records (CAT)
Sent: Friday, September 6, 2024 5:35 PM
To: 'tmr408@protonmail.com'
Cc: Public.Records (CAT)
Subject: RE: Records Request
Attachments: Rq20240828.csv; Rq20240828.pdf

Dear Requester,

I am responding on behalf of the City Attorney's Office to your records request detailed below. Attached please find the responsive record.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Sent: Wednesday, August 28, 2024 5:16 PM
To: 'tmr408@protonmail.com' <tmr408@protonmail.com>
Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Subject: Records Request

Dear Requester,

This email confirms that we spoke on the phone today, and you made the following records request:

Records related to lawsuits and settlements related to SFMTA-initiated tows for the past two years.

We anticipate responding within the 10-day deadline. If you need anything further, please contact us via telephone. As we discussed today, it appears our office is not able to receive emails from your protonmail account.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith

Paralegal

Office of City Attorney David Chiu

www.sfcityattorney.org

Claim#	Court#	Title	Incident Date	Filed Date	Department	Alleged Cause	Location	Status	Settlement	Closed Date
23-00301		Chen, William	07-Jul-22	29-Aug-22	MTATOW	9980: Wrongful tow/property damage from tow	San Francisco	Closed	\$100.00	11/8/2022
23-00348		Bucher, Richard	02-Jun-22	02-Sep-22	MTATOW	9980: Wrongful tow/property damage from tow	274 Bridgeview Way, SF	Closed	\$724.39	9/27/2022
23-00407		Chang, Tim	02-Jul-22	13-Sep-22	MTATOW	9980: Wrongful tow/property damage from tow	4345 Cabrillo St., SF	Closed	\$722.00	2/14/2023
23-00411		Inbar, Donny	31-Jul-22	14-Sep-22	MTATOW	9980: Wrongful tow/property damage from tow	333 14th St., SF	Closed	\$561.00	10/4/2022
23-00457		Wolfram, Laura	27-Aug-22	22-Sep-22	MTATOW	9980: Wrongful tow/property damage from tow	348 Church St., SF	Closed	\$901.00	11/8/2022
	CSM-22-866090	Chang, Tim	02-Jul-22	27-Sep-22	MTATOW	9980: Wrongful tow/property damage from tow	4345 Cabrillo St., SF	Closed	\$0.00	2/13/2023
23-00558		Loncaric, Alyssa	10-Sep-22	15-Oct-22	MTATOW	9980: Wrongful tow/property damage from tow	630 Valencia St., SF	Closed	\$1,418.00	11/22/2022
23-00594		Chow, Heung	07-Oct-22	21-Oct-22	MTATOW	9980: Wrongful tow/property damage from tow	450 7th St. Impound Lot, SF	Closed	\$288.00	12/20/2022
23-00738		Peng, Ru Ci	13-Sep-22	16-Nov-22	MTATOW	9980: Wrongful tow/property damage from tow	San Francisco	Closed	\$573.00	1/31/2023
23-00812		Lennon, Michael	22-Feb-22	02-Dec-22	MTATOW	9980: Wrongful tow/property damage from tow	1525 Clay St., SF	Closed	\$590.00	12/13/2022
23-00852		Lebo, Kayla / Geico Insurance / SubroClaims, Inc.	14-Oct-22	06-Dec-22	MTATOW	9980: Wrongful tow/property damage from tow	1885 Washington St., SF	Closed	\$979.47	5/2/2023
23-00868		Day, Yesenia	04-Oct-22	08-Dec-22	MTATOW	9980: Wrongful tow/property damage from tow	San Francisco	Closed	\$718.00	3/7/2023
23-01100		Iobst, Anne	02-Sep-22	13-Jan-23	MTATOW	9980: Wrongful tow/property damage from tow	197 Guerrero St., SF	Closed	\$809.00	3/7/2023
23-01261		Bou Samra, Elie	23-Sep-22	31-Jan-23	MTATOW	9980: Wrongful tow/property damage from tow	525 Illinois St., SF	Closed	\$700.00	3/7/2023
23-01378		Hehir, Cormac	28-Jan-23	16-Feb-23	MTATOW	9980: Wrongful tow/property damage from tow	1547 Jones St., SF	Closed	\$830.97	3/21/2023
23-01405		Lee, Robert James	25-Oct-22	17-Feb-23	MTATOW	9980: Wrongful tow/property damage from tow	1735 Franklin St., SF	Closed	\$610.00	3/7/2023
23-01549		Vasilas, Kathy	21-Jan-23	01-Mar-23	MTATOW	9980: Wrongful tow/property damage from tow	870 North Point St., SF	Closed	\$610.00	4/11/2023
23-01527		Marcuson, Kent F.	03-Jan-23	01-Mar-23	MTATOW	9980: Wrongful tow/property damage from tow	1571 28th Ave., SF	Closed	\$729.00	6/20/2023
23-01645		Yeh, Yi-Ting	12-Dec-22	13-Mar-23	MTATOW	9980: Wrongful tow/property damage from tow	735 ANDOVER ST SAN FRANCISCO	Closed	\$708.00	4/11/2023
23-01665		Lam, Iris	06-Dec-22	13-Mar-23	MTATOW	9980: Wrongful tow/property damage from tow	1185 Vicente St., SF	Closed	\$610.00	4/11/2023
23-01847		Maass, Adam	24-Mar-23	29-Mar-23	MTATOW	9980: Wrongful tow/property damage from tow	1354 Sacramento St., SF	Closed	\$336.00	4/18/2023
23-02042		Strelbytskyi, Iaroslav	06-Oct-22	19-Apr-23	MTATOW	9980: Wrongful tow/property damage from tow	1048 California St., SF	Closed	\$300.00	6/13/2023
23-02125		Saltan, Serkan	04-Apr-23	27-Apr-23	MTATOW	9980: Wrongful tow/property damage from tow	1001 Pine St., SF	Closed	\$196.00	5/9/2023
23-02156		Compres, Elsy	20-Dec-22	01-May-23	MTATOW	9980: Wrongful tow/property damage from tow	435 Carl St., SF	Closed	\$670.00	5/16/2023
	CSM-23-866830	Orona, Shanna Couper	15-Apr-22	04-May-23	MTATOW	9980: Wrongful tow/property damage from tow	15th & Folsom Sts., SF	Closed	\$0.00	10/2/2023
23-02240		Arteta, Tomas Perez	18-Apr-23	11-May-23	MTATOW	9980: Wrongful tow/property damage from tow	1240 Sacramento St., SF	Closed	\$673.00	6/13/2023
23-02337		Mansperger, Addyson	06-Dec-22	17-May-23	MTATOW	9980: Wrongful tow/property damage from tow	Vicente St., btwn 22nd & 23rd Sts., SF	Closed	\$757.00	6/13/2023
23-02387		Connor, Eugene	02-Feb-23	22-May-23	MTATOW	9980: Wrongful tow/property damage from tow	284 Francisco St., SF	Closed	\$742.00	6/6/2023
23-02386		Peterson, Benjamin	24-Mar-23	26-May-23	MTATOW	9980: Wrongful tow/property damage from tow	465 California St, San Francisco	Closed	\$610.00	6/27/2023
23-02376		Katz, Stephanie	15-May-23	26-May-23	MTATOW	9980: Wrongful tow/property damage from tow	1085 South Van Ness Ave., SF	Closed	\$670.00	8/1/2023
23-02427		Rodarte, Raul	22-Mar-23	01-Jun-23	MTATOW	9980: Wrongful tow/property damage from tow	San Francisco	Closed	\$670.00	7/11/2023
23-02503		Trinh, John	22-May-23	12-Jun-23	MTATOW	9980: Wrongful tow/property damage from tow	33 Zoe St., SF	Closed	\$757.00	6/27/2023
23-02508		Alcaraz, Katrina	19-Apr-23	12-Jun-23	MTATOW	9980: Wrongful tow/property damage from tow	1220 Sacramento St., SF	Closed	\$718.00	7/25/2023
23-02520		Nasab, Sayed Aadil Hussaini	22-Mar-23	14-Jun-23	MTATOW	9980: Wrongful tow/property damage from tow	118 Church St., SF	Closed	\$610.00	6/27/2023
23-02716		Ponce, Rengner	06-Dec-22	27-Jun-23	MTATOW	9980: Wrongful tow/property damage from tow	Vicente St. btwn 22nd & 23rd Sts., SF	Closed	\$670.00	7/25/2023
24-00155		Peterson, Benjamin	24-Mar-23	27-Jul-23	MTATOW	9980: Wrongful tow/property damage from tow	365 California St., SF	Closed	\$108.00	8/22/2023
24-00219		Kam, Cheryl	16-May-23	04-Aug-23	MTATOW	9980: Wrongful tow/property damage from tow	1798 Steiner St., SF	Closed	\$757.00	9/19/2023
24-00291		Detwiler, Andrew	18-Apr-23	17-Aug-23	MTATOW	9980: Wrongful tow/property damage from tow	4333 17th St., SF	Closed	\$722.00	9/19/2023
24-00312		Parrish, Janine Perasso	10-Apr-23	21-Aug-23	MTATOW	9980: Wrongful tow/property damage from tow	88 King St., SF	Closed	\$670.00	9/12/2023
24-00470		Doyle, Owen	24-Sep-22	12-Sep-23	MTATOW	9980: Wrongful tow/property damage from tow	369 Jersey St., SF	Closed	\$745.00	10/3/2023
24-00489		Kellish, Brody	20-Jun-23	14-Sep-23	MTATOW	9980: Wrongful tow/property damage from tow	55 Spear St, SF	Closed	\$662.00	10/24/2023
24-00531		CarsByZo LLC	22-Aug-23	18-Sep-23	MTATOW	9980: Wrongful tow/property damage from tow	1521 Masonic St., SF	Closed	\$684.00	10/17/2023
24-00585		Levin, David	21-Sep-23	25-Sep-23	MTATOW	9980: Wrongful tow/property damage from tow	171 Euclid Ave., SF	Closed	\$746.00	10/31/2023
24-00575		Farah, Frederick	25-Jun-23	26-Sep-23	MTATOW	9980: Wrongful tow/property damage from tow	141 Hampshire St., SF	Closed	\$673.00	10/24/2023

Claim#	Court#	Title	Incident Date	Filed Date	Department	Alleged Cause	Location	Status	Settlement	Closed Date
24-00706		Colfax, Linda	31-Aug-23	11-Oct-23	MTATOW	9980: Wrongful tow/property damage from tow	415 Murray St., SF	Closed	\$746.00	12/19/2023
24-00703		Maloney, Robert S.	24-Apr-23	12-Oct-23	MTATOW	9980: Wrongful tow/property damage from tow	200 2nd St., SF	Closed	\$711.00	12/5/2023
24-00723		Stafford, Brian	27-Oct-22	16-Oct-23	MTATOW	9980: Wrongful tow/property damage from tow	195 Virginia Ave., SF	Closed	\$750.00	11/14/2023
24-00757		Nordin, Alexander	19-Jul-23	23-Oct-23	MTATOW	9980: Wrongful tow/property damage from tow	200 Buena Vista Ave. East, SF	Closed	\$750.65	11/21/2023
24-00838		Tang, Ashleigh	09-Oct-23	03-Nov-23	MTATOW	9980: Wrongful tow/property damage from tow	Steiner & California Sts., SF	Closed	\$856.00	12/5/2023
24-01079		Farber, Zachary	10-Nov-23	09-Dec-23	MTATOW	9980: Wrongful tow/property damage from tow	164 San Carlos St., SF	Closed	\$630.00	2/20/2024
24-01136		Bonn, Nicholas	12-Oct-23	21-Dec-23	MTATOW	9980: Wrongful tow/property damage from tow	Broadway & Front Sts., SF	Closed	\$101.00	4/30/2024
	24SC00311	Benzinger, Philip		04-Jan-24	MTAPRK	3099: Other (Prop. Damage/Inj. - 3rd Party)		Closed	\$0.00	2/14/2024
	CSM-24-867839	Ford, James Edward Jr.	09-Jan-23	12-Jan-24	MTATOW	9980: Wrongful tow/property damage from tow	127 Morris St., SF	Closed	\$0.00	3/13/2024
24-01299		Farmer, Nancy	16-Nov-23	16-Jan-24	MTATOW	9980: Wrongful tow/property damage from tow	2275 California St., SF	Closed	\$720.00	2/20/2024
24-01305		Hansen, Mikaela	27-Jan-23	19-Jan-24	MTATOW	9980: Wrongful tow/property damage from tow	574 5th Ave., SF	Closed	\$635.71	1/30/2024
24-01462		Greenberg, Gabriella	01-Dec-23	08-Feb-24	MTATOW	9980: Wrongful tow/property damage from tow	338 3rd Ave., SF	Closed	\$648.70	2/27/2024
24-01584		Sherman, Elliott	02-Feb-24	23-Feb-24	MTATOW	9980: Wrongful tow/property damage from tow	1050 Taylor St., SF	Closed	\$1,020.00	3/19/2024
24-01676		Chiu, Jennifer	13-Jul-23	06-Mar-24	MTATOW	9980: Wrongful tow/property damage from tow	1187 Franklin St, San Francisco	Closed	\$630.00	5/7/2024
24-01697		Lackey, Lynn	28-Apr-23	08-Mar-24	MTATOW	9980: Wrongful tow/property damage from tow	563 Sutter St., SF	Closed	\$561.00	4/9/2024
24-01735		Hurley, Joseph	07-Dec-23	13-Mar-24	MTATOW	9980: Wrongful tow/property damage from tow	109 Sutter St. near McAllister St., SF	Closed	\$892.00	4/9/2024
24-01796		Aggarwal, Mohit	21-Feb-24	18-Mar-24	MTATOW	9980: Wrongful tow/property damage from tow	912 Powell St., SF	Closed	\$695.19	4/30/2024
	CSM-24-868123	Benzinger, Phil		20-Mar-24	MTAPRK	3099: Other (Prop. Damage/Inj. - 3rd Party)		Closed	\$0.00	7/1/2024
24-01871		Esquivias, Corey	25-Mar-24	29-Mar-24	MTATOW	9980: Wrongful tow/property damage from tow	445 Bush St., SF	Closed	\$100.00	4/30/2024
24-01990		Harper, Jay M.	24-Mar-24	12-Apr-24	MTATOW	9980: Wrongful tow/property damage from tow	129 Richardson Ave., SF	Closed	\$782.00	5/28/2024
24-02008		McCabe, Alanna Habegger	12-Aug-23	16-Apr-24	MTATOW	9980: Wrongful tow/property damage from tow	1930 Fulton St., SF	Closed	\$692.00	6/11/2024
24-02129		Kurylo, Richard	30-Jan-24	03-May-24	MTATOW	9980: Wrongful tow/property damage from tow	57 Sanchez St., SF	Closed	\$746.00	5/21/2024
24-02140		Ley, Brooke	24-Apr-24	04-May-24	MTATOW	9980: Wrongful tow/property damage from tow	56 Jersey St., SF	Closed	\$641.00	6/25/2024
24-02145		Garcia, Ashley	09-Jan-24	06-May-24	MTATOW	9980: Wrongful tow/property damage from tow	1720 Leavenworth St., SF	Closed	\$735.10	6/4/2024
24-02268		Johnson, Ross	21-May-23	21-May-24	MTATOW	9980: Wrongful tow/property damage from tow	638 Buchanan St., SF	Closed	\$814.00	7/2/2024
24-02313		Yevelev, Mila	16-Nov-23	24-May-24	MTATOW	9980: Wrongful tow/property damage from tow	3827 California St., SF	Closed	\$700.99	6/11/2024
24-02304		Ordonez, Luis	28-May-23	24-May-24	MTATOW	9980: Wrongful tow/property damage from tow	3114 19th St., SF	Closed	\$119.38	7/9/2024
24-02566		Garcia, Ashley	15-Feb-24	28-Jun-24	MTATOW	9980: Wrongful tow/property damage from tow	308 Gough St., SF	Closed	\$703.90	7/23/2024
25-00067		Esquivias, Corey	25-Apr-24	11-Jul-24	MTATOW	9980: Wrongful tow/property damage from tow	446 Bush St, SF	Closed	\$208.00	8/27/2024
25-00071		Oh, Helena	06-Apr-24	16-Jul-24	MTATOW	9980: Wrongful tow/property damage from tow	3097 California St, SF	Closed	\$630.00	7/23/2024
25-00147		Barrett, Todd L.	15-Apr-24	25-Jul-24	MTATOW	9980: Wrongful tow/property damage from tow	2295 17th Ave., SF	Closed	\$863.00	8/13/2024
25-00274		Tran, Binh	09-Jul-24	07-Aug-24	MTATOW	9980: Wrongful tow/property damage from tow	791 Terry A. Francois Blvd., SF	Closed	\$762.00	9/3/2024

From: [tmr408](#)
To: [Public.Records \(CAT\)](#)
Subject: Fw: RE: California Public Records Act Request
Date: Thursday, December 19, 2024 5:08:03 PM

Sent with [Proton Mail](#) secure email.

----- Forwarded Message -----

From: Supervisor Records (CAT) <supervisor.records@SFCITYATTY.ORG>
Date: On Wednesday, September 4th, 2024 at 3:49 PM
Subject: RE: California Public Records Act Request
To: 'tmr408' <tmr408@protonmail.com>
CC: Supervisor Records (CAT) <supervisor.records@SFCITYATTY.ORG>

Dear Requestor,

We write to acknowledge receipt of your petition.

Please note that your prior SOR (Supervisor of Records) inquiries were not received due to a technical issue that was out of the control of our office. The issue has been resolved now, and we should be able to receive your future emails.

We will look into the matter and follow up if we have any questions.

Sincerely,



Odaya Buta-Scott (*she/her/hers*)

Office of City Attorney David Chiu

odaya.buta@sfcityatty.org, www.sfcityattorney.org

Find us on: [Facebook](#) [Twitter](#) [Instagram](#)

This message and any attachments are solely for the intended recipient and may include privileged or confidential information. If you have received this communication in error, please notify me immediately, and permanently delete this message and any attachments. Thank you.

From: tmr408 <tmr408@protonmail.com>

Sent: Monday, August 26, 2024 10:42 PM
To: CityAttorney (CAT) <cityattorney@SFCITYATTY.ORG>; Supervisor Records (CAT) <supervisor.records@SFCITYATTY.ORG>
Subject: California Public Records Act Request

Hello,

I have not received a response to my public records request in accordance with Section 6253 of the Government Code, Can you please give me an update to the request I made on August 15, 2024? I have forwarded the email containing my request.

Thank you

Sent from [Proton Mail](#) for iOS

On Thu, Aug 15, 2024 at 4:18 PM, tmr408 <tmr408@protonmail.com> wrote:

Hello,

I contacted the SFMTA to obtain public records related to lawsuits and settlements related to SFMTA initiated tows. Instead of producing relevant documents, SFMTA asked that I contact this office with my request.

Can you please send me all records related to lawsuits (please include complaints, responses, and orders) and settlements related to SFMTA tows? Please send records for the past two years. Thank you.

----- Forwarded message -----

From: CCSF Public Records <messages@nextrequest.com>
Date: On Wed, Aug 14, 2024 at 5:59 PM
Subject: Fw: Your City and County of San Francisco public records request #24-4922 has been closed.
To: <tmr408@protonmail.com>
Cc:

-- Attach a non-image file and/or reply ABOVE THIS LINE with a message, and it will be sent to staff on this request. --

City and County of San Francisco Public Records

Record request #24-4922 has been closed. The closure reason supplied was:

The SFMTA has determined that the agency does not have any records responsive to your request and recommends that you contact the City Attorneys office directly to obtain the records you are seeking.

Please do not hesitate to contact us if you have further questions on this matter. Thank you for your consideration.

[View Request 24-4922](#)

<https://sanfrancisco.nextrequest.com/requests/24-4922>



Questions about your request? Reply to this email or sign in to contact staff at City and County of San Francisco.

Technical support: See our [help page](#)

Public.Records (CAT)

From: Kimberlin, Kate (CAT) on behalf of Supervisor Records (CAT)
Sent: Tuesday, September 17, 2024 11:26 AM
To: 'tmr408'
Cc: Supervisor Records (CAT)
Subject: RE: California Public Records Act Request

Dear Requestor:

We apologize that you experienced technical difficulties reaching our Supervisor of Records email box. We had hoped that the issue was resolved, but understand now that this technical problem is an issue at the Microsoft level and that our IT team does not have the ability to ensure it is fixed. Going forward, we recommend that you request confirmation of receipt of emails and that if you do not receive a response, that you call our office to confirm receipt. That will enable our IT team to manually search for your emails with Microsoft if they are again filtered out.

Despite these technical problems, we understand that you have been in communication by telephone with our office regarding your request for documents. Those requests are handled by our Custodian of Records, not this separate Supervisor of Records email account. This account handles appeals from responses to requests for production where the requestor believes that a department has either improperly withheld a responsive document or redacted a document on the basis of confidentiality or another basis. Because that is not the topic of your correspondence with our office, we are closing this matter from the perspective of the Supervisor of Records. This does not impact any open requests you may have for requests for records.

Very truly,



Kate G. Kimberlin (*she/her*)
Deputy City Attorney
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Supervisor Records (CAT) <supervisor.records@SFCITYATTY.ORG>
Sent: Wednesday, September 4, 2024 3:50 PM
To: 'tmr408' <tmr408@protonmail.com>
Cc: Supervisor Records (CAT) <supervisor.records@SFCITYATTY.ORG>
Subject: RE: California Public Records Act Request

Dear Requestor,

We write to acknowledge receipt of your petition.

Please note that your prior SOR (Supervisor of Records) inquiries were not received due to a technical issue that was out of the control of our office. The issue has been resolved now, and we should be able to receive your future emails.

We will look into the matter and follow up if we have any questions.



Sincerely,

Odaya Buta-Scott (she/her/hers)

Office of City Attorney David Chiu

odaya.buta@sfcityatty.org, www.sfcityattorney.org

Find us on: [Facebook](#) [Twitter](#) [Instagram](#)

This message and any attachments are solely for the intended recipient and may include privileged or confidential information. If you have received this communication in error, please notify me immediately, and permanently delete this message and any attachments. Thank you.

From: tmr408 <tmr408@protonmail.com>

Sent: Monday, August 26, 2024 10:42 PM

To: CityAttorney (CAT) <cityattorney@SFCITYATTY.ORG>; Supervisor Records (CAT)

<supervisor.records@SFCITYATTY.ORG>

Subject: California Public Records Act Request

Hello,

I have not received a response to my public records request in accordance with Section 6253 of the Government Code, Can you please give me an update to the request I made on August 15, 2024? I have forwarded the email containing my request.

Thank you

Sent from [Proton Mail](#) for iOS

On Thu, Aug 15, 2024 at 4:18 PM, tmr408 <tmr408@protonmail.com> wrote:

Hello,

I contacted the SFMTA to obtain public records related to lawsuits and settlements related to SFMTA initiated tows. Instead of producing relevant documents, SFMTA asked that I contact this office with my request.

Can you please send me all records related to lawsuits (please include complaints, responses, and orders) and settlements related to SFMTA tows? Please send records for the past two years. Thank you.

----- Forwarded message -----

From: CCSF Public Records <messages@nextrequest.com>

Date: On Wed, Aug 14, 2024 at 5:59 PM

Subject: Fw: Your City and County of San Francisco public records request #24-4922 has been closed.

To: <tmr408@protonmail.com>

Cc:

City and County of San Francisco Public Records

Record request #24-4922 has been closed. The closure reason supplied was:

The SFMTA has determined that the agency does not have any records responsive to your request and recommends that you contact the City Attorneys office directly to obtain the records you are seeking.

Please do not hesitate to contact us if you have further questions on this matter. Thank you for your consideration.

[View Request 24-4922](#)

<https://sanfrancisco.nextrequest.com/requests/24-4922>



Questions about your request? Reply to this email or sign in to contact staff at City and County of San Francisco.

Technical support: See our [help page](#)

Public.Records (CAT)

From: Public.Records (CAT)
Sent: Friday, September 13, 2024 5:35 PM
To: 'tmr408@protonmail.com'
Cc: Public.Records (CAT)
Subject: Records request made 9-13-24
Attachments: Rq20240828.xlsx

Dear requester,

This email confirms our phone conversation today wherein you requested the pleadings/responses, settlement documents, and claim files of the matters that are highlighted on the attached spreadsheet. We expect to respond to you within 10 days of this request, by 9/23/24.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

Claim#	Court#	Title	Incident Date	Filed Date	Department	Alleged Cause	Location	Status	Settlement
23-00301		Chen, William	7-Jul-22	29-Aug-22	MTATOW	9980: Wroi	San Francis	Closed	\$100.00
23-00348		Bucher, Richard	2-Jun-22	2-Sep-22	MTATOW	9980: Wroi	274 Bridge	Closed	\$724.39
23-00407		Chang, Tim	2-Jul-22	13-Sep-22	MTATOW	9980: Wroi	4345 Cabri	Closed	\$722.00
23-00411		Inbar, Donny	31-Jul-22	14-Sep-22	MTATOW	9980: Wroi	333 14th St	Closed	\$561.00
23-00457		Wolfram, Laura	27-Aug-22	22-Sep-22	MTATOW	9980: Wroi	348 Church	Closed	\$901.00
	CSM-22-866090	Chang, Tim	2-Jul-22	27-Sep-22	MTATOW	9980: Wroi	4345 Cabri	Closed	\$0.00
23-00558		Loncaric, Alyssa	10-Sep-22	15-Oct-22	MTATOW	9980: Wroi	630 Valenc	Closed	#####
23-00594		Chow, Heung	7-Oct-22	21-Oct-22	MTATOW	9980: Wroi	450 7th St.	Closed	\$288.00
23-00738		Peng, Ru Ci	13-Sep-22	16-Nov-22	MTATOW	9980: Wroi	San Francis	Closed	\$573.00
23-00812		Lennon, Michael	22-Feb-22	2-Dec-22	MTATOW	9980: Wroi	1525 Clay S	Closed	\$590.00
23-00852		Lebo, Kayla / Geico Insurance / SubroCl	14-Oct-22	6-Dec-22	MTATOW	9980: Wroi	1885 Wash	Closed	\$979.47
23-00868		Day, Yesenia	4-Oct-22	8-Dec-22	MTATOW	9980: Wroi	San Francis	Closed	\$718.00
23-01100		Iobst, Anne	2-Sep-22	13-Jan-23	MTATOW	9980: Wroi	197 Guerre	Closed	\$809.00
23-01261		Bou Samra, Elie	23-Sep-22	31-Jan-23	MTATOW	9980: Wroi	525 Illinois	Closed	\$700.00
23-01378		Hehir, Cormac	28-Jan-23	16-Feb-23	MTATOW	9980: Wroi	1547 Jones	Closed	\$830.97
23-01405		Lee, Robert James	25-Oct-22	17-Feb-23	MTATOW	9980: Wroi	1735 Frank	Closed	\$610.00
23-01549		Vasilas, Kathy	21-Jan-23	1-Mar-23	MTATOW	9980: Wroi	870 North	Closed	\$610.00
23-01527		Marcuson, Kent F.	3-Jan-23	1-Mar-23	MTATOW	9980: Wroi	1571 28th	Closed	\$729.00
23-01645		Yeh, Yi-Ting	12-Dec-22	#####	MTATOW	9980: Wroi	735 ANDO\	Closed	\$708.00
23-01665		Lam, Iris	6-Dec-22	#####	MTATOW	9980: Wroi	1185 Vicen	Closed	\$610.00
23-01847		Maass, Adam	#####	#####	MTATOW	9980: Wroi	1354 Sacra	Closed	\$336.00
23-02042		Strelbytskyi, Iaroslav	6-Oct-22	19-Apr-23	MTATOW	9980: Wroi	1048 Califo	Closed	\$300.00
23-02125		Saltan, Serkan	4-Apr-23	27-Apr-23	MTATOW	9980: Wroi	1001 Pine S	Closed	\$196.00
23-02156		Compres, Elsy	20-Dec-22	1-May-23	MTATOW	9980: Wroi	435 Carl St	Closed	\$670.00
	CSM-23-866830	Orona, Shanna Couper	15-Apr-22	4-May-23	MTATOW	9980: Wroi	15th & Fols	Closed	\$0.00
23-02240		Arteta, Tomas Perez	18-Apr-23	#####	MTATOW	9980: Wroi	1240 Sacra	Closed	\$673.00
23-02337		Mansperger, Addyson	6-Dec-22	#####	MTATOW	9980: Wroi	Vicente St.,	Closed	\$757.00
23-02387		Connor, Eugene	2-Feb-23	#####	MTATOW	9980: Wroi	284 Francis	Closed	\$742.00
23-02386		Peterson, Benjamin	#####	#####	MTATOW	9980: Wroi	465 Califor	Closed	\$610.00
23-02376		Katz, Stephanie	#####	#####	MTATOW	9980: Wroi	1085 South	Closed	\$670.00
23-02427		Rodarte, Raul	#####	1-Jun-23	MTATOW	9980: Wroi	San Francis	Closed	\$670.00
23-02503		Trinh, John	#####	12-Jun-23	MTATOW	9980: Wroi	33 Zoe St.,	Closed	\$757.00
23-02508		Alcaraz, Katrina	19-Apr-23	12-Jun-23	MTATOW	9980: Wroi	1220 Sacra	Closed	\$718.00
23-02520		Nasab, Sayed Aadil Hussaini	#####	14-Jun-23	MTATOW	9980: Wroi	118 Church	Closed	\$610.00

23-02716	Ponce, Rengner	6-Dec-22	27-Jun-23	MTATOW	9980: Wroi Vicente St. Closed	\$670.00
24-00155	Peterson, Benjamin	#####	27-Jul-23	MTATOW	9980: Wroi 365 Califor Closed	\$108.00
24-00219	Kam, Cheryl	#####	4-Aug-23	MTATOW	9980: Wroi 1798 Steini Closed	\$757.00
24-00291	Detwiler, Andrew	18-Apr-23	17-Aug-23	MTATOW	9980: Wroi 4333 17th Closed	\$722.00
24-00312	Parrish, Janine Perasso	10-Apr-23	21-Aug-23	MTATOW	9980: Wroi 88 King St., Closed	\$670.00
24-00470	Doyle, Owen	24-Sep-22	12-Sep-23	MTATOW	9980: Wroi 369 Jersey Closed	\$745.00
24-00489	Kellish, Brody	20-Jun-23	14-Sep-23	MTATOW	9980: Wroi 55 Spear St Closed	\$662.00
24-00531	CarsByZo LLC	22-Aug-23	18-Sep-23	MTATOW	9980: Wroi 1521 Maso Closed	\$684.00
24-00585	Levin, David	21-Sep-23	25-Sep-23	MTATOW	9980: Wroi 171 Euclid Closed	\$746.00
24-00575	Farah, Frederick	25-Jun-23	26-Sep-23	MTATOW	9980: Wroi 141 Hamps Closed	\$673.00
24-00706	Colfax, Linda	31-Aug-23	11-Oct-23	MTATOW	9980: Wroi 415 Murra Closed	\$746.00
24-00703	Maloney, Robert S.	24-Apr-23	12-Oct-23	MTATOW	9980: Wroi 200 2nd St. Closed	\$711.00
24-00723	Stafford, Brian	27-Oct-22	16-Oct-23	MTATOW	9980: Wroi 195 Virginia Closed	\$750.00
24-00757	Nordin, Alexander	19-Jul-23	23-Oct-23	MTATOW	9980: Wroi 200 Buena Closed	\$750.65
24-00838	Tang, Ashleigh	9-Oct-23	3-Nov-23	MTATOW	9980: Wroi Steiner & C Closed	\$856.00
24-01079	Farber, Zachary	10-Nov-23	9-Dec-23	MTATOW	9980: Wroi 164 San Ca Closed	\$630.00
24-01136	Bonn, Nicholas	12-Oct-23	21-Dec-23	MTATOW	9980: Wroi Broadway Closed	\$101.00
24SC00311	Benzinger, Philip		4-Jan-24	MTAPRK	3099: Other (Prop. Dai Closed	\$0.00
CSM-24-867839	Ford, James Edward Jr.	9-Jan-23	12-Jan-24	MTATOW	9980: Wroi 127 Morris Closed	\$0.00
24-01299	Farmer, Nancy	16-Nov-23	16-Jan-24	MTATOW	9980: Wroi 2275 Califo Closed	\$720.00
24-01305	Hansen, Mikaela	27-Jan-23	19-Jan-24	MTATOW	9980: Wroi 574 5th Av Closed	\$635.71
24-01462	Greenberg, Gabriella	1-Dec-23	8-Feb-24	MTATOW	9980: Wroi 338 3rd Av Closed	\$648.70
24-01584	Sherman, Elliott	2-Feb-24	23-Feb-24	MTATOW	9980: Wroi 1050 Taylo Closed	#####
24-01676	Chiu, Jennifer	13-Jul-23	6-Mar-24	MTATOW	9980: Wroi 1187 Frank Closed	\$630.00
24-01697	Lackey, Lynn	28-Apr-23	8-Mar-24	MTATOW	9980: Wroi 563 Sutter Closed	\$561.00
24-01735	Hurley, Joseph	7-Dec-23	#####	MTATOW	9980: Wroi 109 Sutter Closed	\$892.00
24-01796	Aggarwal, Mohit	21-Feb-24	#####	MTATOW	9980: Wroi 912 Powell Closed	\$695.19
CSM-24-868123	Benzinger, Phil		#####	MTAPRK	3099: Other (Prop. Dai Closed	\$0.00
24-01871	Esquivias, Corey	#####	#####	MTATOW	9980: Wroi 445 Bush S Closed	\$100.00
24-01990	Harper, Jay M.	#####	12-Apr-24	MTATOW	9980: Wroi 129 Richar Closed	\$782.00
24-02008	McCabe, Alanna Habegger	12-Aug-23	16-Apr-24	MTATOW	9980: Wroi 1930 Fulto Closed	\$692.00
24-02129	Kurylo, Richard	30-Jan-24	3-May-24	MTATOW	9980: Wroi 57 Sanchez Closed	\$746.00
24-02140	Ley, Brooke	24-Apr-24	4-May-24	MTATOW	9980: Wroi 56 Jersey S Closed	\$641.00
24-02145	Garcia, Ashley	9-Jan-24	6-May-24	MTATOW	9980: Wroi 1720 Leave Closed	\$735.10
24-02268	Johnson, Ross	#####	#####	MTATOW	9980: Wroi 638 Buchar Closed	\$814.00

24-02313	Yevelev, Mila	16-Nov-23	#####	MTATOW	9980: Wroi 3827 Califo	Closed	\$700.99
24-02304	Ordonez, Luis	#####	#####	MTATOW	9980: Wroi 3114 19th	! Closed	\$119.38
24-02566	Garcia, Ashley	15-Feb-24	28-Jun-24	MTATOW	9980: Wroi 308 Gough	Closed	\$703.90
25-00067	Esquivias, Corey	25-Apr-24	11-Jul-24	MTATOW	9980: Wroi 446 Bush S	Closed	\$208.00
25-00071	Oh, Helena	6-Apr-24	16-Jul-24	MTATOW	9980: Wroi 3097 Califo	Closed	\$630.00
25-00147	Barrett, Todd L.	15-Apr-24	25-Jul-24	MTATOW	9980: Wroi 2295 17th	, Closed	\$863.00
25-00274	Tran, Binh	9-Jul-24	7-Aug-24	MTATOW	9980: Wroi 791 Terry	^ Closed	\$762.00

Closed Date

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6/4/2024
7/2/2024

7/9/2024

9/3/2024

Public.Records (CAT)

From: Public.Records (CAT)
Sent: Monday, September 23, 2024 3:12 PM
To: 'tmr408@protonmail.com'
Cc: Public.Records (CAT)
Subject: RE: Records request made 9-13-24

Dear requester,

I am responding on behalf of the City Attorney's Office to your below records request. Please note that we are invoking an extension of time under Government Code section 7922.535(c)(2) due to the need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records. We will work on this request and expect to respond no later than 10/07/24.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Sent: Friday, September 13, 2024 5:35 PM
To: 'tmr408@protonmail.com' <tmr408@protonmail.com>
Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Subject: Records request made 9-13-24

Dear requester,

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Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

Public.Records (CAT)

From: Public.Records (CAT)
Sent: Friday, October 4, 2024 1:24 PM
To: 'tmr408@protonmail.com'
Cc: Public.Records (CAT)
Subject: RE: Records request made 9-13-24
Attachments: PART 1 - Responsive records_Redacted.pdf

Dear requester,

I am responding on behalf of the City Attorney's Office to your below records request. Attached is part one of two of the responsive records. Part two of two will be sent in a separate email due to file size. There are bookmarks within the PDFs to delineate the claim/case number for each matter.

Please note we have redacted personal information. See Cal Const., Article I, section 1; Cal. Government Code Section 7927.700, 7927.705; Admin. Code Section 67.1(g).

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Sent: Monday, September 23, 2024 3:12 PM
To: 'tmr408@protonmail.com' <tmr408@protonmail.com>
Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
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Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Sent: Friday, September 13, 2024 5:35 PM
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Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Subject: Records request made 9-13-24

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Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

September 19, 2022

Tim Chang
[REDACTED]

RE: Claim of Tim Chang / Claim Number 23-00407

Department: MTATOW MTA Tow-related Matters
Incident Date: July 2, 2022
Claim Filed: September 13, 2022

NOTICE OF ACTION UPON CLAIM

PLEASE TAKE NOTICE THAT

An investigation of your claim filed with the City and County of San Francisco has revealed no indication of liability on the part of the City and County. Accordingly, your claim is **DENIED**.

WARNING

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code section 945.6. This time limitation applies only to causes of action arising under California law for which a claim is mandated by the California Government Claims Act, Government Code sections 900 et. seq. Other causes of action, including those arising under federal law, may have shorter time limitations for filing.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Please also be advised that, pursuant to Code of Civil Procedure sections 128.7 and 1038, the City and County of San Francisco 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.

Very truly yours,

DAVID CHIU
City Attorney

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

Nichelle Flentroy
Claims Adjuster

Claim of: Tim Chang

Claim Filed: September 13, 2022

I, Nichelle D. Flentroy, say: I am a citizen of the United States, over eighteen years of age, and not a party to the within action; that I am employed by the City Attorney's Office of San Francisco, Fox Plaza, 1390 Market Street, 7th Floor, San Francisco, CA 94102.

That on September 19, 2022 I served:

NOTICE OF ACTION UPON CLAIM

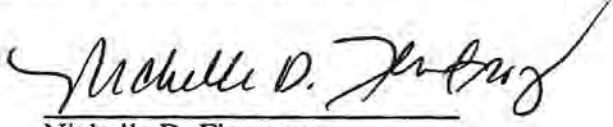
by placing a true copy thereof in an envelope addressed to:

Tim Chang


Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 19, 2022 at San Francisco, California.


Nichelle D. Flentroy

DECLARATION OF SERVICE BY MAIL

PD

PROPERTY DAMAGE ONLY RELEASE ✓

23-00407/

\$722.00 ✓

Tim Chang ✓

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

SEVEN HUNDRED TWENTY TWO AND 00/100 DOLLARS ✓

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

July 2, 2022 at or near



Voucher 10

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT
THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR
SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF
EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR
HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER
SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

553110 22260 208653 10000 1000719 1023

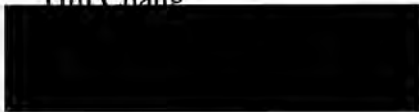
not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

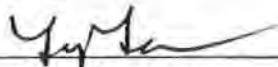
It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this
13th day of February, 2023.



Tim Chang





Witness to signature

2023 FEB 13 PM 12:48

CITY ATTORNEY'S OFFICE
1390 MARKET ST.
2

PROPERTY DAMAGE ONLY RELEASE

23-00407/

\$722.00

Tim Chang

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

SEVEN HUNDRED TWENTY TWO AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

July 2, 2022 at or near

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

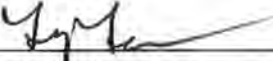
not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this
13th day of February, 2023.



Tim Chang

Witness to signature

2023 FEB 13 PM 12:48

CITY ATTORNEY
1390 MARKET ST.

Tow Summary (Edit)		Tow Location (Edit)		Vehicle (Edit)	
Tow Date	07/02/2022 11:06 AM	Address	[REDACTED]	Model Year	2013
Tow Ref #	20220702A0012	Description	[REDACTED]	Make	MERCE
Tow Company	NTS	Zone	SF-CA	Model	E CLAS
Equipment	Reg-Dolly	Beat	--	Body	4 DOOR
Account	SFMTA			Color	BLACK
Reason	500/500E			License	[REDACTED]
Impound Ref #	--			VIN	[REDACTED]
Storage (Edit)		Hold (Edit)		Lien Info (Edit)	
Start Time	07/02/2022 11:06 AM	NO ACTIVE HOLDS		Lien Type	
Lot - Section	ST			Requested Date	
Lot Info	--			Sale Authorization Date	
Keys	NO KEY			Title Surrendered	

Vehicle Notes [History](#) [Documents and Photos](#)

Save Note ☐ Important ☐ Walk-In

Time	Author	Walk-In	Note
07/03/2022 10:27 AM	juan.clavel	☒	R/O DID NOT HAVE PROOF OF LOW INCOME PROVIDED 170 OTIS ST INFO ADVISED TO VERIFIED AND SEEK REIMBURSEMENT INFO GIVEN FTD NOT APPLICABLE PREVIOUS TOW UDNER PLATE
07/03/2022 10:14 AM	juan.clavel	☒	ISSUED A PASS TO GET VERIFICATION LETTER FROM VEH
07/03/2022 09:57 AM	juan.clavel	☒	ISSUED A PASS TO GET LID CARD FROM VEH TO TIM CHANG
07/03/2022 09:57 AM	juan.clavel	☒	DATE: 07/03/22 TIME: 09:54 INSURANCE INFORMATION ON FILE REG VALID FROM: 06/12/22 TO 06/12/23 LIC# [REDACTED] YRMD: 13 MAKE: MERZ BTM: 4D VIN: [REDACTED] R/O: CHANG TIM, [REDACTED] SOLD: 00/00/13 RCID: 06/06/22 OCID: 08/14/20 LOCD: 9

LP [REDACTED] | Case 666262

Dear Tim Chang,

Your request for a partial reimbursement of the SFMTA Administrative Fee for Low Income is denied.

+ Follow Edit New Note

Status We are unable to approve your request because your request was submitted late. Under the rules of the Transportation Code, you must submit your request within 30 days from the date of tow.

Not Eligible Case Number 666262

If you wish to appeal this decision, you may file an appeal with the Claims Division of the San Francisco City Attorney's Office (<https://www.sfcityattorney.org/claims/>). Click on this link to access the claim form (<https://www.sfcityattorney.org/wp-content/uploads/2015/07/Claims-Form-02-14.pdf>). Filing time-frames and requirements may vary. You should follow the guidelines on the website or seek legal advice. Allow 45 days for claims processing after submitting your claim. If you prefer, you can mail your claim:

Controller's Office
Claims Division
1390 Market Street, 7th Floor
San Francisco, CA 94102-5408

Sincerely,

Vehicle Tow Program

1 view

 Like Comment

Write a comment...



Reschedule Hearing



Cancel Hearing

Dear Tim Chang,

Your request for partial reimbursement of the SFMTA Tow Administrative Fee is received.

^{Case} Your request and all supporting documentation will be reviewed. ^{Follow} You should hear from ^{Edit} us within five to six weeks. You may visit www.sfmta.com/FirstTow

^{Status} (<https://www.sfmta.com/getting-around/drive-park/towed-vehicles/reduced-fees-first-time-tow-and-tow-free-come-individuals>) for more information. ^{Not Eligible}

Here is your reimbursement Case Number: 666262. Should you wish to check on the status of your case, upload additional documentation, update your mailing address, or ask us a question: [Click here to register for the SFMTA Community. \(https://sf-mta.force.com\)](https://sf-mta.force.com).

You must first register using the same email you provided on the "Request for Partial Reimbursement" form. Upon registering, you will receive an email to set up a password. After setting up a password, you will be able to login using the same email and password.

You are responsible for updating your mailing address. Please review this address carefully. Do you have an apartment number?

Tim Chang

If this information is not correct or if your mailing address changes, please contact us immediately. When responding, simply reply to this email. Do not change the subject line or your email will not be received.

Thank you.

Sincerely,

Vehicle Tow Program
Phone: 415.646.2200

 Like
Case

 Comment

 Follow

Edit

New Note



Write a comment...

Status

Case Number

Not Eligible

666262



Reschedule Hearing



Cancel Hearing

LP [REDACTED] | Case 666262

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[+ Follow](#) [Edit](#) [New Note](#)

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Case Number

666262

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Claims Division

1390 Market Street, 7th Floor

San Francisco, CA 94102-5408

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Vehicle Tow Program

1 view

 Like Comment

Write a comment...



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Cancel Hearing

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Case
Your request and all supporting documentation will be reviewed. You should hear from us within five to six weeks. You may visit www.sfmta.com/FirstTow

Status (<https://www.sfmta.com/getting-around/drive-park/towed-vehicles/reduced-fees-first-time-tow-and-tow-backcome-individuals>) for more information.
Not Eligible

Here is your reimbursement Case Number: 666262. Should you wish to check on the status of your case, upload additional documentation, update your mailing address, or ask us a question: [Click here to register for the SFMTA Community. \(https://sf-mta.force.com\)](https://sf-mta.force.com)

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Tim Chang

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Thank you.

Sincerely,

Vehicle Tow Program
Phone: 415.646.2200

 Like
Case

 Comment

 Follow

Edit

New Note



Write a comment...

Status

Not Eligible

Case Number

666262



Reschedule Hearing



Cancel Hearing

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

September 14, 2022

Tim Chang

RE: File Name: Tim Chang
 File Number: 23-00407
 Incident Date: July 2, 2022
 Filed: September 13, 2022

Dear Sir or Madam:

Your correspondence was received by this office on September 13, 2022 and a review is underway. When the review has been completed, I will be in touch with you. If you have not been contacted within 30 days, you may call me directly at (415) 554-4232.

Very truly yours,

DAVID CHIU
City Attorney

A handwritten signature in blue ink, appearing to read "Nichelle Flentroy".

Nichelle Flentroy
Claims Adjuster

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail.

* = REQUIRED ** = REQUIRED IF KNOWN

MTATOW

23-00407

1. Claimant's Name and Home Address (Please Print Clearly)

*Tim Chang

2. Send Official Notices and Correspondence to:

*Tim Chang

3. Date of Birth

4. Social Security Number

5. Date of Incident

6. Time of Incident (AM or PM)

7. Location of Incident or Accident

8. Claimant Vehicle License Plate #, Type, Mileage, and Year

9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss.

*My car was towed on 7/2/22. I retrieved my car on 7/3/22 and paid \$722 without knowing I am eligible for Low Income program. Thereafter, SFMTA said I could apply for reimbursement of tow & admin fees but again I was not aware of the deadline 30 days. SFMTA told me to file this claim with city attorney office

Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss

Type of City Vehicle

Vehicle License Number and Bus or Train Number

** SFMTA

** Mercedes

**

10. Description of Claimant's injury, property damage or loss

*I don't read and speak English well therefore I was not aware that I am eligible for the low income program and was not enrolled timely. After many back and forth of paperwork, I finally obtain my [REDACTED] to submit for tow and admin fees reimbursement only to find out that I missed the deadline of 30 days to submit form request.

11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions)

ITEMS	
*1 day storage	\$ 60.00
city admin fees	\$ 336.00
tow fees	\$ 277.00
Dolly Tow	\$ 49.00
TOTAL AMOUNT	\$ 722.00

Court Jurisdiction: Limited (up to \$25,000) ☒ Unlimited (over \$25,000) ☐

12. Witnesses (if any) Name

Address

Telephone

1.

2.

13.

*

Signature of Claimant or Representative

Tim Chang

Print Name

Date

9/13/22

Relationship to Claimant

Do Not Write In This Space

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)

CA/FORM 02/14

044268



Issued To:
TIM CHANG

Receipt Date: 07/03/2022 10:23 AM
Receipt Number: 3208875
Tow Reference Number: 20220702A0012
Status: RELEASED
Release Authorized Until: 07/03/2022 02:28 PM
Release Authorized By: JuanC



Authorized By: SF Municipal Transportation Agency
Stored By: City and County of San Francisco Impound
450 7th Street
San Francisco, CA 94103
(415) 865-8200

VEHICLE	TOW	LOT
ID: 5120140	Dispatched Time: 07/02/2022 10:19 AM	Name: 450 7th Street
Make: MERCEDES	On Site Time: 07/02/2022 10:35 AM	
Model: E CLASS	Completed Time: 07/02/2022 11:06 AM	
Year: 2013	Tow Origin: 4345 Cabrillo St	
Color: BLACK	Equipment Type: Reg-Dolly	
Body: 4 DOOR	Tow Reason: 500/500E-500/500E - Blocking Driveway	
License: [REDACTED]	Tow Destination:	
VIN: [REDACTED]		

Fee Description	Qty.	Price	Total
1st Day Storage-PassVeh	1	\$60.00	\$60.00
City Admin Fee - Excluding Citations	1	\$336.00	\$336.00
Tow Passenger Vehicle	1	\$277.00	\$277.00
Dolly Tow	1	\$49.00	\$49.00
		Total:	\$722.00
		CREDIT CARD: 09927B	\$722.00
		Total Paid:	\$722.00
		Balance:	\$0.00

- This receipt is proof of payment of vehicle towing and storage fees paid to the City and County of San Francisco for violations of on-street parking ordinances under the San Francisco Transportation Code.
 - You may contest the towing of your vehicle within 30 days from date of tow, as follows:
 - For tows initiated by SFMTA, go to www.sfmta.com/ContestTow, call (415) 701-5400, OR go to the SFMTA Customer Service Center at 11 South Van Ness Avenue, San Francisco.
 - For tows initiated by SFPD, go to www.sanfranciscopolice.org/towed-vehicle-information, call (415) 553-1619, OR go to the SFPD at 850 Bryant Street, Room 154, San Francisco.
- Hours: 9am to 3pm, Monday through Friday.
- Customer must pay separately any amounts owing for parking citations.
 - If you qualify for, but did not receive, reduced towing or storage fees for First Tow or Low-Income customers, you may seek reimbursement of a portion of the fees paid. You must seek reimbursement within 30 days from date of tow. For more information, go to www.sfmta.com/FirstTow.

Upon request, you are entitled to receive a copy of the Towing Fees and Access Notice



HSA Income Verification Database: I give permission to HSA to share limited income information with SFMTA and its towing contractor, AutoReturn, to help determine whether I may qualify for a fee waiver. My information shall be shared only as needed for those purposes. I understand that this database can only show my name, my address, and whether my household income falls within certain percentages of federal poverty guidelines based on information I have previously provided to HSA.

Last 4 Digits of Social Security Number: [REDACTED]

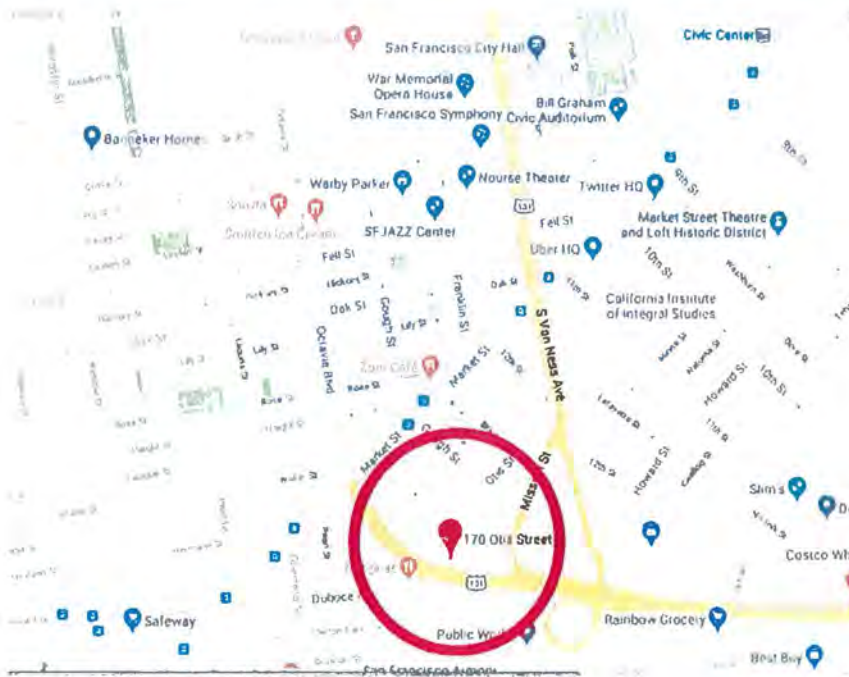
Birthdate: [REDACTED]

Signature of Client: _____

Date: _____

Human Services Agency's (HSA) location – 170 Otis Street

If visiting HSA you must present hard copies of required tax forms and all attachments indicated above.



BOOT REMOVAL FEE REFUND REQUEST Please fill out this section if you paid the Boot fee in full but are low income and would like a refund for the difference. You must be the registered owner of the vehicle that was booted to receive the discount. More information available online at www.sfmta.com/booted.

License Plate Number: _____

Boot Removal Date: _____

SFMTA STAFF USE: Approval 1 _____

Approval 2: _____

Proof: ☐ HSA 170 ☐ HSA DB ☐ Medi-Cal ☐ EBT ☐ Lifeline ☐ HSH Letter ☐ WIC ☐ Taxes
 Program: ☐ LI Boot ☐ LI Tow

Form Request for Partial Reimbursement of Tow Fees for First-Tow and Low-Income Individuals

For faster processing, SFMTA encourages you to submit your request online.

Go to: SFMTA.com/FirstTow

Submitting your request online is the fastest way to get your request processed. If you elect to use this form instead, please follow the instructions on this and the reverse side. All requests for partial reimbursement must be submitted within 30 days from the date of tow.

SECTION 1 - Applicant Information (write legibly)

Name TIM CHANG
Mailing Address Street or PO Box [REDACTED] Unit / Apt # [REDACTED]
City [REDACTED] State [REDACTED]
Email [REDACTED] Phone [REDACTED]

SECTION 2 - Vehicle

Date towed 7/3/22
Tow reference number (located on the top right of your receipt) 20220702A0012
Vehicle license plate (state and #) or VIN (last 6 digits) [REDACTED]

SECTION 3 - Applicable Fee

Please check **ONE** reduced fee for which you believe you are eligible:

- ☐ First-Tow (proceed to and fill out Sections 4 and 6)
☒ Low-Income (proceed to and fill out Sections 5 and 6)

SECTION 4 - First Tow

Was the vehicle towed previously while registered to the current owner? ☒ Yes ☐ No
Is the towed vehicle registered to a business? ☐ Yes ☒ No
Is the towed vehicle a rental vehicle? ☐ Yes ☒ No
Did you receive the First Tow reduction when you paid the tow fees? ☐ Yes ☐ No

Briefly explain why eligibility for First Tow was not verified when you paid the tow fees:

first time towed received deduction, this time no deduction

Attach to this form:

- Your receipt showing you paid the full administrative fee
- CA DMV Certificate of Title HTVR10
- Your rental agreement listing the person named on the receipt as the driver (for rental vehicles)

SECTION 5 - Low-Income

Did you receive the First Tow reduction when you paid the tow fees? ☐ Yes ☒ No

To which of the qualifying low-income programs are you enrolled? **Attach ONE card:**

- ☐ Medi-Cal ☐ California Electronic Benefit Transfer (EBT)
☐ SFMTA Lifeline ID; OR ☒ SFMTA Low-Income Reduction Eligibility Verification (must be certified by HSA)

Attach your rental agreement listing the person named on the receipt as the driver (for rental vehicles).

Briefly explain why eligibility for a reduced administrative fee was not verified when you paid the tow fees:

Section 6 - Applicant's Signature

Print name TIM CHANG Today's date 9/6/22
Signature [Signature]

Form Request for Partial Reimbursement of Tow Fees for First-Tow and Low-Income Individuals

INSTRUCTIONS FOR PERSONS WHO PAID TOW FEES AND BELIEVE THEY ARE ELIGIBLE FOR FIRST-TOW OR LOW-INCOME REDUCTION

For faster processing, SFMTA encourages you to submit your request online.

GO TO:

sfmta.com/FirstTow

If you do not have access to a computer, complete this form and mail to the address provided below. If you mail this form, your request will take longer to process. You must attach additional documents to establish your eligibility for partial reimbursement of the tow fees.

Finance Information and Technology

SFMTA Tow Program

One South Van Ness Ave, 3rd Floor, San Francisco, CA 94103

FIRST-TOW

Is this the first time SFMTA or SFPD towed your vehicle while registered to you? If so, you (the vehicle's registered owner) or an authorized agent may qualify for the First Tow reduced administrative fee.

To see if you qualify, attach and mail with this form:

- Your receipt showing you paid the full administrative fee;
- Your Department of Motor Vehicles (DMV) Certificate of Title; and
- Your rental agreement listing the person named on the receipt as the driver (for rental vehicles)

After receiving your request, SFMTA will call the Department of DMV to determine the date of ownership for your vehicle. If SFMTA determines the SFMTA or SFPD towed your vehicle previously, while registered to the current owner, then you are not eligible.

LOW INCOME

Do you participate in an eligible program for low-income families or individuals? If so, you (the vehicle's registered owner) may qualify for a Low-Income reduced administrative fee.

To see if you qualify, attach and mail with this form:

- Your receipt from SFMTA, showing you paid the full or First-Tow administrative fee;
- Your rental agreement listing the person named on the receipt as the driver (for rental vehicles)
- ONE of the eligible cards below:

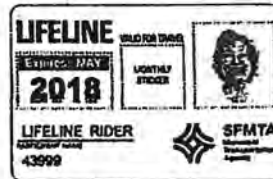
MediCal/State Benefit



SNAP/EBT/CalFresh



Lifeline



Do not submit tax returns, paystubs, medical records, or bank account statements; these items will be rejected.

After receiving your request, SFMTA will call the DMV to determine the owner of the vehicle. If SFMTA determines you are not the current owner or if you cannot provide one of the eligible cards above, then you are not eligible.

OTHER RESTRICTIONS

The owner of the towed vehicle must be an individual. Business, including partnerships, for-profit corporations, and nonprofit corporations, are not eligible for the First Tow and Low-Income reduced administrative fees.

PROPERTY DAMAGE ONLY

CITY ATTORNEY'S OFFICE
1550 MARKET ST.

23-00558/ MTATOW

\$1,418.00 NOV -9 AM 9:48

Alyssa Loncaric

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

ONE THOUSAND FOUR HUNDRED EIGHTEEN DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

September 10, 2022 at or near 630 Valencia St., SF

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

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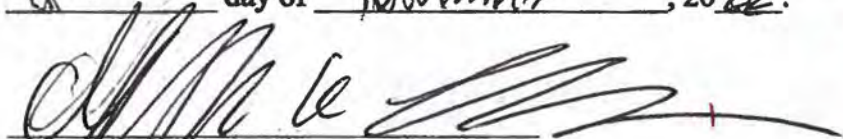
The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

553110 22260 208653 10000 10001719 0023

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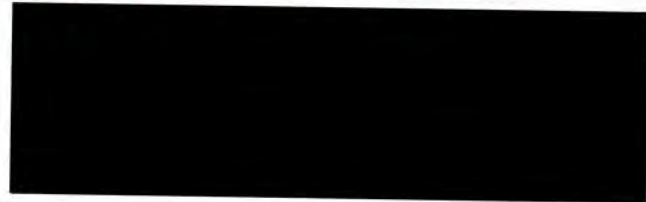
IN WITNESS WHEREOF, the undersigned have hereunto set their hands this
2nd day of November, 2022.


Alyssa Loncaric



Witness to signature

ALYSSA LONCARIC



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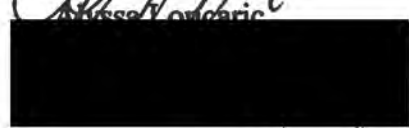
CITY ATTORNEY'S OFFICE
2000 MARKET ST
2022 NOV -9 AM 9:40

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Witness to signature





Witness to signature

84:2 HA e-VOMSSOS

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Theresa Lacson-Kuan
Investigator

DIRECT DIAL: (415) 554-4247
E-MAIL: THERESA.LACSON-KUAN@SFCITYATTY.ORG

October 26, 2022

Alyssa Loncaric

RE: Claim of Alyssa Loncaric / Claim Number 23-00558 MTATOW

Department: MTATOW MTA Tow-related Matters
Incident Date: September 10, 2022
Claim Filed: October 15, 2022

Dear Claimant:

Enclosed are release forms that are needed to enable the City and County of San Francisco to process your settlement payment.

These documents must be completed as follows:

1. Sign and date two (2) release forms in the presence of an adult witness.
2. Obtain the signature of the adult witness on the release forms.

NOTE: If the claimant is a business, affix the corporate seal on each copy of the release OR enclose a letter on company letterhead which authorizes the person signing the release to act on behalf of the company.

3. Return the two (2) signed release forms in the enclosed envelope.
4. Retain a copy of release form for your records.
5. If you have not already done so, fill-out the CMS (Center for Medicare and Medicaid Services) form regarding medical payment information.*

Upon receipt of the release documents and completed CMS form, payment will be made in the amount stated on the release and forwarded to you.

Very truly yours,

DAVID CHIU
City Attorney

Theresa Lacson-Kuan
Investigator

Enclosure: as stated

* *The Medicare Secondary Payer mandatory reporting provisions in Section 111 of the Medicare, Medicaid and SCHIP Extension Act of 2007 **requires** the City to report medical payments.*

PROPERTY DAMAGE ONLY RELEASE

23-00558/ MTATOW

\$1,418.00

Alyssa Loncaric

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

ONE THOUSAND FOUR HUNDRED EIGHTEEN DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

September 10, 2022 at or near 630 Valencia St., SF

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this _____ day of _____, 20____.

Alyssa Loncaric



Witness to signature

PROPERTY DAMAGE ONLY RELEASE

23-00558/ MTATOW

\$1,418.00

Alyssa Loncaric

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

ONE THOUSAND FOUR HUNDRED EIGHTEEN DOLLARS

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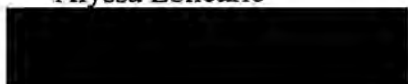
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IN WITNESS WHEREOF, the undersigned have hereunto set their hands this _____ day of _____, 20____.

Alyssa Loncaric



Witness to signature

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Theresa Lacson-Kuan
Investigator

DIRECT DIAL: (415) 554-4247
E-MAIL: THERESA.LACSON-KUAN@SFCITYATTY.ORG

October 26, 2022

Alyssa Loncaric

RE: Claim of Alyssa Loncaric / Claim Number 23-00558 MTATOW

Department: MTATOW MTA Tow-related Matters
Incident Date: September 10, 2022
Claim Filed: October 15, 2022

Dear Claimant:

Enclosed are release forms that are needed to enable the City and County of San Francisco to process your settlement payment.

These documents must be completed as follows:

1. Sign and date two (2) release forms in the presence of an adult witness.
2. Obtain the signature of the adult witness on the release forms.

NOTE: If the claimant is a business, affix the corporate seal on each copy of the release OR enclose a letter on company letterhead which authorizes the person signing the release to act on behalf of the company.

3. Return the two (2) signed release forms in the enclosed envelope.
4. Retain a copy of release form for your records.
5. If you have not already done so, fill-out the CMS (Center for Medicare and Medicaid Services) form regarding medical payment information.*

Upon receipt of the release documents and completed CMS form, payment will be made in the amount stated on the release and forwarded to you.

Very truly yours,

DAVID CHIU
City Attorney

Theresa Lacson-Kuan
Investigator

Enclosure: as stated

* *The Medicare Secondary Payer mandatory reporting provisions in Section 111 of the Medicare, Medicaid and SCHIP Extension Act of 2007 **requires** the City to report medical payments.*

PROPERTY DAMAGE ONLY RELEASE

23-00558/ MTATOW

\$1,418.00

Alyssa Loncaric

MTATOW MTA Tow-related Matters

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Alyssa Loncaric

Witness to signature

PROPERTY DAMAGE ONLY RELEASE

23-00558/ MTATOW

\$1,418.00

Alyssa Loncaric

MTATOW MTA Tow-related Matters

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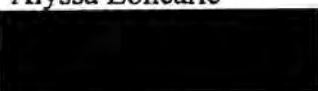
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IN WITNESS WHEREOF, the undersigned have hereunto set their hands this _____ day of _____, 20____.

Alyssa Loncaric



Witness to signature

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Theresa Lacson-Kuan
Investigator

October 18, 2022

Alyssa Loncaric



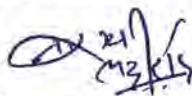
RE: File Name: Alyssa Loncaric
 File Number: 23-00558
 Incident Date: September 10, 2022
 Filed: October 15, 2022

Dear Sir or Madam:

Your correspondence was received by this office on October 15, 2022 and a review is underway. When the review has been completed, I will be in touch with you. If you have not been contacted within 30 days, you may call me directly at (415) 554-4247.

Very truly yours,

DAVID CHIU
City Attorney


For Theresa Lacson-Kuan
Investigator

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail.

* = REQUIRED ** = REQUIRED IF KNOWN

MTATOW

23-00558

1. Claimant's Name and Home Address (Please Print Clearly) * Alyssa Luncare		2. Send Official Notices and Correspondence to: [Redacted]	
3. Date of Birth [Redacted]	4. Social Security Number [Redacted]	5. Date of Incident * 9-10-22	6. Time of Incident (AM or PM) ** 9:26 PM
7. Location of Incident or Accident ** 630 Valencia St SF		8. Claimant Vehicle License Plate #, Type, Mileage, and Year ** [Redacted]	

9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss.
* My vehicle was moved from its parking spot without my approval. I did not know it was gone. I was in the process of moving and at the new house. I am a single mother of 5 and would like to claim.

Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss ** Hector Alvarado 07/31/80	Type of City Vehicle ** Ford crown vic	Vehicle License Number and Bus or Train Number [Redacted]
---	---	--

10. Description of Claimant's Injury, property damage or loss * I had to pay 1,418.00 to get the car from the tow yard. This was not my fault the car was left parked at my previous address and was moved without my permission. The police would not come out to make a report or it not being there since I was in the process of being divorced.	11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions) <table border="1"> <thead> <tr> <th colspan="2">ITEMS</th> </tr> </thead> <tbody> <tr> <td>* TOW</td> <td>\$ 1,418.00</td> </tr> <tr> <td></td> <td>\$</td> </tr> <tr> <td></td> <td>\$</td> </tr> <tr> <td></td> <td>\$</td> </tr> <tr> <td></td> <td>\$</td> </tr> <tr> <td>TOTAL AMOUNT</td> <td>\$ 1,418.00</td> </tr> </tbody> </table> Court Jurisdiction: Limited (up to \$25,000) Unlimited (over \$25,000)	ITEMS		* TOW	\$ 1,418.00		\$		\$		\$		\$	TOTAL AMOUNT	\$ 1,418.00
ITEMS															
* TOW	\$ 1,418.00														
	\$														
	\$														
	\$														
	\$														
TOTAL AMOUNT	\$ 1,418.00														

12. Witnesses (if any) Name	Address	Telephone
1.		
2.		

13. Signature of Claimant or Representative * Alyssa K. Luncare	Date 10/8/22	Do Not Write In This Space RECEIVED 22 OCT 17 PM 4:19 CITY & COUNTY OF SAN FRANCISCO CONTROLLER
Print Name	Relationship to Claimant Self	

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)

0605GR

The officer at the main merced police station said he could report the car stolen since me and my ex husband were not legally divorced yet. He took it without my permission and got it towed in San Francisco. I have not been to San Francisco. I live in Livingston Ca but because the car was in under my name I was told if I didn't pay the fee to get the car out that it would go to collections and I can not have that. I am a single mom of 4 children and this was a major hard ship.

I would really appreciate it if I could be reimbursed.

Thank you

Alyssa
Lowcard



Notice of Determination | LP 4DRZ449 | Case 678870 [ref:_00Dt0Cmd2._5008y5RFrb:ref]

1 message

case-admin-sf <case-admin-sf@sfmta.com>

Tue, Sep 27, 2022 at 4:15 PM

To: [REDACTED]



LP [REDACTED] Case 678870

Dear Alyssa Loncaric,

Your request for a partial reimbursement of towing fees **denied**.

Per San Francisco Transportation Code, Division II, Section 305(a)(1)(D) reductions and waivers of towing and storage fees are prohibited when a vehicle is towed and impounded because of or in connection with felony or misdemeanor crime.

*I was not driving!!!
Hector Alvarado (my ex husband) was without permission*

If you wish to appeal this decision, you may file an appeal with the Claims Division of the San Francisco City Attorney's Office. Click on this link to access the claim form. Filing time-frames and requirements may vary. You should follow the guidelines on the website or seek legal advice. Allow 45 days for claims processing after submitting your claim. If you prefer, you can mail your claim:

Controller's Office

Claims Division

1390 Market Street, 7th Floor

San Francisco, CA 94102-5408

Respectfully,

*The Merced police
would not file a report
that he had the car without
my permission since we
were not yet legally divorced
even though the insurance
and registration is in my
name. He has no licence
! !*

SFMTAIssued To:
ALYSSA LONCARICReceipt Date: 09/16/2022 02:50 PM
Receipt Number: 3276378
Tow Reference Number: 20220910A0073
Status: RELEASE PENDING
Release Authorized Until: 09/16/2022 06:55 PM
Release Authorized By: AnaA

Authorized By

Stored By

Police Dept. - San Francisco

City and County of San Francisco Impound
450 7th Street
San Francisco, CA 94103
(415) 865-8200**VEHICLE****TOW****LOT**

5276793

Dispatched Time: 09/10/2022 09:26 PM

Make: FORD

On Site Time: 09/10/2022 09:34 PM

Model: CROWN VICT

Completed Time: 09/10/2022 10:06 PM

Year: 1998

Tow Origin: 630 Valencia St

Color: GRAY

Equipment Type: Reg-Dolly

Doors: 4 DOOR

Tow Reason: FEE/ARR-FEE/ARR - Arrest

License: [REDACTED]

Tow Destination:

PD Case No: 220617986

Name: Bayshore

Section: G10

Info: GRY40

Item Description**Qty.****Price****Total**

Day Storage-PassVeh

1

\$60.00

\$60.00

y Admin Fee - Excluding Citations

1

\$336.00

\$336.00

ssenger Vehicle Storage

6

\$72.00

\$432.00

w Passenger Vehicle

1

\$277.00

\$277.00

n Fee \$500 to \$4,000-Rqst

1

\$35.00

\$35.00

n Fee \$500 to \$4,000-Auth

1

\$35.00

\$35.00

PD - Administrative Fee

1

\$194.00

\$194.00

y Tow

1

\$49.00

\$49.00

Total:

\$1,418.00

DEBIT CARD:

001758

\$1,418.00

Total Paid:

\$1,418.00

Balance:

\$0.00

This receipt is proof of payment of vehicle towing and storage fees paid to the City and County of San Francisco for violations of on-street parking ordinances under the San Francisco Citation Code.

You may contest the towing of your vehicle within 30 days from date of tow, as follows:

For tows initiated by SFMTA, go to www.sfmta.com/ContestTow, call (415) 701-5400, OR go to the SFMTA Customer Service Center at 11 South Van Ness Avenue, San Francisco.

For tows initiated by SFPD, go to www.sanfranciscopolice.org/towed-vehicle-information, call (415) 553-1619, OR go to the SFPD at 850 Bryant Street, Room 154, San Francisco.

9am to 3pm, Monday through Friday.

Customer must pay separately any amounts owing for parking citations.

If you qualify for, but did not receive, reduced towing or storage fees for First Tow or Low-Income customers, you may seek reimbursement of a portion of the fees paid. You must seek reimbursement within 30 days from date of tow. For more information, go to www.sfmta.com/FirstTow.

Signature: _____

Date: _____

Upon request, you are entitled to receive a copy of the Towing Fees and Access Notice

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Matthew J. Rothschild
Chief of Claims Division

DIRECT DIAL: (415) 554-3926
E-MAIL: MATTHEW.ROTHSCHILD@SFCITYATTY.ORG

November 14, 2022

Hadley Rood
131 Stuart St., Ste. 400
San Francisco, CA 94105

RE: Claim of Shanna Couper Orona / Claim Number 23-00587

Department: MTATOW MTA Tow-related Matters
Incident Date:
Claim Filed: October 20, 2022

NOTICE OF ACTION UPON CLAIM

PLEASE TAKE NOTICE THAT

An investigation of your claim filed with the City and County of San Francisco has revealed no indication of liability on the part of the City and County. Accordingly, your claim is **DENIED**.

WARNING

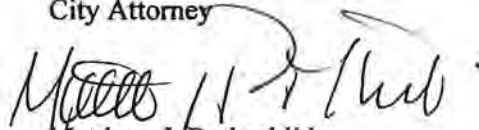
Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code section 945.6. This time limitation applies only to causes of action arising under California law for which a claim is mandated by the California Government Claims Act, Government Code sections 900 et. seq. Other causes of action, including those arising under federal law, may have shorter time limitations for filing.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Please also be advised that, pursuant to Code of Civil Procedure sections 128.7 and 1038, the City and County of San Francisco 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.

Very truly yours,

DAVID CHIU
City Attorney


Matthew J. Rothschild
Chief of Claims Division

Claim of: Shanna Couper Orona

Claim Filed: October 20, 2022

I, Narayan Bhattarai, say: I am a citizen of the United States, over eighteen years of age, and not a party to the within action; that I am employed by the City Attorney's Office of San Francisco, Fox Plaza, 1390 Market Street, 7th Floor, San Francisco, CA 94102.

That on November 14, 2022 I served:

NOTICE OF ACTION UPON CLAIM

by placing a true copy thereof in an envelope addressed to:

Hadley Rood

Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 14, 2022 at San Francisco, California.



Narayan Bhattarai

DECLARATION OF SERVICE BY MAIL

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Matthew J. Rothschild
Chief of Claims Division

DIRECT DIAL: (415) 554-3926
E-MAIL: MATTHEW.ROTHSCHILD@SFCITYATTY.ORG

October 24, 2022

Hadley Road
[REDACTED]

RE: File of Shanna Couper Orona / Number 23-00587
Department: MTATOW MTA Tow-related Matters

NOTICE OF INSUFFICIENCY

PLEASE TAKE NOTICE THAT

The document(s) you presented to the City and County of San Francisco is insufficient to be accepted as a claim by the City for the reasons shown below as set forth in Government Code section 910:

- ☐ 1. The document(s) fails to state the name and post office or correspondence address of the prospective claimant.
- ☒ 2. The document(s) fails to state the **specific date**, place or other circumstances of the occurrence or transaction which gives rise to the prospective claim.
- ☐ 3. The document(s) fails to state the post office or correspondence address to which the person presenting the document(s) desires notices to be sent.
- ☐ 4. The document(s) fails to state the known name(s) of the public employee(s) causing the injury, damage, or loss.
- ☐ 5. The document(s) fails to state the amount claimed as of the date of presentation, the estimated amount of any prospective injury, damage, or loss so far as known, and the basis of computation of the amount claimed. The document(s) shall indicate whether the claim would be a limited civil case.
- ☐ 6. The document(s) is not signed by the prospective claimant or by some person on the prospective claimant's behalf. See Government Code section 910.2.
- ☐ 7. Your document(s) is not presented to the City and County of San Francisco on the Claim Form provided for this purpose pursuant to Government Code section 910.4. Your document(s) may be resubmitted using the enclosed form or please refer to our website at http://www.sfgov.org/site/cityattorney_index.asp?id=460.
- ☐ 8. Your document(s) fails to clearly state a theory of liability against the City and County of San Francisco and facts to support it.
- ☐ 9. Each individual or legal entity making a claim for separate and distinct damages and/or theories of liability must file a separate claim. See Government Code section 910.
- ☐ 10. Is insufficient for other reasons:

Very truly yours,

DAVID CHIU
City Attorney

Matthew J. Rothschild
Matthew J. Rothschild
Chief of Claims Division

Claim of: Shanna Couper Orona

Claim Filed: October 20, 2022

I, Narayan Bhattarai, say: I am a citizen of the United States, over eighteen years of age, and not a party to the within action; that I am employed by the City Attorney's Office of San Francisco, Fox Plaza, 1390 Market Street, 7th Floor, San Francisco, CA 94102.

That on October 24, 2022 I served:

NOTICE OF ACTION UPON CLAIM

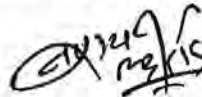
by placing a true copy thereof in an envelope addressed to:

Hadley Rood
[REDACTED]

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 24, 2022 at San Francisco, California.



Narayan Bhattarai

DECLARATION OF SERVICE BY MAIL

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

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23-00587

* = REQUIRED ** = REQUIRED IF KNOWN

MAY 2021

1. Claimant's Name and Home Address (Please Print Clearly)

* Shanna Couper Orona

2. Send Official Notices and Correspondence to:

* Hadley Rood

131 Steuart St., Ste 400

City San Francisco

State CA Zip 94105

Telephone Daytime (415) 534-9444

Evening

Cellular

3. Date of Birth

4. Social Security Number

5. Date of Incident

* 5-6 months ago

6. Time of Incident (AM or PM)

** 4 AM

7. Location of Incident or Accident

** 15th Street and Folsom Street

8. Claimant Vehicle License Plate #, Type, Mileage, and Year

** Dodge Sportsman F40

9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss.

* See attached

Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss

Type of City Vehicle

Vehicle License Number and Bus or Train Number

** Municipal Transportation Agency

10. Description of Claimant's Injury, property damage or loss

* See attached

11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions)

ITEMS

* See attached

\$

\$

\$

\$

TOTAL AMOUNT

\$ 25,001

Court Jurisdiction: Limited (up to \$25,000) ☐
Unlimited (over \$25,000) ☒

12. Witnesses (If any) Name

Address

Telephone

1.

2.

13.

* Signature of Claimant or Representative

Oct 19, 2022

Date

Couper Orona

Print Name

Relationship to Claimant

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH.

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RECEIVED
CITY & COUNTY OF
SAN FRANCISCO
CONTROLLER
2022 OCT 24 AM 11:11
CITY ATTORNEY'S OFFICE
RECEIVED
SAN FRANCISCO
06346X

22 OCT 20 PM 3:18

RECEIVED

Claim Against the City and County of San Francisco

Shanna Couper Orona

9. Basis of Claim.

Between five and six months ago—but less than six months ago—the San Francisco Municipal Transportation Agency (SFMTA) towed the RV I was staying in, depriving me of my home and everything inside it. I refer to this city agency as SFMTA or the City throughout this document.

At the time my home was taken by the City, I was living in my RV at 15th Street and Folsom Street. I received no notice that the City would be coming to tow my vehicle, so I was not present when they arrived. As a street medic, I volunteer to help unhoused residents of San Francisco. On this day, I was alerted that someone was in need of medical assistance. I grabbed my medical equipment and rushed to respond to the call. I was absent from my home for approximately one hour performing emergency medical services. Then, a friend texted me and told me that SFMTA was towing my vehicle. I raced back to where I was staying as soon as I could. But by the time I returned, my RV was gone. I was not given any information on how I could retrieve my towed vehicle.

My vehicle was safely and lawfully parked at the time it was towed. Nonetheless, I understand that my vehicle was towed due to unpaid parking tickets. But I know from SFMTA policies that the City is not supposed to tow vehicles that individuals are clearly living in solely because they have unpaid parking tickets. **See Exhibit A – SFMTA's June 29 Memorandum Regarding Late Parking Ticket Tows.**

When I attempted to retrieve my vehicle, I learned that I could not do so unless I was able to pay not only my outstanding parking tickets but also massive, additional tow fees. As a result, I never got my home back. I was also prohibited from taking any of my important personal property and survival belongings from my RV. I believe the City sold my vehicle at a junk auction—even though under their own policies they should never have taken it from me in the first place.

10. Description of Claimant's injury, property damage or loss.

Everything I owned was inside of that RV; it was my life and my home. I felt like I could not breathe when I came around the corner and saw that my RV was gone. I was always so scared that the City would take my RV when I was absent from it, so this was my worst nightmare. It is still difficult to go past the street where I used to stay in my RV; it is very triggering for me.

When my RV was towed, I lost my home and everything in it. The items I lost that day included daily survival items like most of my clothes, dishes, electronics, portable heaters, and my new memory foam mattress and mattress topper.

I have lost my belongings at the hands of the City multiple times, but this instance has been particularly traumatic.

11. Amount of Claimant's property damage of loss and method of computation.

These items were confiscated and destroyed by the City when they seized and sold my RV. Values were researched online or approximated when that was not possible. My request for emotional damages is also identified below.

ITEM	VALUE
Dodge Sportsman F40 RV	\$5,500
Alpine stereo system with 30-disk CD changer	\$439
Speaker system with 8 speakers	\$69.95 per speaker (\$559.60)
4000-watt inverter	\$189
Jackery solar generator	\$1,100
Dewalt part organizer	\$49
Dewalt tool box	\$129
Craftsman tool box	\$209
Craftsman tool set	\$400
BMX bike GT rims	\$172.21
GT BMX 9-tooth sprocket	\$34.99
Additional 9-tooth sprockets	\$200
2 Vans tires	\$24.79 each (\$49.58 total)
GT BMX bicycle handlebars	\$56.99
GT BMX purple pedals	\$11.00
GT BMX bicycle seat	\$28.00
GT BMX bicycle seat clamp	\$25
GT BMX bicycle seat post	\$45.99
Steel bearings for BMX bikes	\$48
New Schwin bike cart	\$189
Used bike cart	\$50
Used 9-bot electric scooter	\$300
Brand-new REI 6-person tent	\$500
Tarps	\$300
Clothes (including 2 pairs of new Levis jeans, new shirts, and others)	\$340
Doc Martins	\$170
Keane steel-toed boots	\$150
Cat food	\$46.98
Dog food	\$44.38
Kitty tree	\$150
2 dog harnesses, leashes, collars, and other pet supplies	\$100
2 mesh pet carrying cases	\$18.88 each (\$37.76 total)
Dog backpack	\$39.99
Cat toys	\$50
Dishes	\$47.39
Pots and pans	\$65.39
Clothing storage containers	\$50
Vintage silver jewelry box	\$100
Jewelry	\$300

Electronics (including computer and laptop cords, old phones, and others)	\$250
Two portable heaters	\$130 each (\$260 total)
3 brand-new Interstate deep-cell batteries	\$118.98 each (\$356.94 total)
Fabric to recover couch cushions	\$75
Brand-new memory foam mattress	\$189
Brand-new mattress topper	\$79
Down comforter	\$145.99
Box with collection of skeleton keys, old-fashioned locks, and other collectables	Priceless
Prescription glasses	Priceless
Tools I inherited from my dad, who has now passed	Priceless
Emotional Distress	\$11,412.82
TOTAL	\$25,001

EXHIBIT A

Memorandum



Date: June 29, 2021

To: All Parking Enforcement Staff

From: Shawn McCormick, SMDirector
Parking Enforcement and Traffic

Subject: Vehicles with Expired Registration and Outstanding Unpaid Parking Citations

Last year during the starting months of the pandemic we suspended policies regarding vehicles with expired registration and outstanding unpaid parking citations. After the Governor's order regarding the suspension of enforcement related to unregistered vehicles expired, we resumed expired registration citations and extended the towing for expired registration to one year.

Effective today June 29, 2021:

- Enforcement for expired registration will return to the state law period of "in excess of six months" (6 months and a day)
- Booting and towing vehicles for five (5) or more outstanding unpaid parking citations
 1. Vehicles causing a hazard, in tow away zones, color curb zones etc. will be towed regardless of #2 below
 2. Boot vehicles with \$2500.00 or less in outstanding citations that do not meet #1
 3. Tow vehicles with outstanding parking citations valued at more than \$2500.00
 4. **Any vehicle identified as being used as vehicular shelter will not be towed unless it meets #1 above. If it meets number #1, encourage the individual to move it so it is no longer a hazard. Occupants of these vehicles should be referred to 11 South Van Ness to see if they meet the criteria to address outstanding parking citations.**

SP230092891 C 916 SUSPICIOUS VEHICLE 127 MORRIS ST, SF

[01/09/2023]

19:52:44	K224	A05001	CREATE	Location:127 MORRIS ST, SF Type:916 DAREA:3B Area:270B TypeDesc:SUSPICIOUS VEHICLE LocDesc:btwn BRYANT ST and END LocCross:btwn BRYANT ST and END Priority:C Class:F:3PAT Agency:SP Map:A1
19:52:44	K224	A05001	ENTRY	Sector/Stn:B2 Map:A1
19:52:44	K224	A05001	DISPOS	3B90 Location:127 MORRIS ST, SF Operator:A05001 OperNames:WONG,LOUIS #1572
19:52:44	K224	A05001	PRIU	3B90
19:52:44	MSSAPP	TIBMSS	NPREMS	Comment:(none)
20:00:42	MT02	A23849	MISC	3B90 Comment:TOW TRUCK IS ON CITE AND DOES NOT SEE YOU
20:32:21	K224	A05001	CLEAR	3B90 Dispo:CIT
20:32:21	K224	A05001	CLEAR	
20:32:21	K224	A05001	CLOSE	

CALL RECAP:

INITIATE: 19:52:44 01/09/2023
ENTRY: 19:52:44 01/09/2023
DISPATCH: 19:52:44 01/09/2023
ON SCENE: 19:52:44 01/09/2023
CLOSE: 20:32:21 01/09/2023
ADDRESS: 127 MORRIS ST, SF
DAREA: 3B
SECTOR: B2
RA: 270B
FIRE:

CALL NUMBER: #2891
CURRENT STATUS: CLOSE
PRIMARY UNIT: 3B90
JURISDICTION: SP
DISPOSITION: CIT

TYPE: 916 SUSPICIOUS VEHICLE
PRIORITY: C
PRIOR HISTORY: No

CP:
ADDRESS:
PHONE:

CAD TIMESTAMP: CADD 0109232032

OPERATOR ASSIGNMENTS:

K224	A05001
MSSAPP	TIBMSS
MT02	A23849

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

July 21, 2023

Zal Shroff

RE: Claim of James Edward Ford Jr. / Claim Number 24-00034

Department: MTATOW MTA Tow-related Matters
Incident Date: January 9, 2023
Claim Filed: July 8, 2023

NOTICE OF ACTION UPON CLAIM

PLEASE TAKE NOTICE THAT

An investigation of your claim filed with the City and County of San Francisco has revealed no indication of liability on the part of the City and County. Accordingly, your claim is **DENIED**.

WARNING

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code section 945.6. This time limitation applies only to causes of action arising under California law for which a claim is mandated by the California Government Claims Act, Government Code sections 900 et. seq. Other causes of action, including those arising under federal law, may have shorter time limitations for filing.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Please also be advised that, pursuant to Code of Civil Procedure sections 128.7 and 1038, the City and County of San Francisco 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.

Very truly yours,

DAVID CHIU
City Attorney

A handwritten signature in black ink, appearing to read "Nichelle Flentroy".

Nichelle Flentroy
Claims Adjuster

Claim of: James Edward Ford Jr.

Claim Filed: July 8, 2023

I, Nichelle D. Flentroy, say: I am a citizen of the United States, over eighteen years of age, and not a party to the within action; that I am employed by the City Attorney's Office of San Francisco, Fox Plaza, 1390 Market Street, 7th Floor, San Francisco, CA 94102.

That on July 21, 2023 I served:

NOTICE OF ACTION UPON CLAIM

by placing a true copy thereof in an envelope addressed to:

Zal Shroff



Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 21, 2023 at San Francisco, California.


Nichelle D. Flentroy

DECLARATION OF SERVICE BY MAIL

Impound Notifications

Search 5552185 - MERCEDES S CLASS

Tow Summary (Edit)		Tow Location (Edit)		Vehicle (Edit)		Status	
Tow Date	01/09/2023 08:58 PM	Address	128 Morris St, San Francisco, CA	Model Year	2002	Status	SOLD
Tow Ref #	20230109A0080	Description		Make	MERCEDES	Status Date	03/02/2023 11:27 AM
Tow Company	CTS	Zone	SF-CA	Model	S CLASS	Sale Type	AUCTION
Equipment	Reg-Dolly	Beat	-	Body	4 DOOR	Sale Date	02/09/2023 12:00 AM
Account	SFPD			Color	WHITE	Sale Price	\$44.88
Reason	SCOF/651.O			License		Receipt Total	\$50.00
Impound Ref #	19561			VIN		Removed On	03/02/2023 11:27 AM
						LIP	4158658200
						Address	2650 Bayshore Blvd.
Storage (Edit)		Hold (Edit)		Lien Info (Edit)		Vehicle Contacts (Edit)	
Start Time	01/09/2023 08:58 PM	Status	Type	Release Date	Lien 1 - \$0 to \$500	PROPERTY AUTHORIZATION	JAMES FORD
Lot - Section	BAYSH - L30	Released	TR ADMIN	02/07/2023	Lien Type	SOLD TO	SIMS Metal Management
Lot Info	BLU682				Request Date		
Keys	NO KEY				Sale Authorization Date		
					Title Surrendered		

Vehicle Notes

History

Documents and Photos

Save Note

☐ Important
 ☐ Walk-In

Time	Author	Walk-In	Note
02/14/2023 12:31 PM	tatiana.pavel		Shipment ID: 19561 Driver name: JORGE Shipped to: SIMS Metal Management
02/09/2023 03:26 PM	felix.alcaraz		TOLD CUSTOMER VEHICLE SOLD 2/9. WE WILL HOLD ON TO PROPERTIES WHILE HE GETS PROPERTY AUTHORIZATION FROM PD
02/08/2023 04:33 PM	Idelara		correction notes below it was a call, not in person
02/08/2023 04:31 PM	Idelara		referred to STOP for the release of property. Advised the sale of the veh tom. Was trying to transfer to lead for further info. Cal was accidentally disconnected when in the process of transferring the call. I don't know what happened.
02/08/2023 04:23 PM	Idelara		defender's office called, referred to stop and sfmta to stop the sale of veh tom, and the property release of the veh, call was accidentally disconnected, I don't know what happened.
02/08/2023 10:15 AM	jsingleton		JAMES FORD WAS REFERRED TO MTA HEARINGS (PER FELIX) TO STOP THE SALE FOR 1 WEEK TO GET HIS REG. TOGETHER, TO REMOVE PROPERTY HE NEEDS TO FOLLOW THE REQUIREMENTS FROM PD AND SF SHERIFF DEPT. SALE DATE IS 2/9/2023.
02/06/2023 10:50 AM	jennifer.card		R/O James Ford called into STOP window for property release, advised R/O of requirements with SF Sheriff prior to property release.
02/04/2023 08:46 AM	David Hernandez		NEEDS PD RELEASE FROM TRAFFIC DEPT ADVISED OF HOLD AND NEG AND SALE DATE 2/9/23 WE

Fees [\(Edit\)](#)

Eligible for financing

1st Day Storage-PassVeh	\$60
City Admin Fee - Excluding Citations	\$336
Passenger Vehicle Storage (\$72.00x52.00)	\$3,744
Tow Passenger Vehicle	\$270
Lien Fee-Under \$500-Rqst	\$35
Lien Fee-Under \$500-Auth	\$35
Dolly Tow	\$45
Estimated Total	\$4,536

INVENTORY OF TOWED VEHICLE SFPD

GARAGE COPY

STATE ☐ CA VIN [REDACTED]		YR 02	MAKE MERZ	MO. 1	DAY 9	YEAR 23	TIME 1954
MODEL 5430	BODY TYPE 4DR	COLOR WHT	REASON FOR TOW 4000(R)KVC	CITATION NO. PD36719841		CASE NO.	
COMPLAINANT NAME SFPD		DATE MARKED - 37A		ODOMETER READING			
TOWED FROM (STREET) 177 MORRIS ST		TOWED TO (NAME AND ADDRESS) 425 1/2		TOW NO.		TOW OPERATOR 116 D(6971)	
VISIBLE PROPERTY INVENTORY, INCLUDING CONTENTS OF CONTAINERS				OFFICER (PRINT) WANTS		STAR 1572 B	
607 # 170080				☐ ARREST MADE		HOLD FOR TRAFFIC 10 min	
VEHICLE ☐ LKD ☒ UNLKD		KEY IN VEH ☐ YES ☒ NO		GLOVE COMPART ☐ LKD ☐ UNLKD		TRUNK ☐ LKD ☐ UNLKD	
VEHICLES ☐ ST LKD ☐ TRANS LKD		MISSING ☐ FRONT LIC. ☐ REAR LIC.		☐ OTHER PTS MISSING			
							
FRONT		LEFT		REAR		RIGHT	

3800-04A

20230109A0080

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

July 12, 2023

Zal Shroff
131 Steuart St., Ste. 400
San Francisco, CA 94105

RE: File Name: James Edward Ford Jr.
 File Number: 24-00034
 Incident Date: January 9, 2023
 Filed: July 8, 2023

Dear Sir or Madam:

Your correspondence was received by this office on July 8, 2023 and a review is underway. When the review has been completed, I will be in touch with you. If you have not been contacted within 30 days, you may call me directly at (415) 554-4232.

Very truly yours,

DAVID CHIU
City Attorney


Nichelle Flentroy
Claims Adjuster

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail.

* = REQUIRED ** = REQUIRED IF KNOWN

MTATOW

24-00034

1. Claimant's Name and Home Address (Please Print Clearly) * James Edward Ford Jr. Homeless City San Francisco State CA Zip Telephone Daytime Evening Cellular (415) 378-2593		2. Send Official Notices and Correspondence to: * Zal Shroff 131 Steuart St., Ste 400 City San Francisco State CA Zip 94105 Telephone Daytime Evening Cellular (415) 534-9444	
3. Date of Birth [REDACTED]	4. Social Security Number [REDACTED]	5. Date of Incident * 01/09/2023	6. Time of Incident (AM or PM) ** 7:55 PM
7. Location of Incident or Accident ** 127 Morris Street		8. Claimant Vehicle License Plate #, Type, Mileage, and Year ** [REDACTED] Mercedes Benz S-430Z, 135k, 2002	

9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss.
* See attached

Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss	Type of City Vehicle	Vehicle License Number and Bus or Train Number
** SFMTA	**	**

10. Description of Claimant's injury, property damage or loss * See attached	11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions) ITEMS * See attached \$ \$ \$ \$ \$ TOTAL AMOUNT \$ 17,000.00 Court Jurisdiction: Limited (up to \$25,000) ☒ Unlimited (over \$25,000) ☐
--	--

12. Witnesses (if any) Name	Address	Telephone
1.		
2.		

13. * [Signature] Signature of Claimant or Representative James Ford Print Name	07/08/2023 Date Self Relationship to Claimant
--	--

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)

Do Not Write In This Space

2023 JUL 12 AM 11:58
CITY & COUNTY OF SAN FRANCISCO
CONTROLLER
RECEIVED
23 JUL 10 AM 11:06
CA/FORM 02/14
0034GA

Claim Against the City and County of San Francisco

James Ford

9. Basis of Claim.

On approximately January 9, 2023, my car was towed by San Francisco Police Department (SFPD) and the San Francisco Municipal Transportation Agency (SFMTA). At the time, I was homeless and living in my vehicle. My vehicle was safely and legally parked at the time that it was towed. I was absent momentarily from my vehicle. When I returned, an SFPD officer informed me that he was towing my car. I explained that I lived in my vehicle and, if my car was towed, I would have nowhere to stay. Although the registration on my car was expired, I was present about 7-10 minutes before the car was towed and identified myself as the owner of the vehicle to the SFPD officer ordering the tow. I had previously spoken to that officer about my vehicle, so the officer knew who I was and who the car belonged to. It is my understanding that, because he knew I was the owner of the car, he had no reason to tow my car for expired registration.

The officer said that it was a crime to have expired registration, and since his dash camera had captured the expired registration, he would have to tow the vehicle. He also issued me a ticket under VC4000(a). Although I asked him not to tow my car because it had all of my belongings inside of it, he said it was not his problem and proceeded with the tow anyway.

The next day, I called the impound yard and asked if I could at least retrieve my belongings out of the car—it was my home, and all of my possessions were inside it. They told me I would have to get the permission of the officer who ordered the tow. I called again, and this time the tow yard gave me the phone number for the tow window at the courthouse. My calls to the tow window went to voicemail.

My car was ultimately scheduled to be put up for auction because I could not afford to pay the exorbitant fees necessary to get my vehicle back. And no one ever let me collect my valuable personal belongings from the vehicle. My car was not scheduled to be put up for auction until February 9, 2023. However, the car was already listed on the City's auction website on February 8. I called the tow yard and asked that they hold the car; I was directed to SFMTA. I went to SFMTA in person on February 8, 2023 but was unsuccessful in getting the auction delayed. Ultimately, my car was sold in a closed auction, apparently before the auction even started.

10. Description of Claimant's injury, property damage or loss.

My car was my home—it was what I used for shelter and also contained everything I owned. When my car was towed, I was left with nothing. I could not even get my belongings out of the car, despite multiple calls to the tow yard. This included important survival belongings like my medications, clothing, service animal paperwork, and irreplaceable items such as my father's ashes.

When I saw the officer near my car and was told of the tow, I asked what I was supposed to do, because everything I owned was in the car. He said that was not his problem. I asked if I could at least grab some of my belongings out of the car, and he said I had to hurry up. All I got was my dog's food, a few blankets, a few shirts, and a bag of toiletries. I was overwhelmed and did not know what to get in the few minutes before it was towed, so I grabbed what I could and went on my way. The rest of the

belongings catalogued below were lost and/or destroyed by the City when they seized and sold my vehicle.

11. Amount of Claimant's property damage of loss and method of computation.

ITEM	VALUE (approximate)
2 Gas Cans	\$60
Car battery chargers	\$80
Tool box	\$100
2 Car Jumper Packs	\$200
5 Designer backpacks and 4 other backpacks	\$1,000
5 skateboards	\$300
Medications	\$50
Dog clothes, bedding	\$200
Approx. 11 glasses (reading, Ray Ban sunglasses)	\$600
4 Designer belts	\$600
Over 20 Designer and Sport Team Hats	\$600
6 Designer Jackets (Ford Racing, Tupac, Raiders, Louis Vuitton, etc.)	\$1,200
9 Pairs of Designer Shoes (Louis Vuitton, Air Jordan, Fila, Converse, Adidas, Puma)	\$1,000
5 Generic Brand Pants	\$150
13 Designer jeans (Michael Kors, Dickies, Levi's)	\$400
2 Designer polos, 2 Adidas track suits, and 15 sports jerseys	\$700
Approx. 60 t-shirts	\$600
Approx. 80 undergarments (socks, underwear, tank tops)	\$400
5 JBL Bluetooth speakers	\$500
SoCal Flyer Bike	\$599
10 Tech Items (Asus chrome book, Acer gaming laptop, Sony ZV I camera, Amazon Kindle, iPad mini, iPhone 6 and 6+, Emerson projector, telescope, etc.)	\$2,000
Car parts (Honda generator, etc.)	\$1,199
Cash, bond, coins	\$300
Health items (teeth, toiletries)	\$400
Government identification and financial paperwork, credit cards	\$50
Service animal paperwork	\$50
Jewelry	\$600
Mercedes Benz S-430Z, 135k, 2002	\$7,000
Signed Raiders banner and Helmet	Priceless
Baseball, football, comic collector's cards	Priceless
Hot wheels car collection	Priceless

My father's ashes	Priceless
My father's sun glasses	Priceless
Gemstones inherited from family	Priceless
Emotional Distress	\$2,455
TOTAL	\$17,000

PROPERTY DAMAGE ONLY RELEASE

24-01584

\$1020.00

Elliott Sherman

MTATOW MTA Tow-related Matters

2024 MAR 12 AM 11:44

1300 M. M. M.

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

ONE THOUSAND TWENTY AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

February 2, 2024 at or near 1050 Taylor St., San Francisco

Voucher ID
02894687

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

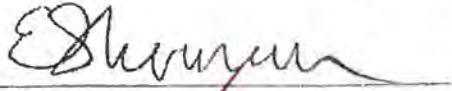
The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

553110 22260 208653 10000 1000 1719 0023

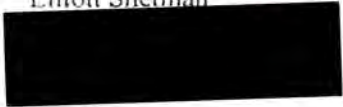
not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this
9th day of March, 2024.



Elliott Sherman



 paige Verdut
Witness to signature

PROPERTY DAMAGE ONLY RELEASE ✓

24-01584

\$1020.00

Elliott Sherman

MTATOW MTA Tow-related Matters

2024 MAR 12 AM 11:44

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

ONE THOUSAND TWENTY AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

February 2, 2024 at or near 1050 Taylor St., San Francisco

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

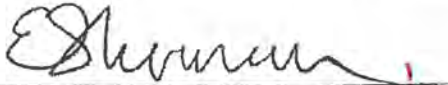
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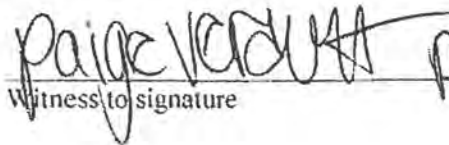
IN WITNESS WHEREOF, the undersigned have hereunto set their hands this

9th day of March, 2024.



Elliott Sherman



 paige verdult
Witness to signature

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Christine Echavia
Claims Investigator

DIRECT DIAL: (415) 554-4235
E-MAIL: CHRISTINE.ECHAVIA@SFCITYATTY.ORG

February 28, 2024

Elliott Sherman



RE: Claim of Elliott Sherman / Claim Number 24-01584

Department: MTATOW MTA Tow-related Matters
Incident Date: February 2, 2024
Claim Filed: February 23, 2024

Dear Claimant:

Enclosed are release forms that are needed to enable the City and County of San Francisco to process your settlement payment.

These documents must be completed as follows:

1. Sign and date two (2) release forms in the presence of an adult witness.
2. Obtain the signature of the adult witness on the release forms.

NOTE: If the claimant is a business, affix the corporate seal on each copy of the release OR enclose a letter on company letterhead which authorizes the person signing the release to act on behalf of the company.

3. Make a copy of the signed release form for your records.
4. Return the two (2) signed, dated release forms in the enclosed envelope.

Upon receipt of the release documents, payment will be made in the amount stated on the release and forwarded to you.

Very truly yours,

DAVID CHIU
City Attorney

A handwritten signature in blue ink, appearing to read "Christine Echavia".

Christine Echavia
Claims Investigator

Enclosure: as stated

PROPERTY DAMAGE ONLY RELEASE

24-01584

\$1020.00

Elliott Sherman

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

ONE THOUSAND TWENTY AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

February 2, 2024 at or near 1050 Taylor St., San Francisco

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

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IN WITNESS WHEREOF, the undersigned have hereunto set their hands this _____ day of _____, 20____.

Elliott Sherman



Witness to signature

Citation Details

About the citation:

Citation Number	Issue Date	Due Date	Amount Due
PD38782785	02/02/2024	03/15/2024	\$90.00

Pay
Now

Click on Citation Number above to see a copy of your ticket. If not available, you may request a copy at MTAcustomerservice@sfmta.com or 415.646.2500.

About the violation:

Violation Code	Description	Photos
TRC7.2.45	TEMP PARK RESTRTD	Citation image(s)

Information	Fee Schedule	Amount	Date Applied
Protest Decision Pending	Fine	\$90.00	02/02/2024
	Penalty 1:	\$0.00	
	Penalty 2:	\$0.00	
	Special Collections Fee:	\$0.00	
	Paid:	\$0.00	
	Total Due:	\$90.00	

Citation Details

About the citation:

Citation Number	Issue Date	Due Date	Amount Due
969912930	02/01/2024	03/14/2024	\$0.00

Click on Citation Number above to see a copy of your ticket. If not available, you may request a copy at MTAcustomerservice@sfmta.com or 415.646.2500.

About the violation:

Violation Code	Description	Photos
TRC7.2.45	TEMP PARK RESTRTD	Citation image(s)

Information	Fee Schedule	Amount	Date Applied
Review Decision: 02/22/2024	Fine	\$90.00	02/01/2024
Result: Protest Denied	Penalty 1:	\$0.00	
Hearing Decision Pending	Penalty 2:	\$0.00	
	Special Collections Fee:	\$0.00	
	Paid:	\$90.00	02/22/2024
	Total Due:	\$0.00	

[Back](#)[Cancel](#)

**SFMTA****Issued To:**
ELLIOTT SHERMAN**Receipt Date:** 02/04/2024 04:45 PM
Receipt Number: 3811643
Tow Reference Number: 20240202A0028
Status: RELEASED
Release Authorized Until: 02/04/2024 09:03 PM
Release Authorized By: ErnestineT**Authorized By**
Police Dept. - San Francisco**Stored By**
City and County of San Francisco Impound
450 7th Street
San Francisco, CA 94103
+1 (415) 865-8200

VEHICLE		TOW	LOT	
ID:	6675000	Dispatched Time:	Name: 450 7th Street Section: Main Lot	
Make:	KIA	On Site Time:		
Model:	OPTIMA	Completed Time:		
Year:	2015	Tow Origin:		
Color:	WHITE	Equipment Type:		
Body:	4 DOOR	Tow Reason:		
License:		TRC7.2.45-TRC7.2.45 - TEMP PARK		
VIN:		RESTRTD		
		Tow Destination:		
Fee Description		Qty.	Price	Total
1st Day Storage-PassVeh		1	\$62.00	\$62.00
City Admin Fee - Excluding Citations		1	\$347.00	\$347.00
Passenger Vehicle Storage		2	\$74.00	\$148.00
Tow Passenger Vehicle		1	\$286.00	\$286.00
City Admin Fee - First Tow Reduction		1	-\$54.00	-\$54.00
Dolly Tow		1	\$51.00	\$51.00
			Total:	\$840.00
		CREDIT CARD:	004923	\$840.00
		Total Paid:		\$840.00
		Balance:		\$0.00

- This receipt is proof of payment of vehicle towing and storage fees paid to the City and County of San Francisco for violations of on-street parking ordinances under the San Francisco Transportation Code.
 - You may contest the towing of your vehicle within 30 days from date of tow, as follows:
 - For tows initiated by SFMTA, go to www.sfmta.com/ContestTow, call (415) 761-5400, OR go to the SFMTA Customer Service Center at 11 South Van Ness Avenue, San Francisco.
 - For tows initiated by SFPD, go to www.sanfranciscopolice.org/towed-vehicle-information, call (415) 553-1819, OR go to the SFPD at 850 Bryant Street, Room 154, San Francisco.
- Hours: 9am to 3pm, Monday through Friday.
- Customer must pay separately any amounts owing for parking citations.
 - If you qualify for, but did not receive, reduced towing or storage fees for First Tow or Low-Income customers, you may seek reimbursement of a portion of the fees paid. You must seek reimbursement within 30 days from date of tow. For more information, go to www.sfmta.com/FirstTow.

Upon request, you are entitled to receive a copy of the Towing Fees and Access Notice



NO STOPPING

← **100 FEET** →

LOCATION:

1002-1098 TAYLOR ST

DATE & TIME: **ENFORCED DAILY**

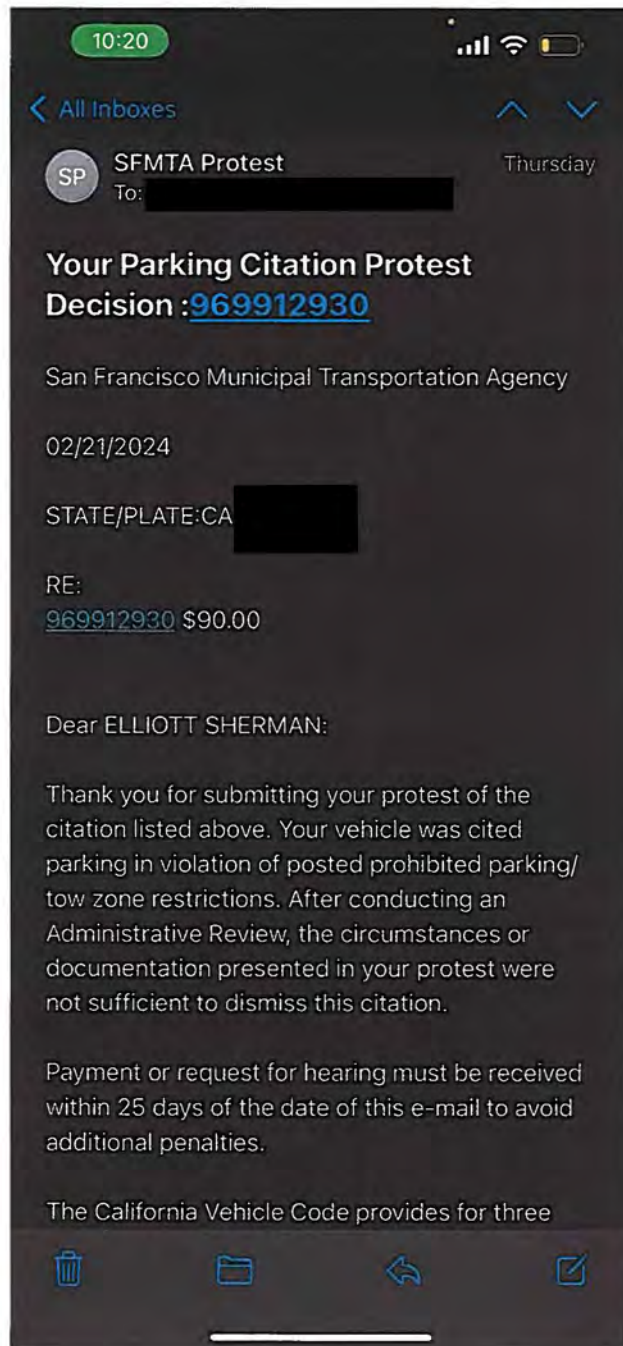
2/1/24 to 2/2/24
6:00 AM to 11:59 PM

PERMIT INFORMATION:
SFMTA Case #: 954066
Corporate Event

TEMPORARY EVENT
Questions? 415.701.2311
Towed? 415.553.1200



SFMTA





STATE CA		LICENSE NUMBER [REDACTED]							
TAB 8	24	[REDACTED]							
MO	YR	1	2	3	4	5	6	7	P

NOTICE OF PARKING VIOLATION **PD 38782785**

MAKE KIA	DATE 2-2-24	TIME CHECKED 0615	TIME ISSUED 0916
BODY 4D	LOCATION (APPROX.) OF VIOLATION 1050 TAYLOR		
COLOR WNZ	I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT EXECUTED AT THE PLACE ON THE DATE SHOWN ABOVE.		

VIN [REDACTED]	VNVTW ☐	COMPANY I	BADGE NUMBER 4267
--------------------------	--------------------------------	---------------------	-----------------------------

Checkbox	1	2	3	4	5	6	7
Violation	REG V4000A	NO PLATES V5207	DOUBLE PARKING V22500H	ON SIDEWALK V22500F	RED ZONE TRC7.2.25	PARKING RESTRICTIONS TRC7.2.42	NO PARK 10PM TO 6AM PK6.01G
Penalty	\$209	\$121	\$108	\$108	\$108	\$108	\$23
Checkbox	8	9	10	11	12	13 2	14
Violation	PARKING OVER 18 INCH FROM CURB V22502A	FIRE HYDRANT V22514	BUS ZONE V22500I	ON CROSSWALK V22500B	IN FRONT OF DRIVEWAY V22500E	TEMP PARK RESTRTD TRC7.2.45	PARKING PUBLIC PROPERTY TRC7.2.43
Penalty	\$82	\$108	\$380	\$108	\$108	\$90	\$84
Checkbox	15	16	17	18	19	20	21
Violation	PARKING PROHIBITED DOWNTOWN TRC7.2.40	PARKING PROHIBITED OUT DOWNTOWN TRC7.2.41	W/IN 3 FT OF DP ACCESS RAMP V22522	BLK WHLCNR ACCESS TO SDWLK V22500L	SPACE FOR DISABLED V22507 8A	PARKING ON GRADES TRC7.2.35	WHITE ZONE TRC7.2.27
Penalty	\$108	\$108	\$298	\$444	\$444	\$63	\$108

OFFICER SIGNATURE 			
NOTE: FAILURE TO PAY PARKING FINES MAY SUBJECT MOTOR VEHICLE TO SEIZURE (CVC22651(i))			
O T H E R	CODE	SECTION	PENALTY
			\$
			\$
DESCRIPTION: (DETAILS OF VIOLATION) Sr. Mth Case 954 066 MICHAEL ADRIAN RILEY			
DO NOT MAIL CASH FINE INCLUDES STATE SURCHARGES			



Internet Generated Constituent Dispute Form

Date: 02/22/2024
Time: 11:26:00 AM

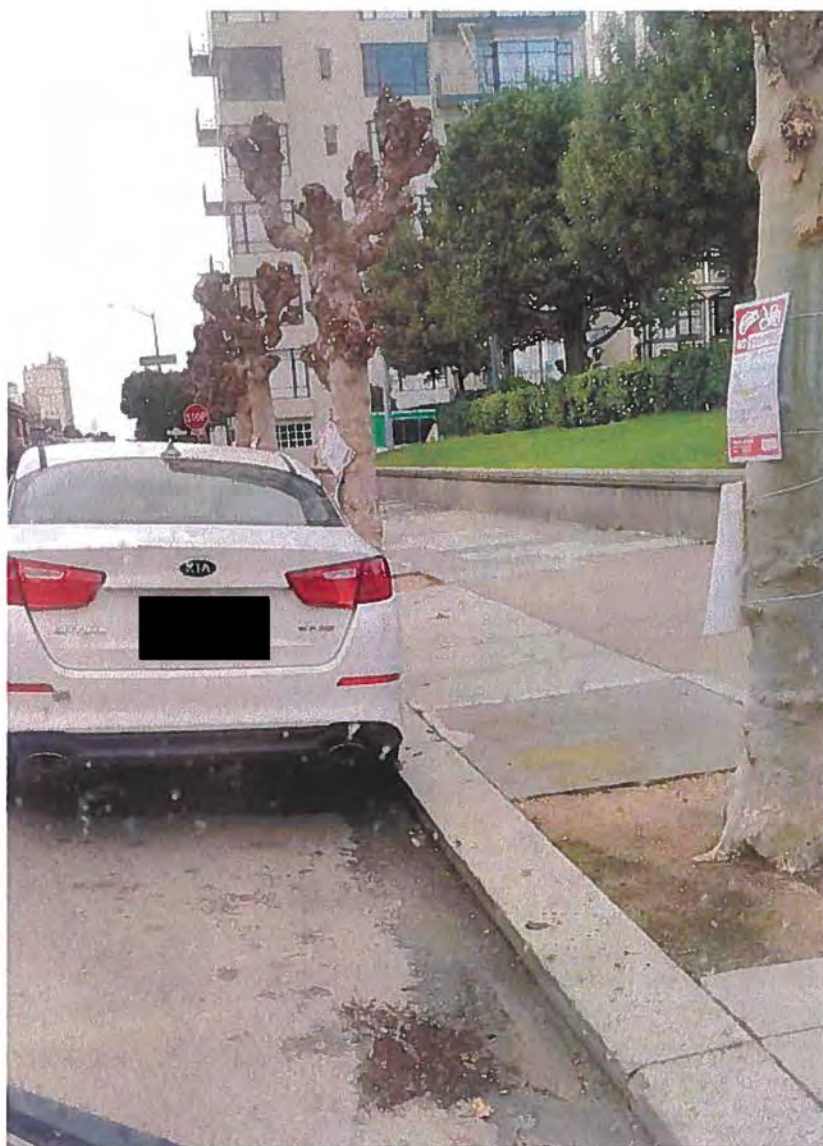
Plate#: [REDACTED]
Reg State: [REDACTED]
TicketNo: [REDACTED]

FirstName: Elliott
LastName: Sherman
Address: [REDACTED]
City: [REDACTED]
State: [REDACTED]
ZipCode: [REDACTED]
Email: [REDACTED]

Description of Dispute:

I parked my car on 1/31 when there was no enforced, or upcoming restricted signage. SFMTA requires Temporary No Parking signs to be posted no less than 72 hours prior to enforcement. This signage was not posted when I parked. I understand that at the time of citation, there was an enforced sign, BUT that was no the case when I parked less than 48 hours prior. Attached are photos of the signage that was still posted on 2/1. I hope you can take into consideration the fault of the duty to post signage with ample notice.







Posting Restrictions

Start times for moving requests must begin no earlier than 7am and end no later than 10pm daily.

For unmetered areas, "No Parking" signs must be posted no less than seventy-two (72) hours prior to the enforcement start time. For metered spaces, "No Parking" signs must be posted no less than twenty-four (24) hours prior to the enforcement start time. Temporary no parking signs do not supersede existing parking and traffic regulations, like street cleaning signs, No Stopping signs, No Parking signs, or Red Color Curb zones.

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Christine Echavia
Claims Investigator

DIRECT DIAL: (415) 554-4235
E-MAIL: CHRISTINE.ECHAVIA@SFCITYATTY.ORG

February 26, 2024

Elliott Sherman



RE: File Name: Elliott Sherman
 File Number: 24-01584
 Incident Date: February 2, 2024
 Filed: February 23, 2024

Dear Sir or Madam:

Your correspondence was received by this office on February 23, 2024 and a review is underway. When the review has been completed, I will be in touch with you. If you have not been contacted within 30 days, you may call me directly at (415) 554-4235.

Very truly yours,

DAVID CHIU
City Attorney

A handwritten signature in blue ink, appearing to read "Christine Echavia", with a stylized flourish below it.

Christine Echavia
Claims Investigator

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail.

* = REQUIRED ** = REQUIRED IF KNOWN

MTATOW

24-01584

1. Claimant's Name and Home Address (Please Print Clearly) * Elliott Sherman [REDACTED]		2. Send Official Notices and Correspondence to: * San Francisco Police Department Serious Traffic Offender Program City San Francisco State CA Zip Telephone Daytime 415-678-3625 Evening Cellular	
3. Date of Birth [REDACTED]	4. Social Security Number [REDACTED]	5. Date of Incident * 2/2/2024	6. Time of Incident (AM or PM) ** 09:20 AM
7. Location of Incident or Accident ** 1050 Taylor St		8. Claimant Vehicle License Plate #, Type, Mileage, and Year ** KIA 4D, 70000 2015	

9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss.

* I was wrongfully towed on 2/2/24 as the Temporary signage was not posted 72 hours prior to enforcement. I parked my car on 1/30/24 when there was no restricted signage posted. Attached are photos of the signage that was posted during the preceding 72 hours. I am requesting that my tow charges and fines be reimbursed, as I was not given adequate notice of parking restrictions. The photos attached are evidence that the signage for dates 2/1 - 2/2 were in fact, NOT posted on 2:50pm 2/1.

Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss	Type of City Vehicle	Vehicle License Number and Bus or Train Number
**	**	**

10. Description of Claimant's injury, property damage or loss

* This claim is to be reimbursed for tow fee charges, parking tickets, and emotional distress that accompanied a wrongful tow and retrieval of property. Also my time valued for dealing with retrieval of property.

11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions)

ITEMS	
* Tow fees	\$ 840.00
citation 1	\$ 90.00
citation 2	\$ 90.00
emotional distress for time	\$ 500.00
TOTAL AMOUNT	\$ 1,520.00

Court Jurisdiction: Limited (up to \$25,000) ☐
Unlimited (over \$25,000) ☐

[REDACTED] Kia Optima 2015

12. Witnesses (if any) Name	Address	Telephone
1.		
2.		

13. * [Signature] Signature of Claimant or Representative Elliott Sherman Print Name	Date 2/12/24 self Relationship to Claimant
---	--

Do Not Write In This Space

24 FEB 23 AM 10:10

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)

CA/FORM 02/14

1607GR

Temp signage
posting rules



Posting Restrictions

Start times for moving requests must begin no earlier than 7am and end no later than 10pm daily.

For unmetered areas, "No Parking" signs must be posted no less than seventy-two (72) hours prior to the enforcement start time. For metered spaces, "No Parking" signs must be posted no less than twenty-four (24) hours prior to the enforcement start time. Temporary no parking signs do not supersede existing parking and traffic regulations, like street cleaning signs, No Stopping signs, No Parking signs, or Red Color Curb zones.

NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.

Payment or request for administrative review is required **within 21 days** or further penalties may be assessed.

CITATION # **969912930**

Date		Time Issued	
2/1/24		2:50 PM	
License Number		Time Checked	
[REDACTED]			
State	Month	Year	
CA	08	2024	
VIN			
3110			
Vehicle Make	Body	Color	
KIA	4D	WHI	
Location		Meter #	
1002 TAYLOR ST			
Officer		Badge #	
S.G.		0283	
IN VIOLATION OF SECTION: TRC7.2.45 TEMP PARK RESTRTD			
AMOUNT DUE:		\$90.00	

009000 969912930

COMMENTS:

100FT 2002-TAYLOR ST 1/26/24-1/28/24
6AM-1159 PM CASE NO 954058

PHOTO ON FILE

PROD 4/20

CERTIFICATE OF CORRECTION

STAR
NO.

OFFICER'S SIGNATURE CVC: 4000(a) 5200 5201(a) 5201(b) 5201(c) 5204

Photo taken on 2/1/24 by C.G. 0283

citation 969912930 : evidence that

temp. No stopping was not
posted more than
72 hours prior
to enforcement

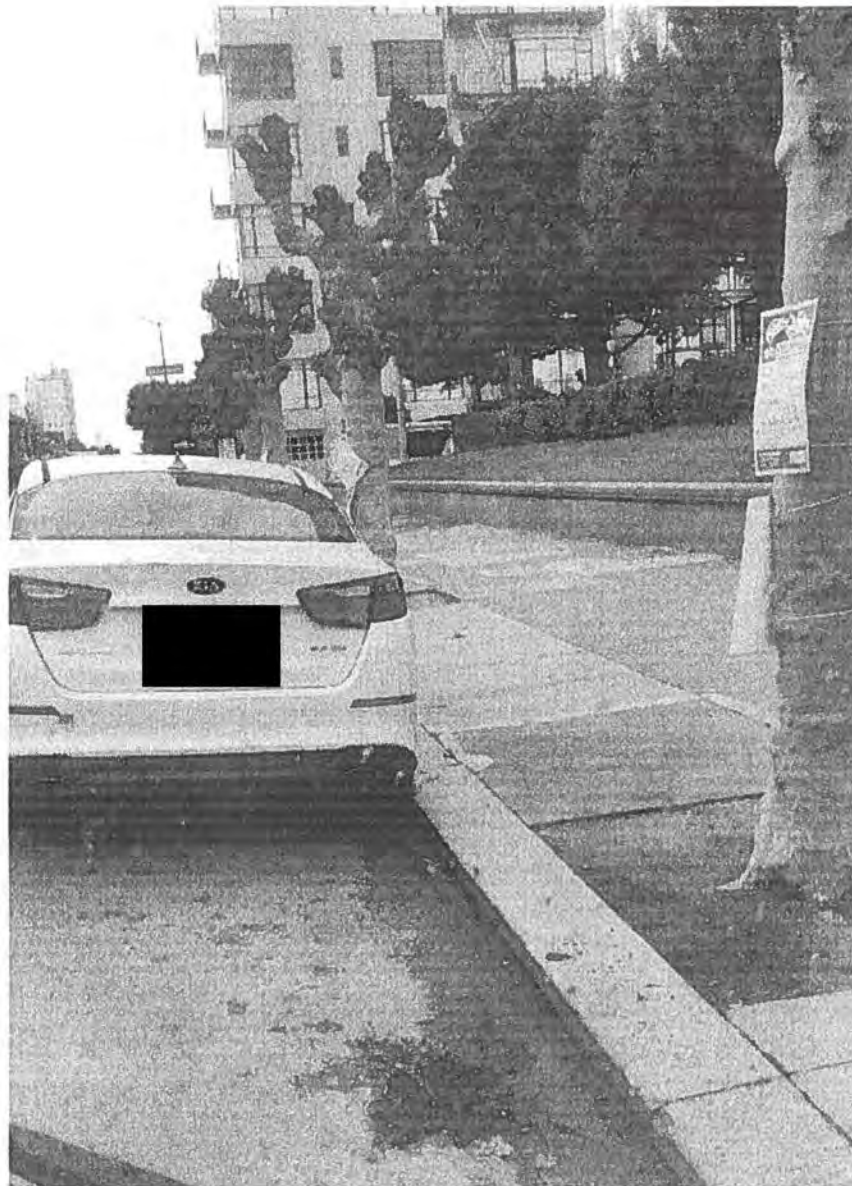


photo taken on 2/1/24 by 809 0283

citation 9699 12930

evidence that temp no stopping
was not posted more than

72 hours prior
to enforcement



AD

PROPERTY DAMAGE ONLY RELEASE

24-02556/ ✓

\$840.00 ✓

Phil Benzinger ✓

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

EIGHT HUNDRED FORTY AND 00/100 DOLLARS ✓

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

November 21, 2023 at or near 62 18th Ave., SF

Voucher 1D 0312 322

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

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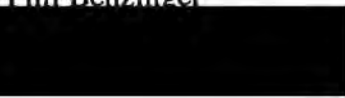
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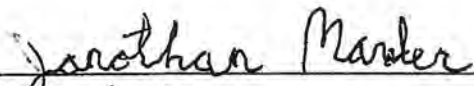
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IN WITNESS WHEREOF, the undersigned have hereunto set their hands this
23RD day of AUGUST, 2024.



Phil Benzinger





Witness to signature

2024 SEP -9 PM 2:50

CITY ALTY. 1390 MARKET ST.

PROPERTY DAMAGE ONLY RELEASE

24-02556/

\$840.00

Phil Benzinger

MTATOW MTA Tow-related Matters

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EIGHT HUNDRED FORTY AND 00/100 DOLLARS

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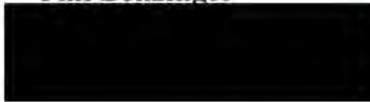
The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

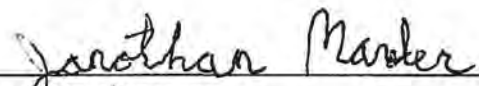
not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this 23rd day of AUGUST, 2024.


Phil Benzinger




Witness to signature

2024 SEP -9 PM 2:50
CITY ATTORNEY
1390 MARKET ST.

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

July 8, 2024

Phil Benzinger

RE: Claim of Phil Benzinger / Claim Number 24-02556

Department: MTATOW MTA Tow-related Matters
Incident Date: November 21, 2023
Claim Filed: June 26, 2024

Dear Claimant:

Enclosed are release forms that are needed to enable the City and County of San Francisco to process your settlement payment.

These documents must be completed as follows:

1. Sign and date two (2) release forms in the presence of an adult witness.
2. Obtain the signature of the adult witness on the release forms.

NOTE: If the claimant is a business, affix the corporate seal on each copy of the release OR enclose a letter on company letterhead which authorizes the person signing the release to act on behalf of the company.

3. Make a copy of the signed release form for your records.
4. Return the two (2) signed, dated release forms in the enclosed envelope.

Upon receipt of the release documents, payment will be made in the amount stated on the release and forwarded to you.

Very truly yours,

DAVID CHIU
City Attorney

Nichelle Flentroy
Claims Adjuster

Enclosure: as stated

PROPERTY DAMAGE ONLY RELEASE

24-02556/

\$840.00

Phil Benzinger

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

EIGHT HUNDRED FORTY AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

November 21, 2023 at or near 62 18th Ave., SF

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

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The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this

_____ day of _____, 20____.

Phil Benzinger



Witness to signature

INVENTORY OF TOWED VEHICLE SFMTA		CA [REDACTED]		MAKE MISS		MO. 11	DAY 21	YEAR 23	TIME 1415
MODEL ALTINA		BODY TYPE 2		COLOR GRAY		REASON FOR TOW VC 22051 0		CITATION NO.	
[REDACTED]		COMPLAINANT NAME		MARKED - 37A		CASE NO. A0063			
TOWED FROM (STREET) 41-18th AVE		TOWED TO (NAME AND ADDRESS) RCFJ 450-7th ST		TOW NO.		TOW OPERATOR		TK LIC. NO. [REDACTED]	
VISIBLE PROPERTY INVENTORY, INCLUDING CONTENTS OF CONTAINERS				OFFICER (PRINT)		BADGE NO. CO.			
water bottle				EXPIRED FEB 8, 208		[REDACTED]			
A0063				RT, NE, DT		HOLD FOR		OTHER PTS MISSING	
VEHICLE		KEY IN VEH		GLOVE COMPART		TRUNK		VEHICLES	
☒ LKD ☐ UNLKD		☐ YES ☒ NO		☐ LKD ☐ UNLKD		☐ LKD ☐ UNLKD		☐ ST LKD ☐ TRANS LKD	
☒ FRONT LIC		☒ REAR LIC		☐ ARREST MADE		☐ MISSING		☐ OTHER PTS MISSING	
FRONT		LEFT		REAR		RIGHT		3000-04	



Issued To:
PHILIP BENZINGER

Receipt Date: 11/23/2023 01:34 PM
Receipt Number: 3724000
Tow Reference Number: 20231121A0063
Status: RELEASED
Release Authorized Until: 11/23/2023 05:40 PM
Release Authorized By: ErnestineT



Authorized By
SF Municipal Transportation
Agency

Stored By
City and County of San Francisco Impound
450 7th Street
San Francisco, CA 94103
+1 (415) 865-8200

VEHICLE		TOW	LOT
ID:	6453182	Dispatched Time: 11/21/2023 01:51 PM	Name: 450 7th Street Section: Main Lot
Make:	NISSAN	On Site Time: 11/21/2023 02:04 PM	
Model:	ALTIMA	Completed Time: 11/21/2023 03:00 PM	
Year:	2012	Tow Origin: 41 18th Ave	
Color:	GRAY	Equipment Type: Reg-Dolly	
Body:	2 DOOR	Tow Reason: SCOF/651.O-SCOF/651.O - Scofflaw - Expired Registration	
License:	- NO PLATE		
VIN:		Tow Destination:	

Fee Description	Qty.	Price	Total
1st Day Storage-PassVeh	1	\$62.00	\$62.00
City Admin Fee - Excluding Citations	1	\$347.00	\$347.00
Passenger Vehicle Storage	2	\$74.00	\$148.00
Tow Passenger Vehicle	1	\$286.00	\$286.00
City Admin Fee - First Tow Reduction	1	-\$54.00	-\$54.00
Dolly Tow	1	\$51.00	\$51.00
		Total:	\$840.00
		CREDIT CARD: 02386R	\$840.00
		Total Paid:	\$840.00
		Balance:	\$0.00

- This receipt is proof of payment of vehicle towing and storage fees paid to the City and County of San Francisco for violations of on-street parking ordinances under the San Francisco Transportation Code.
 - You may contest the towing of your vehicle within 30 days from date of tow, as follows:
 - For tows initiated by SFMTA, go to www.sfmta.com/ContestTow, call (415) 701-5400, OR go to the SFMTA Customer Service Center at 11 South Van Ness Avenue, San Francisco.
 - For tows initiated by SFPD, go to www.sanfranciscopolice.org/towed-vehicle-information, call (415) 553-1819, OR go to the SFPD at 850 Bryant Street, Room 154, San Francisco.
- Hours: 9am to 3pm, Monday through Friday.
- Customer must pay separately any amounts owing for parking citations.
 - If you qualify for, but did not receive, reduced towing or storage fees for First Tow or Low-Income customers, you may seek reimbursement of a portion of the fees paid. You must seek reimbursement within 30 days from date of tow. For more information, go to www.sfmta.com/FirstTow.

Upon request, you are entitled to receive a copy of the Towing Fees and Access Notice



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.

Payment or request for administrative review is required within 21 days or further penalties may be assessed.

CITATION # **968460312**

Date		Time Issued	
11/21/2023		1:54 PM	
Licensee Number		Time Checked	
State	Month	Year	
CA	NA	NA	
VIN			
Vehicle Make	Body	Color	
NISS	2D	GY	
Location		Meter #	
41 18TH AVE			
Officer		Badge #	
M.G.		0085	
IN VIOLATION OF SECTION:			
VC5200			
NO PLATES			
AMOUNT DUE:			
\$ 121			

COMMENTS:

**NO PLATES, CORRECTABLE
CITATION SEE REVERSE SIDE**

PHOTO ON FILE

CERTIFICATE OF CORRECTION

STAR
NO.

OFFICER'S SIGNATURE CVC: 4000(a) 5200 5201(a) 5201(b) 5201(c) 5204



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.

Payment or request for administrative review is required within 21 days or further penalties may be assessed.

CITATION # **968460323**

Date		Time Issued	
11/21/2023		1:56 PM	
License Number		Time Checked	
State	Month	Year	
CA	NA	NA	
VIN			
[REDACTED]			
Vehicle Make	Body	Color	
NISS	2D	GY	
Location		Meter #	
41 18TH AVE			
Officer		Badge #	
M.G.		0085	
IN VIOLATION OF SECTION:			
VC4000A			
Expired Registration			
AMOUNT DUE:			
\$ 209			

COMMENTS:

**EXP REG CORRECTABLE, VEH
W/EXP REG OVER 6 MONTHS MAY
BE TOWED. EXP 2/8/2018**

CERTIFICATE OF CORRECTION

STAR
NO.

OFFICER'S SIGNATURE CVC: 4000(a) 5200 5201(a) 5201(b) 5201(c) 5204



CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

June 28, 2024

Phil Benzinger

RE: File Name: Phil Benzinger
 File Number: 24-02556
 Incident Date: November 21, 2023
 Filed: June 26, 2024

Dear Sir or Madam:

Your correspondence was received by this office on June 26, 2024 and a review is underway. When the review has been completed, I will be in touch with you. If you have not been contacted within 30 days, you may call me directly at (415) 554-4232.

Very truly yours,

DAVID CHIU
City Attorney

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

For Nichelle Flentroy
Claims Adjuster

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail. Electronic submissions are not accepted.

24-02556

* = REQUIRED ** = REQUIRED IF KNOWN

MTADW

1. Claimant's Name and Home Address (Please Print Clearly) * PHIL BENZINGER [REDACTED]		2. Send Official Notices and Correspondence to: * City _____ Zip _____ Telephone Daytime _____ Evening _____ Cellular _____ Email _____	
3. Date of Birth [REDACTED]	4. Social Security Number [REDACTED]	5. Date of Incident * 11/21/23	6. Time of Incident (AM or PM) ** 10AM
7. Location of Incident or Accident ** 67 18 th AVENUE SAN FRANCISCO		8. Claimant Vehicle License Plate #, Type, Mileage, and Year ** [REDACTED] (OREGON TEMP) 1ZDK, 2012	
9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss. * CAR WAS TOWED FOR "SCOFFLAW" WHILE DISPLAYING VALID PLATES CITATIONS 968460323 AND 968460312 ARE DISMISSED NEED TOWING FEES REFUNDED + EXPENSES			
Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss ** UNKNOWN		Type of City Vehicle ** DAT CART	Vehicle License Number and Bus or Train Number ** ?
10. Description of Claimant's Injury, property damage or loss * \$840 TOWING FEES \$857 TRAVEL EXPENSES		11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions) ITEMS * _____ \$ _____ _____ \$ _____ _____ \$ _____ _____ \$ _____ TOTAL AMOUNT \$ 1697- Court Jurisdiction: Limited (up to \$35,000) ☐ Unlimited (over \$35,000) ☐	
12. Witnesses (if any) Name		Address	
1. _____		_____	
2. _____		_____	
13. * [Signature] Signature of Claimant or Representative		6/22/24 Date	
Print Name of Claimant or Representative		Relationship to Claimant	

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)

Do Not Write In This Space

RECEIVED
24 JUN 27 PM 2:32
CITY & COUNTY OF
SAN FRANCISCO
CONTROLLER
CITY ATTORNEY'S OFFICE
SAN FRANCISCO
RECEIVED
CA FORM 01/14
26456K

PD

PROPERTY DAMAGE ONLY RELEASE

25-00147/

\$863.00

Todd L. Barrett

MTATOW MTA Tow-related Matters ✓

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

EIGHT HUNDRED SIXTY THREE AND 00/100 DOLLARS ✓

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

Voucher ID: 03086185

April 15, 2024 at or near 2295 17th Ave., SF

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

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The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

MTA

553110-22260-208653-10000-1000179-0023

n:\claim\cl2024\25-00147\01775576.docx

not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

6th IN WITNESS WHEREOF, the undersigned have hereunto set their hands this August day of 2024. ✓

T. Barrett
Todd L. Barrett



Adri Kallies
Witness to signature

2024 AUG -7 PM 2:58

CITY ATTORNEY
1390 MARKET ST
SAN FRANCISCO, CA 94102

PROPERTY DAMAGE ONLY RELEASE

25-00147/

\$863.00

Todd L. Barrett

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

EIGHT HUNDRED SIXTY THREE AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

April 15, 2024 at or near 2295 17th Ave., SF

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IN WITNESS WHEREOF, the undersigned have hereunto set their hands this
6th day of August, 2024.



Todd L. Barrett



Witness to signature

2024 AUG -7 PM 2:58

1390 MARKET ST.
SAN FRANCISCO, CA 94102



May 17, 2024

Notice of Parking Violation Hearing Decision

TODD LANSCEN BARRETT

Payment: IFP
Citation #: 973222773
Date of Hearing: 05/07/2024
Decision: HEARING DENIED-NOTPD

Amount Due: \$79.00
Violation Code: TRC7.2.29
Violation Desc: PARKING OVER 72HRS
Date of Violation: 04/15/2024
VLN: [REDACTED]

Dear TODD LANSCEN BARRETT:

California Vehicle Code section 40215 provides that a properly filled-out citation creates a presumption that the violation occurred. This presumption can be overcome by the submission of sufficient and credible evidence. A mere assertion that the violation did not occur is insufficient to dismiss a ticket.

A hearing was initiated in response to your protest. Your vehicle was cited for a parking prohibited for more than 72 hours violation. Per your hearing, you protested this citation based on the contention that you called 311 and was informed that you were parked within sign compliance. You further stated that officer with badge number 12 said that parking within 72 hours do not include weekends and resets every Monday of the week. You asserted that you believe the notice and the wheels were issued and marked on the day of the citation issuance since the street was not marked - per PCO notes.

Your testimony was given consideration. However, an investigation was conducted regarding the citation policy and procedures for this violation. The officer responded to a complaint on 4/10/24 at 1249 hours. The vehicle and citation location were properly marked by chalk, the 72 Hour abandoned auto notice was attached to the vehicle, and a copy was filed with the Department of Parking & Traffic records. The officer came back on 04/15/24 and determined that the vehicle has not been moved, so a citation was issued. Photos are not required to establish the violation. Compliance was met by the citing officer and the department. Although photos are not required, the PCO took photos (enclosed). Additionally, per TRC7.2.29, it is prohibited to park or leave standing any vehicle on any public street or highway for more than 72 **consecutive** hours.

After reviewing all the evidence, including the citation, your testimony, the PCO photos and all applicable local and state laws, I find the citation valid.

You must pay the penalty within fifteen (15) working days following the date of this notice to avoid additional penalties and clear this citation. You may remit payment by one of the following:

By Internet: www.sfmta.com/paycitation Visa, MasterCard, American Express, Discover Card or debit cards (Visa and MasterCard only)

By Tele phone: Call (415) 701-3099 or (outside 415 area code) (800)531-7357 Visa, MasterCard, American Express, Discover Card or debit cards (Visa and MasterCard only)

☎ 311 (Outside SF 415.701.2311; TTY 415.701.2323) Free language assistance / 免費語言協助 / Ayuda gratis con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 지원 / Libreng tulong para sa wikang Filipino / การช่วยเหลือทางด้านภาษาโดยไม่เสียค่าใช้จ่าย / خط المساعدة المجاني على الرقم

By Mail: Send payment to *SFMTA, P.O. Box 7718, San Francisco, CA 94120-7718*. Please write the citation number on your check or money order.

In Person: SFMTA, 11 South Van Ness Avenue, San Francisco, CA – Monday-Friday, 8:00 a.m. to 5:00 p.m. Payments can be made in person with cash, Visa, MasterCard, or debit cards only. The Customer Service Center does not accept Discover or American Express.

If you do not agree with my decision, you may request a mail or in-person de novo hearing with a traffic commissioner in Superior Court. **You must request a hearing within 30 days of this notice.** For mail hearings: please include a copy of this letter and the \$25 filing fee for each separate citation number, payable in check or money order to San Francisco Superior Court, along with any pertinent documents or testimony you would like to present by correspondence. If the traffic commissioner rules in your favor, the \$25 will be refunded.

Everything should be mailed to:

Traffic Commissioner
San Francisco Superior Court
Traffic Fines Bureau
Room 145, Hall of Justice
850 Bryant Street
San Francisco CA 94103

For In-Person Hearings: Bring this letter with you to 850 Bryant Street, Room 145, weekdays from 8:30 a.m. to 12:30 p.m. Please call the Court at (415) 551-8550 to confirm hours of operation. A hearing will be scheduled for a future date, and the SFMTA will forward the case file to the Court upon the Court's request. There is a \$25 filing fee for each separate citation number. If the commissioner rules in your favor, the \$25 will be refunded.

Respectfully,



J. Law
Hearing Officer



☎ 311 (Outside SF 415.701.2311; TTY 415.701.2323) Free language assistance / 免費語言協助 / Ayuda gratis con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 지원 / Libreng tulong para sa wikang Filipino / การช่วยเหลือทางด้านภาษาโดยไม่เสียค่าใช้จ่าย / خط المساعدة المجاني على الرقم



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.
Payment or request for administrative review is required within 21 days or further penalties may be assessed.

CITATION # **973222773**

Date	Time Issued	
4/16/2024	2:16 PM	
License Number	Time Checked	
[REDACTED]		
State	Month	Year
CA	03	2025
VIN	[REDACTED]	
Whole Make	Body	Color
MERZ	4D	GY
Location	Meter #	
[REDACTED]		
Officer	Badge #	
M.E.	0120	
BY VIOLATION OF SECTION: TRC7.2.29 PARKING OVER 72HR AMOUNT DUE: \$ 79		

COMMENTS:

MARKED ON 04/10/2024 @ 1249 HRS
BY #120, TIRES AND STREET STILL
MARKED, COMPLAINT(SR#18096

PHOTO ON FILE

CERTIFICATE OF CORRECTION

ISSUED
BY
OFFICER'S SIGNATURE (VIC 42004) 6:30P 6:20P 6:20P 6:20P 6:20P 6:20P

☎ 311 (Outside SF 415.701.2311; TTY 415.701.2323) Free language assistance / 免費語言協助 / Ayuda gratis con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 지원 / Libreng tulong para sa wikang Filipino / การช่วยเหลือทางด้านภาษาโดยไม่เสียค่าใช้จ่าย / خط المساعدة المجاني على الرقم

SFMTA Hearings Section 11 South Van Ness Avenue, San Francisco, CA 94103 (415) 646-2016
hearingsgeneral@sfmta.com



May 17, 2024

Notice of Tow Hearing Decision

TODD LANSCEN BARRETT

Re: Protest of vehicle tow and/or storage for [REDACTED]

Date of Tow: April 15, 2024

Reason for Tow: TRC7.2.29 Parking over 72 hours

Date of Hearing: 05/07/2024

Dear TODD LANSCEN BARRETT:

Your vehicle was cited and towed for a parking prohibited for more than 72 hours violation on 04/15/2024 at 2295 17th Avenue. A hearing was initiated in response to your protest. Your vehicle was cited for a parking prohibited for more than 72 hours violation. Per your hearing, you protested this citation based on the contention that you called 311 and was informed that you were parked within sign compliance. You further stated that officer with badge number 12 said that parking within 72 hours do not include weekends and resets every Monday of the week. You asserted that you believe the notice and the wheels were issued and marked on the day of the citation issuance since the street was not marked - per PCO notes.

Your testimony and documentation were given consideration. However, an investigation was conducted regarding the tow and citation procedures and policy review for this violation. Vehicles cannot be parked at the same public street space for more than 72 consecutive hours. In this case, the officer met compliance with the tow, violation, and citation. Prior to the tow date, the vehicle was properly marked by chalk, a 72 Hour abandoned auto notice was attached to the vehicle, and a copy was filed with the Department of Parking & Traffic records. Photos are not required to establish the violation. Compliance was met by the Department of Parking & Traffic. In a tow hearing, the only issue to be considered is whether or not the tow is a legal tow.

After reviewing all the evidence, including the citation, your testimony, and all applicable local and state laws, I find the tow and storage valid. Your request for a refund is denied.

If you do not agree with my decision, you may file a government tort claim with the Controller's Office within one (1) year of the tow date. The claim form is enclosed. It should be returned to the Controller's Office at the address indicated on the form.

Respectfully,

A handwritten signature in black ink, appearing to be 'J. Law', is written above the name.

J. Law
Hearing Officer

Enclosure: Claim Form

☎ 311 (Outside SF 415.701.2311; TTY 415.701.2323) Free language assistance / 免費語言協助 / Ayuda gratis con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 지원 / Libreng tulong para sa wikang Filipino / การช่วยเหลือทางภาษาโดยไม่เสียค่าใช้จ่าย / خط المساعدة المجاني على الرقم

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail.

* = REQUIRED ** = REQUIRED IF KNOWN

1. Claimant's Name and Home Address (Please Print Clearly) * 			2. Send Official Notices and Correspondence to: * 		
City _____ State _____ Zip _____ Telephone _____ Daytime _____ Evening _____ Cellular _____			City _____ State _____ Zip _____ Telephone _____ Daytime _____ Evening _____ Cellular _____		
3. Date of Birth **		4. Social Security Number **		5. Date of Incident *	
7. Location of Incident or Accident **				6. Time of Incident (AM or PM) **	
8. Claimant Vehicle License Plate #, Type, Mileage, and Year **					

9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss.
 *

Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss **	Type of City Vehicle **	Vehicle License Number and Bus or Train Number **
--	----------------------------	--

10. Description of Claimant's injury, property damage or loss * 	11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions) ITEMS <table style="width: 100%;"> <tr><td style="width: 80%;">* _____</td><td style="width: 20%; text-align: right;">\$ _____</td></tr> <tr><td>_____</td><td style="text-align: right;">\$ _____</td></tr> <tr><td>_____</td><td style="text-align: right;">\$ _____</td></tr> <tr><td>_____</td><td style="text-align: right;">\$ _____</td></tr> <tr><td>_____</td><td style="text-align: right;">\$ _____</td></tr> </table> TOTAL AMOUNT \$ _____ Court Jurisdiction: Limited (up to \$25,000) ☐ Unlimited (over \$25,000) ☐	* _____	\$ _____	_____	\$ _____	_____	\$ _____	_____	\$ _____	_____	\$ _____
* _____	\$ _____										
_____	\$ _____										
_____	\$ _____										
_____	\$ _____										
_____	\$ _____										

12. Witnesses (If any) Name	Address	Telephone
1. _____	_____	_____
2. _____	_____	_____

13. * <table style="width: 100%;"> <tr> <td style="width: 60%;">Signature of Claimant or Representative</td> <td style="width: 40%;">Date</td> </tr> <tr> <td>Print Name</td> <td>Relationship to Claimant</td> </tr> </table>	Signature of Claimant or Representative	Date	Print Name	Relationship to Claimant	Do Not Write In This Space
Signature of Claimant or Representative	Date				
Print Name	Relationship to Claimant				

CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)

A COMPLETED CLAIM FORM AND SUPPORTING DOCUMENTATION MUST BE FILED WITH THE
CONTROLLER'S OFFICE, CLAIMS DIVISION, 1390 MARKET STREET, 7TH FLOOR, SAN FRANCISCO, CA 94102-5402

INSTRUCTIONS FOR FILING A CLAIM

Failure to complete all sections of the Claim form will delay the processing of your claim
and result in the return or denial of your claim.

- 1. Claimant's Name, Address and Telephone**-State the full name, mailing address, and telephone numbers of the person claiming personal injury, damage or loss.
- 2. Official Notices and Correspondence**-Provide the name, mailing address, and telephone numbers of the person to whom all official notices and other correspondence should be sent, if other than claimant. This official contact person can be the claimant or a representative of the claimant. If this section is completed, all official notices and correspondence will be sent to the person listed.
- 3. Date of Birth**-State claimant's date of birth including month, day, and year.
- 4. Social Security Number**-State the claimant's social security number. The Federal Government requires the City to report settlements for present or future medical care. This information will be kept confidential and only shared with the Federal Government. The City is unable to process payment without this information.
- 5. Date of Incident**-State the exact month, day, and year of the incident giving rise to the claim.
- 6. Time of Incident**-State the exact time, including A.M. or P.M., of the incident giving rise to the claim.
- 7. Location of Incident of Accident**-Include the city and exact street address or intersection where the incident occurred.
- 8. Claimant Vehicle License Plate Number**-Please provide license plate number of vehicle driven by claimant or in which claimant was a passenger.
- 9. Basis of Claim**-State in detail all facts supporting your claim, including all facts and circumstances of the incident, all alleged injuries, property damage and loss, all persons, entities, property and City departments involved, and why you believe the City is responsible for the alleged injury, property damage or loss. In the appropriate boxes, provide the name, I.D. number and City department of the City employee(s) who allegedly caused the injury or property damage, the type of City vehicle involved (if any), and the license and number of the City vehicle involved (if any). For accidents involving a bus or light rail vehicle, please provide the line and vehicle number.
- 10. Description of Injury, Property Damage or Loss**-Provide in full detail a description of the injury, property damage or loss that allegedly resulted from the incident. If claimant's vehicle was involved, provide the make, model, mileage, and year. You may attach additional material.
- 11. Amount of Loss and Method of Computation**-State the total amount of money you claim in damages. Provide a breakdown of each item of damages and how that amount was computed. You may include future, anticipated expenses or losses. Please attach copies of all bills, receipts and repair estimates. If the claim involves property damage, please provide two repair estimates. The Government Code provides that if the claim is for less than \$10,000, the claimant must state the total amount claimed and the basis of this computation. If the claim exceeds \$10,000, no dollar amount need be provided, but the claimant must indicate the applicable court jurisdiction. Limited civil jurisdiction cases are those involving damages under \$25,000; unlimited civil jurisdiction cases are those involving damages of \$25,000 or more.
- 12. Witnesses**-State the names, addresses, and telephone numbers of any persons who witnessed the incident. Attach list of additional names if necessary.
- 13. Signature of Claimant or Representative**-Please sign and date. Print name of signatory and relationship to claimant. The claim must be signed by the claimant or by the official representative of the claimant.

Claims for death or injury to persons or damage to personal property must be filed within six months after the incident giving rise to the claim. All other claims must be filed within one year.

Personal service of claims can be accomplished during regular business hours, Monday through Friday (excluding County holidays). If you want a time stamped copy of your claim returned to you, please present an original and copy of the claim, and include a self-addressed stamped envelope.

For information on the status of your claim, please call the applicable number listed below:

WATER DEPARTMENT	554-3900	PORT OF SAN FRANCISCO	554-3900	PUC SEWER	554-3952
MUNICIPAL RAILWAY	554-3900	S.F. INTERNATIONAL AIRPORT	(650) 821-5073	DEPT. OF PUBLIC WORKS	554-3952
OTHER DEPARTMENTS	554-3900	CONTROLLER'S CLAIM DIVISION	554-3833	DEPT. OF BLDG. INSPECTION	554-3952

We Do Not Accept claims for the following agencies:

- | | | |
|---|--|----------------|
| 1. HOUSING AUTHORITY | 1815 Egbert Avenue, S.F., CA 94124 | (415) 715-3280 |
| 2. SAN FRANCISCO UNIFIED SCHOOL DISTRICT | 555 Franklin Street, 2nd Fl, S.F., CA, 94102 | (415) 241-6000 |
| 3. SAN FRANCISCO COMMUNITY COLLEGE DISTRICT | 50 Phelan Avenue, S.F., CA 94112 | (415) 239-3556 |

Please be advised that the City and County of San Francisco may offset against a claim any amounts owed by the claimant, including unpaid hospital bills, unpaid parking and traffic tickets and welfare reimbursements or overpayments.

WAIVERS

Experiencing homelessness? Low-income?

**You may be eligible for
certain waivers**

Here's how to qualify:

1) Present a current benefit card



2) Obtain the form for eligibility verification from a customer service representative

More information about this program can be
found at sfmta.com/LowIncomeTow.
Or call 415.865.8200 or 415.646.2200

REDUCTION

First time tow?

**You may be eligible for a reduction of the administrative
fee if your vehicle was never previously towed by the
SFMTA or SFPD. Go to sfmta.com/FirstTow to find out
more.**

*All businesses, including partnerships, trusts, for profit corporations, and nonprofit corporations are
excluded

SFMTA.com/Towed



Subject: In-Person Tow Hearing 973222773 Barrett
Location: Microsoft Teams Meeting

Start: Tue 5/7/2024 11:30 AM
End: Tue 5/7/2024 12:00 PM

Recurrence: (none)

Meeting Status: Accepted

Organizer: HearingsGeneral
Required Attendees: [REDACTED]; SFMTA Hearings - DO-NOT-REPLY

Todd Barrett

[REDACTED]
In-Person Tow Hearing [REDACTED]
[REDACTED]

Tow Date: 04/15/2024

Tow Reason: Parking Over 72HRS

Microsoft Teams [Need help?](#)
Meeting ID: 251 368 071 919

Passcode: IX957B
[Join the meeting now](#)

Dial-in by phone

[REDACTED]

For organizers: [Meeting options](#) [Reset dial-in PIN](#)



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.

Payment or request for administrative review is required within 21 days or further penalties may be assessed.

CITATION # **973222773**

Date		Time Issued	
4/15/2024		2:16 PM	
License Number		Time Checked	
[REDACTED]			
State	Month	Year	
CA	03	2025	
VIN			
[REDACTED]			
Vehicle Make	Body	Color	
MERZ	4D	GY	
Location		Meter #	
[REDACTED]			
Officer		Badge #	
M.E.		0120	
IN VIOLATION OF SECTION: TRC7.2.29 PARKING OVER 72HR			
AMOUNT DUE: \$ 79			

COMMENTS:

**MARKED ON 04/10/2024 @ 1249 HRS
BY #120, TIRES AND STREET STILL
MARKED, COMPLAINT(SR#18096**

PHOTO ON FILE

CERTIFICATE OF CORRECTION

STAR
NO.

OFFICER'S SIGNATURE CVC: 4000(a) 5200 5201(a) 5201(b) 5201(c) 5204

Complaint

This vehicle may be in violation of Section 7.2.29 of the San Francisco Transportation Code prohibiting any vehicle from being parked or left standing on any public street for more than 72 hours.

This vehicle may be cited and/or towed if not moved by:

MONTH 04 DAY 15 YEAR 2024

If this vehicle is inoperable, please contact a private tow operator to have it relocated to an off-street location.

Please contact 311 or (415) 701-2311 if you need more time to move your vehicle.

Do you have parking tickets that you cannot afford to pay? ☐ Yes ☒ No

SFMTA has community service or payment plan options. Discounts/fee waivers are available for people with low incomes or experiencing homelessness.

Vehicle Relocation Information

Vehicle ID: 2125354 Case #: 2125354

Vehicle Type: Car Color: Black

License Plate: 2125354

Owner Name: 2125354

Officer Name: 2125354

Vehicle Relocation Date: 04/15/2024

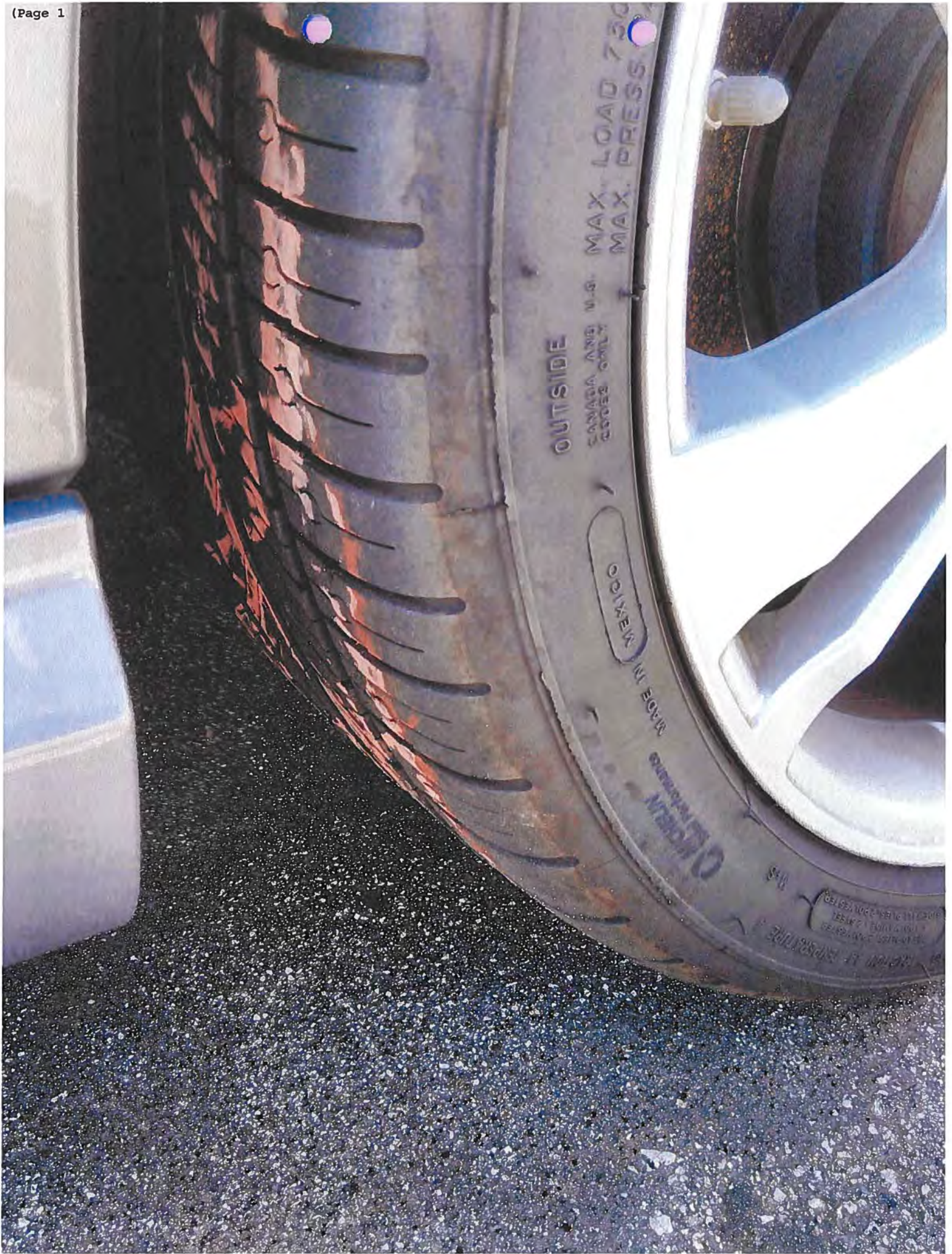
Vehicle Relocation Time: 10:00 AM

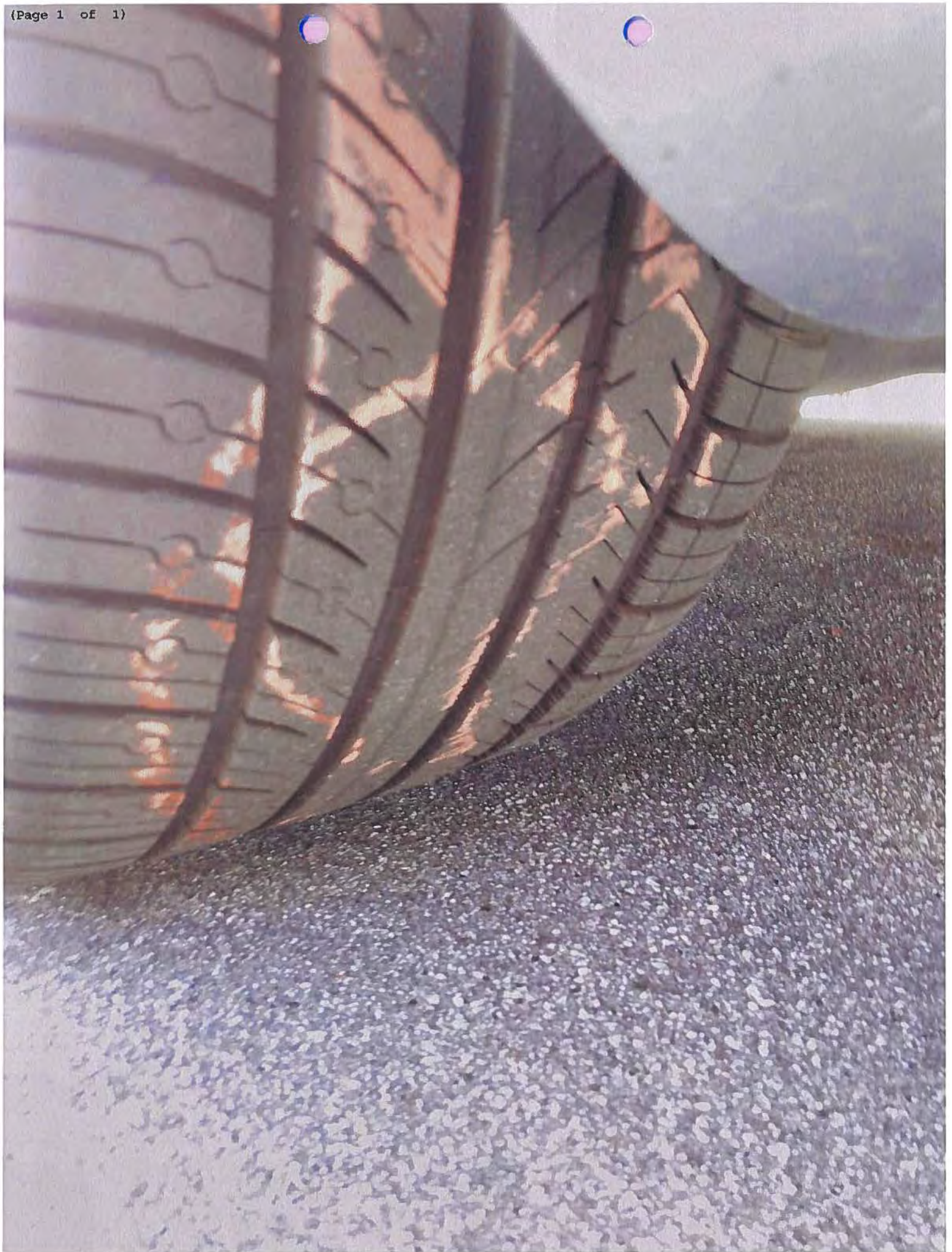
Vehicle Relocation Location: 2125354

Vehicle Relocation Status: 2125354

Vehicle Relocation Notes: 2125354







2024 0415 A0072



Issued To:
TODD BARRETT



Receipt Date: 04/18/2024 02:12 PM
Receipt Number: 3899976
Tow Reference Number: 20240415A0072
Status: RELEASE PENDING
Release Authorized Until: 04/18/2024 06:18 PM
Release Authorized By: CarlosP



Authorized By
SF Municipal Transportation
Agency

Stored By
City and County of San Francisco Impound
450 7th Street
San Francisco, CA 94103
+1 (415) 865-8200

VEHICLE		TOW	LOT
ID:	6901973	Dispatched Time: 04/15/2024 02:12 PM	Name: Bayshore Section: L20 Info: org635
Make:	MERCEDES	On Site Time: 04/15/2024 02:28 PM	
Model:	E CLASS	Completed Time: 04/15/2024 02:59 PM	
Year:	2013	Tow Origin: 2295 17th Ave	
Color:	GRAY	Equipment Type: Reg-Flatbed	
Body:	4 DOOR	Tow Reason: TRC7.2.29-TRC7.2.29 - PARKING OVER 72HR	
License:		Tow Destination:	
VIN:			

Fee Description	Qty.	Price	Total
1st Day Storage-PassVeh	1	\$62.00	\$62.00
City Admin Fee - Excluding Citations	1	\$347.00	\$347.00
Passenger Vehicle Storage	3	\$74.00	\$222.00
Tow Passenger Vehicle	1	\$286.00	\$286.00
City Admin Fee - First Tow Reduction	1	-\$54.00	-\$54.00
Flatbed Tow	1	\$0.00	\$0.00
		Total:	\$863.00
		CREDIT CARD(VISA):	018596
		Total Paid:	\$863.00
		Balance:	\$0.00

- No refunds. The City and County of San Francisco (CCSF) is not acting as a merchant. CCSF is a governmental agency enforcing the law. No goods were sold that can be returned.
- This receipt is proof of payment of vehicle towing and storage fees paid to CCSF for violations of the law.
- You may contest the towing of your vehicle within 30 days from date of tow, as follows:
 - For tows initiated by SFMTA, go to www.sfmta.com/ContestTow, call (415) 701-5400, OR go to the SFMTA Customer Service Center at 11 South Van Ness Avenue, San Francisco.
 - For tows initiated by SFPD, go to www.sanfranciscopolice.org/towed-vehicle-information or call (415) 553-1819. Hours: 9am to 3pm, Monday through Friday.
- Customer must pay separately any amounts owing for parking citations.
- If you qualify for, but did not receive, reduced towing or storage fees for First Tow or Low-Income customers, you may seek reimbursement of a portion of the fees paid. You must seek reimbursement within 30 days. For more information, go to www.sfmta.com/LowIncomeTow

Upon request, you are entitled to receive a copy of the Towing Fees and Access Notice

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

July 29, 2024

Todd L. Barrett

RE: Claim of Todd L. Barrett / Claim Number 25-00147

Department: MTATOW MTA Tow-related Matters
Incident Date: April 15, 2024
Claim Filed: July 25, 2024

Dear Claimant:

Enclosed are release forms that are needed to enable the City and County of San Francisco to process your settlement payment.

These documents must be completed as follows:

1. Sign and date two (2) release forms in the presence of an adult witness.
2. Obtain the signature of the adult witness on the release forms.

NOTE: If the claimant is a business, affix the corporate seal on each copy of the release OR enclose a letter on company letterhead which authorizes the person signing the release to act on behalf of the company.

3. Make a copy of the signed release form for your records.
4. Return the two (2) signed, dated release forms in the enclosed envelope.

Upon receipt of the release documents, payment will be made in the amount stated on the release and forwarded to you.

Very truly yours,

DAVID CHIU
City Attorney

Nichelle Flentroy
Claims Adjuster

Enclosure: as stated

PROPERTY DAMAGE ONLY RELEASE

25-00147/

\$863.00

Todd L. Barrett

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

EIGHT HUNDRED SIXTY THREE AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

April 15, 2024 at or near 2295 17th Ave., SF

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this _____ day of _____, 20____.

Todd L. Barrett



Witness to signature

CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

July 26, 2024

Todd L. Barrett

RE: File Name: Todd L. Barrett
 File Number: 25-00147
 Incident Date: April 15, 2024
 Filed: July 25, 2024

Dear Sir or Madam:

Your correspondence was received by this office on July 25, 2024 and a review is underway. When the review has been completed, I will be in touch with you. If you have not been contacted within 30 days, you may call me directly at (415) 554-4232.

Very truly yours,

DAVID CHIU
City Attorney


For Nichelle Flentroy
Claims Adjuster

CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

Before completing this form please read the instructions on the back. Untimely claims will be returned. Please submit this form and supporting documentation to the **Controller's Office, Claims Division, 1390 Market Street, 7th Floor, San Francisco, CA 94102** in person or by mail.

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MTATOW

25-00147

1. Claimant's Name and Home Address (Please Print Clearly) * Todd L. Barrett		2. Send Official Notices and Correspondence to: * Todd L. Barrett	
3. Date of Birth [REDACTED]		4. Social Security Number [REDACTED]	
5. Date of Incident * 4/15/2024		6. Time of Incident (AM or PM) ** 2:16pm	
7. Location of Incident or Accident ** [REDACTED]		8. Claimant Vehicle License Plate #, Type, Mileage, and Year [REDACTED]	
9. Basis of Claim. State in detail all facts and circumstances of the incident. Identify all persons, entities, property and City departments involved. State why you believe the City is responsible for the alleged injury, property damage or loss. * Judge Northway found that the violation that led to tow did not occur and therefore tow was invalid and therefore \$863 in tow fees must be refunded (see attached minute order and receipts.)			
Name, I.D. Number and City Department of City Employee who allegedly caused injury or loss ** officer M.E. Badge 0120		Type of City Vehicle **	Vehicle License Number and Bus or Train Number **
10. Description of Claimant's injury, property damage or loss * \$863 in tow fees		11. Amount of Claimant's property damage or loss and method of computation. Attach supporting documentation. (See Instructions) ITEMS * tow fees \$ \$863 TOTAL AMOUNT \$ Court Jurisdiction: Limited (up to \$25,000) ☐ Unlimited (over \$25,000) ☐	
12. Witnesses (if any) Name		Address	
1. _____		_____	
2. _____		_____	
13. Signature of Claimant or Representative * Todd L. Barrett		Date 7/25/24	
Print Name Todd L. Barrett		Relationship to Claimant Self	
CRIMINAL PENALTY FOR PRESENTING A FALSE OR FRAUDULENT CLAIM IS IMPRISONMENT OR FINE OR BOTH. (PENAL CODE §72)		Do Not Write In This Space CITY & COUNTY OF SAN FRANCISCO CONTROLLER 24 JUL 25 PM 1:04 RECEIVED CITY & COUNTY OF SAN FRANCISCO CITY ATTORNEY'S OFFICE 2024 JUL 26 9:09 AM CA FORM 02/14 0153GR	

INSTRUCTIONS FOR FILING A CLAIM

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| 2. SAN FRANCISCO UNIFIED SCHOOL DISTRICT | 555 Franklin Street, 2nd Fl, S.F., CA, 94102 | (415) 241-6000 |
| 3. SAN FRANCISCO COMMUNITY COLLEGE DISTRICT | 33 Gough Street, S.F., CA 94103 | (415) 241-2234 |

Please be advised that the City and County of San Francisco may offset against a claim any amounts owed by the claimant, including unpaid hospital bills, unpaid parking and traffic tickets and welfare reimbursements or overpayments.



SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
TRAFFIC DIVISION
850 BRYANT STREET, ROOM 145
SAN FRANCISCO, CA 94103

TODD L BARRETT

Citation: PAP-2024-973222773

MINUTE ORDER AND NOTICE OF DECISION
PARKING CITATION DE NOVO HEARING
(VEHICLE CODE SEC 40230)

The Court Orders

The Court finds the Contestant committed the violation. The parking penalty must be paid in full. The filing fee shall not be reimbursed.¹

The Court finds the Contestant committed the violation. However, based on the mitigating circumstances presented during the de novo hearing, the parking penalty is suspended. The filing fee shall not be reimbursed.

(For violations of VC 22507.8 ONLY) The Court finds the Contestant committed a violation of Vehicle Code section 22507.8. Pursuant to Vehicle Code section 42001.13(c), the parking penalty is suspended.² The filing fee shall not be reimbursed.³

The Court finds the Contestant did NOT commit the violation, or that extenuating circumstances make dismissal of the citation appropriate in the interest of justice. The matter is remanded to the issuing agency to refund parking penalties that have been paid and reimburse the filing fee.⁴

This Order covers the citation parking penalties and court filing fee. Other fines and fees, including tow fees related to this matter, are not covered by this Order.

Date: 4/25/24


Judicial Officer

DIANE NORTHWAY

NOTICE:

Make citation payment to:

Issuing Agency at their official address

Payment is due 15 days from the date of this order. This form must accompany the payment.

¹ Cal. Gov. Code § 70615.

² The Court may suspend the fine for a violation of Vehicle Code section 22507.8 where the Court finds that the contestant legally possessed a valid special identification license plate or disabled placard, at the time of the offense, but failed to display it properly. Vehicle Code § 42001.13(c).

³ Cal. Vehicle Code § 40230(b).

⁴ Cal. Vehicle Code § 40230(b).

Form Rev 010518



Issued To:
TODD BARRETT



Receipt Date: 04/18/2024 02:12 PM
Receipt Number: 3899976
Tow Reference Number: 20240415A0072
Status: RELEASE PENDING
Release Authorized Until: 04/18/2024 06:18 PM
Release Authorized By: CarlosP



Authorized By: SF Municipal Transportation Agency
Stored By: City and County of San Francisco Impound
450 7th Street
San Francisco, CA 94103
+1 (415) 865-8200

VEHICLE		TOW	LOT
ID:	0001977	Dispatched Time: 04/15/2024 02:12 PM	Name: Bayshore Section: 120 Info: org635
Make:	MERCEDES	On Site Time: 04/15/2024 02:28 PM	
Model:	C-CLASS	Impound Time: 04/15/2024 02:28 PM	
Year:	2013	Tow Origin: 2205 17th Ave	
Color:	GRAY	Equipment Type: Reg-Flatbed	
Body:	1 DOOR	Tow Reason: TRC7.2.29 TRC7.2.29 PARKING OVER 72HR	
License:		Tow Destination:	
VIN:			

Fee Description	Qty.	Price	Total
1st Day Storage-Flat/Veh	1	\$62.00	\$62.00
City Admin Fee - Excluding Citations	1	\$347.00	\$347.00
Passenger Vehicle Storage	3	\$74.00	\$222.00
Tow Passenger Vehicle	1	\$286.00	\$286.00
City Admin Fee - First Tow Reduction	1	-\$54.00	-\$54.00
Flatbed Tow	1	\$0.00	\$0.00
		Total:	\$863.00
		CREDIT CARD(VISA): 018596	\$863.00
		Total Paid:	\$863.00
		Balance:	\$0.00

- No refunds. The City and County of San Francisco (CCSF) is not acting as a merchant. CCSF is a governmental agency enforcing the law. No goods were sold that can be returned.
- This receipt is proof of payment of vehicle towing and storage fees paid to CCSF for violations of the law.
- You may contest the towing of your vehicle within 30 days from date of tow, as follows:
 - For tows initiated by SFMTA, go to www.sfmta.com/ContestTow, call (415) 701-5400, OR go to the SFMTA Customer Service Center at 11 South Van Ness Avenue, San Francisco.
 - For tows initiated by SFPD, go to www.sanfranciscopolice.org/towed-vehicle-information or call (415) 553-1619, Hours: 9am to 2pm, Monday through Friday.
- Customers must pay separately any amounts owing for parking citations.
- If you qualify for but did not receive reduced towing or storage fees for First Tow or Low-Income customers, you may seek reimbursement of a portion of the fees paid. You must seek reimbursement within 30 days. For more information, go to www.sfmta.com/LowIncomeTow

Upon request, you are entitled to receive a copy of the Towing Fees and Access Notice



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.

Payment or request for administrative review is required within 21 days or further penalties may be assessed.

973222773

CITATION #

Date		Time Issued	
4/15/24		2:16 PM	
License Number		Time Checked	
[REDACTED]			
State	Month	Year	
CA	03	2025	
V [REDACTED]			
Vehicle Make	Body	Color	
MERZ	40	GRY	
[REDACTED]		Meter #	
[REDACTED]		[REDACTED]	
Officer	Badge #		
M.L.	0120		
VIOLATION: PARKING OVER 72HR			
AMOUNT DUE: \$79.00			

COMMENTS:

MARKED ON 04/10/2024 @ 1249 HRS BY #100,
TIRES AND STREET STILL MARKED,
COMPLAINT(SR#18096136)
PHOTO ON FILE

CERTIFICATE OF CORRECTION

STAR
NO.

OFFICER'S SIGNATURE CVC: 4000(a) 5200 5201(a) 5201(b) 5201(c) 5204

973222773 007900

San Francisco Municip
Transportation Agenc
Citations/RFP

06/03/2024 11:42AM C75PS012-0

Plate: [REDACTED]

***** PAYMENT RECEIPT *

Ticket Amount Due 6

973222773 79.00

-----TOTALS-----

Total Fines

Total Penalties

Total Paid

Amount Tendered

-----NO CHANGE FOR CUSTO

Method Of Payment: Credit Ca



NOTICE OF PARKING CITATION

The vehicle described below is illegally parked in violation of the section referenced below.

Payment or request for administrative review is required within 21 days or further penalties may be assessed.

973222773

CITATION #

4/15/24		Time Issued 2:16 PM	
License Number [REDACTED]		Time Checked	
State CA	Month 03	Year 2025	
[REDACTED]			
Vehicle Make MERZ	Body 40	Color GRY	
[REDACTED]		Meter #	

973222773 007900

San Francisco Municipal
Transportation Agency
Citations/RPP

06/03/2024 11:42AM C75PS012-0035

Plate: [REDACTED]
***** PAYMENT RECEIPT *****
Ticket Amount Due Amount Paid
973222773 79.00 79.00

-----TOTALS-----
Total Fines 79.00
Total Penalties .00
Total Paid 79.00
Amount Tendered 79.00

-----NO CHANGE FOR CUSTOMER-----

Method Of Payment: Credit Card 79.00

CUSTOMER COPY

\$79.00

SALE AMOUNT

Card #: [REDACTED]
Chip Card: [REDACTED]
AID: [REDACTED]
Seq #: 20
Batch #: 356
INVOICE
Approval Code: 003647
Entry Method: 21
Mode: 356
Contactless Issuer

SFMTA CUSTOMER SVC CTR
11 S VAN NESS AVE
SAN FRANCISCO, CA 94103
CREDIT CARD
VISA SALE
06-03-2024 11:42:17

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
400 MCALLISTER STREET, SAN FRANCISCO, CA 94102-4514

TIM CHANG

PLAINTIFF (S)

VS.

CITY AND COUNTY OF SAN FRANCISCO

DEFENDANT (S)

SMALL CLAIMS ORDER

NO.: CSM-22-866090

**Small Claims Order of Dismissal
of Entire Action**

The court orders dismissal of the entire action without prejudice.

No appearances by Plaintiff.

DATED: Feb 14, 2023

JUDGE PRO TEM

Judicial Officer

I, the undersigned, certify that I am an employee of the Superior Court of California, County Of San Francisco and not a party to the above-entitled cause and that on Feb 14, 2023 I served the foregoing Small Claims Order of Dismissal of Entire Action on each party appearing in propria persona by causing a copy thereof to be enclosed in a postage paid sealed envelope and deposited in the United States Postal Service mail box located at 400 McAllister Street, San Francisco CA 94102-4514 pursuant to standard court practice.

Dated : FEB-14-2023

By: DAU

TIM CHANG



CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102

CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102



Superior Court of California
County of San Francisco
Small Claims Division
400 McAllister Street, Room 103
San Francisco, CA 94102

CITY ATTYS CLERK
1300 MARKET ST.

2023 FEB 15 PM 2:09

N. Elenthorp



US POSTAGE PAID PITNEY BOWES



ZIP 94103 \$ 000.60⁰
02 4W
0000346600 FEB 14 2023

9410235406 C013



CITY AND COUNTY OF SAN FRANCISCO



DAVID CHIU
City Attorney

OFFICE OF THE CITY ATTORNEY

Nichelle Flentroy
Claims Adjuster

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

December 1, 2022

Tim Chang
[REDACTED]

RE: Claim of Tim Chang / Claim Number 23-00407

Department: MTATOW MTA Tow-related Matters
Incident Date: July 2, 2022
Claim Filed: September 13, 2022

Dear Claimant:

Enclosed are release forms that are needed to enable the City and County of San Francisco to process your settlement payment.

These documents must be completed as follows:

1. Sign and date two (2) release forms in the presence of an adult witness.
2. Obtain the signature of the adult witness on the release forms.

NOTE: If the claimant is a business, affix the corporate seal on each copy of the release OR enclose a letter on company letterhead which authorizes the person signing the release to act on behalf of the company.

3. Make a copy of the signed release form for your records.
4. Return the two (2) signed, dated release forms in the enclosed envelope.

Upon receipt of the release documents, payment will be made in the amount stated on the release and forwarded to you.

Very truly yours,

DAVID CHIU
City Attorney

Maden Green For Nichelle Flentroy

Nichelle Flentroy
Claims Adjuster

Enclosure: as stated

PROPERTY DAMAGE ONLY RELEASE

23-00407/

\$722.00

Tim Chang

MTATOW MTA Tow-related Matters

For and in consideration of the agreement by the City and County of San Francisco (hereinafter "the City") to pay the sum of:

SEVEN HUNDRED TWENTY TWO AND 00/100 DOLLARS

the undersigned, and each of them, hereby release and discharge the City, all agents, employees, departments, commissioners, and officers thereof, of and from claims or causes of action for property damages heretofore sustained, suspected or unsuspected, in law or in equity, of every kind and character, we or either of us have, or our successors, assigns, heirs, executors, or administrators may hereafter have against them, or any of them, resulting from an incident occurring on or about

July 2, 2022 at or near 4345 Cabrillo St., SF

The undersigned represents that either (a) there are no liens which may attach to the settlement amount or to any recovery paid to the undersigned, or (b) to the extent there are any such liens, the undersigned will pay all such liens out of the settlement amount.

The undersigned agrees to defend, indemnify and hold harmless the City against any and all property damage claims by any person or entity purporting to hold any lien, interest, or other property damage claim involving the undersigned in connection with the incident which is the subject of this agreement.

The undersigned certifies that he/she has read Section 1542 of the California Civil Code, which provides that a:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS THAT THE CREDITOR OR RELEASING PARTY DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE AND THAT, IF KNOWN BY HIM OR HER, WOULD HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR OR RELEASED PARTY.

The undersigned hereby waives application of Section 1542 of the Civil Code to property damage claims. The undersigned understands and acknowledges that as a consequence of this waiver of Section 1542, even if the undersigned should incur additional property damages in any way related to the incident which is the subject of this agreement, the undersigned will not be permitted to make any further claims against the City to recover for such damages.

The undersigned acknowledges that he/she intends these consequences even as to claims for property damage that may exist as of the date of this Release but which the undersigned does

not know exist, and which, if known, would materially affect the undersigned's decision to execute this Release, regardless of whether the undersigned's lack of knowledge is the result of ignorance, oversight, error, negligence, or any other cause.

It is further understood that this settlement is the compromise of a disputed property damage claim and that the payment is not to be construed as an admission of liability on the part of the City and County of San Francisco, or any of its agents, employees, departments, commissioners or officers, by whom liability is expressly denied.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this _____ day of _____, 20____.

Tim Chang



Witness to signature

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
400 MCALLISTER STREET, SAN FRANCISCO, CA 94102-4514

TIM CHANG

SMALL CLAIMS ORDER

PLAINTIFF (S)

VS.

NO.: CSM-22-866090

CITY AND COUNTY OF SAN FRANCISCO

Small Claims - Continue Order

DEFENDANT (S)

The Court orders this case continued per request of defendant to Feb-14-2023 at 10:00 am in Department 506, 400 McAllister Street San Francisco, CA 94102.

Court grants continuance as *FINAL Continuance*. Defendant will have to present an adjuster familiar with the case at the next court date.

DATED: Nov 30, 2022

MICHELLE TONG

Judicial Officer

Lit # 230 235

2022 DEC -5 AM 8:49

CITY ATTORNEY'S OFFICE
1390 MARKET ST.

Mail

I, the undersigned, certify that I am an employee of the Superior Court of California, County Of San Francisco and not a party to the above-entitled cause and that on Nov 30, 2022 I served the foregoing Small Claims - Continue Order on each party appearing in propria persona by causing a copy thereof to be enclosed in a postage paid sealed envelope and deposited in the United States Postal Service mail box located at 400 McAllister Street, San Francisco CA 94102-4514 pursuant to standard court practice.

Dated : NOV-30-2022

By: DAU

TIM CHANG



CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102

CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102



Superior Court of California
County of San Francisco
Department # 506
100 McAllister Street, Room 103
San Francisco, CA 94102

CITY ATT'Y'S OFFICE
1390 MARKET STREET

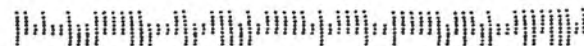
2022 DEC -5 AM 8:35



US POSTAGE PAID PITNEY BOWES

ZIP 94103 \$ 000.57⁰
02 1W
0001396604 DEC 01 2022

9410235406 C013



11/30

I, the undersigned, certify that I am an employee of the Superior Court of California, County Of San Francisco and not a party to the above-entitled cause and that on Nov 16, 2022 I served the foregoing Notice of Time and Place on the sheriff and each party appearing in propria persona by causing a copy thereof to be enclosed in a postage paid sealed envelope and deposited in the United States Postal Service mail box located at 400 McAllister Street, San Francisco CA 94102-4514 pursuant to standard court practice.

Dated : NOV-16-2022

By: LTAUALA

TIM CHANG



CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102

CITY ATTY'S OFFICE
1390 MARKET ST.
2022 NOV 18 PM 3:30

LT # 276235

CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO**
400 MCALLISTER STREET, SAN FRANCISCO, CA 94102-4514

TIM CHANG

SMALL CLAIMS DIVISION

PLAINTIFF (S)

VS.

NO.: CSM-22-866090

CITY AND COUNTY OF SAN FRANCISCO

Notice of Time and Place

DEFENDANT (S)

The above cause has been set for hearing Nov-30-2022 at 1:30 pm in Department 506, 400 McAllister Street San Francisco, California REMAINS THE SAME

DATED: Nov 16, 2022

LTAUALA

Clerk of the Superior Court

SC-152**Order on Request to Postpone Trial**

Clerk stamps here when form is filed.

On (date): NOV 15 2022 (name): CCSF
 filed a request to postpone the trial in this case.

The court orders:

① ☐ The Request to Postpone Trial is approved, and the court orders the trial is postponed as indicated in ③.

② ☒ The Request to Postpone Trial is denied because:

- a. ☒ The Request did not include a good reason for the postponement.
 b. ☐ The Request was not filed at least 10 days before the hearing and did not include a good reason for the late request.
 c. ☐ The required \$10 filing fee was not paid.
 d. ☒ Other: zoom appearance is available
trial was already continued before
for scheduling conflict.

☐ Continued on Attachment SC-152, item 2(d).

Fill in the court name and street address:

Superior Court of California, County of
SMALL CLAIMS
SUPERIOR COURT
 400 McALLISTER, ROOM 103
 SAN FRANCISCO, CALIFORNIA 94102

Fill in your case number and case name:

Case Number:
CSM-22-866090
 Case Name:

③ The trial will be held as follows:

Trial
Date

Time: Dept.

Name and address of court if different than address above:



Request for Accommodations Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the trial. Contact the clerk's office for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8)

④ The clerk will mail a copy of this order to:

- a. ☐ The person who asked for the postponement.
 b. ☒ All plaintiffs and defendants at the addresses listed in the court's records.

Date: 11

Judicial officer

JPT William Lynn**Need help?**

For free help, contact your county's small claims advisor:
 [local info here]

Or go to "County-Specific Court Information" at www.courtinfo.ca.gov/selfhelp/smallclaims



Superior Court of California
County of San Francisco
Small Claims Division
400 McAllister Street, Room 103
San Francisco, CA 94102

CITY ATTORNEY'S OFFICE
1300 MARKET ST.

NOV 18 PM 2:47

JUV-SEB 94102

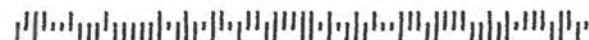
Presort
First Class Mail
ComBasPrice



US POSTAGE TM PITNEY BOWES



ZIP 94103 \$ 000.45⁵
02 1W
0001393923 NOV 17 2022



SC-150**Request to Postpone Trial**

See instructions on other side.

① My name is: CCSF
 Mailing address: 1390 Market Street, 7th Floor
San Francisco, CA 94102
 Phone: 415 554 4232

I am a (check one): ☐ plaintiff ☒ defendant in this case.② My trial is now scheduled for (date): November 30, 2022@1:30pm③ I ask the court to postpone my trial until (approximate date):
After January 31, 2023

④ I am asking for this postponement because (explain):

☒ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 4" at the top.Assigned Adjuster is on medical leave.

⑤ If your trial is scheduled within the next 10 days, explain why you did not ask for a postponement sooner.

☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 5" at the top.

⑥ Has your claim been served by a method allowed by law? (See form SC-104B, What Is "Proof of Service"?, for information about how the claim can be served. Check and complete all that apply):

☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 6" at the top.a. ☒ No. I am a defendant and have not filed a claim in this case.b. ☐ Yes. The parties listed below have been served:(1) _____, who lives in: _____, was served on: _____
name county date(2) _____, who lives in: _____, was served on: _____
name county datec. ☐ No. The parties listed below have not been served (list names):

(1) _____ (2) _____

d. ☐ I do not know. The court clerk mailed my claim, and I do not know if the court received the signed receipt for these parties (list names):

(1) _____ (2) _____

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: November 15, 2022Tricia P. Williams for CCSF

Type or print your name

Sign here

Clerk stamps here when form is filed.

ENDORSED
FILED
Superior Court of California
County of San Francisco

NOV 15 2022

CLERK OF THE COURT

BY: LORINA TAUALA

Deputy Clerk

Fill in the court name and street address:

Superior Court of California, County of

San Francisco

Small Claims Division

400 McAllister Street, Room 103

San Francisco, CA 94102

Fill in your case number and case name:

Case Number:

CSM-22-866090

Case Name:

Chang vs. CCSF

See instructions on other side.

☒ This form is attached to the document checked in ② below.

① **Server's information**

Name: Marleena Green Phone: 415 554 4203

Street or mailing address: 1390 Market Street, 7th Floor

City: San Francisco State: CA Zip Code: 94102

☐ Check here if you are a registered process server, and write:

County where registered: _____ Registration #: _____

② **Form or document served**

- a. ☐ Form SC-105, *Request for Court Order and Answer*
 b. ☐ Form SC-109, *Authorization to Appear*
 c. ☐ Form SC-114, *Request to Amend Claim Before Hearing*
 d. ☐ Form SC-133, *Judgment Debtor's Statement of Assets*
 e. ☒ Form SC-150, *Request to Postpone Trial*
 f. ☐ Form SC-221, *Response to Request to Make Payments*
 g. ☐ Other document allowed to be served by mail (specify):

☐ Check here if there is not enough space below to list the document served. List the document on a separate page, and write "SC-112A, Item 2" at the top.

③ **Server's declaration**

a. I am 18 or older. I am not a party to this small claims case. I live or work in the county where I did the mailing described below.

b. I placed copies of the document checked in ② and an unsigned copy of this page in a sealed envelope, addressed as follows:

☐ Check here if there is not enough space below to list all parties served. List their names and addresses on a separate page, and write "SC-112A, Item 3" at the top.

Name of party served	Mailing address on the envelope
Tim Chang	

c. On (date of mailing): November 15, 2022, I placed each envelope in the mail, with postage paid, at (city and state of mailing): San Francisco, CA

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: November 15, 2022

Marleena Green

Type or print server's name

Marleena Green
Server signs here

Instructions for Form SC-150, *Request to Postpone Trial*

(This page is *not* part of Form SC-150 and does not need to be copied, served, or filed.)

Who can use this form?

- Anyone who filed a small claims case and wants to postpone or reschedule the trial for any good reason, including because he or she has not served all of the defendants
- Anyone who was sued in a small claims case and wants to postpone or reschedule the trial for any good reason

Do I have to use this form?

No. You may write a letter instead of using this form. Your letter should explain why you want to change your court date and include the other information that is requested on this form.

How do I ask for a postponement?

- Fill out Form SC-150, *Request to Postpone Trial*, (on the other side of these instructions), or write a letter that includes the information requested on this form.
- Have all other parties in your case served with a copy of your request. You may serve by mail or in person. Use Form SC-104, *Proof of Service*, or Form SC-112A, *Proof of Service by Mail*.
- File your request and the completed *Proof of Service* with the small claims court clerk. You may have to pay a \$10 fee, depending on when (or if) the claim was served. If you cannot afford to pay a required fee, see Form FW-001-INFO, *Information Sheet on Waiver of Superior Court Fees and Costs*.

How will I know the court's decision?

If the court postpones the trial, the court will mail a notice with the new hearing date to all plaintiffs and defendants in this case.

If the court does not postpone the trial, the trial will be on the date when it is currently scheduled. The court will notify the person who filed the *Request*.

If you do not hear from the court, you should go to court on the scheduled trial date.



Need help?

For free help, contact your county's small claims advisor:

Or go to "County-Specific court Information" at www.courtinfo.ca.gov/selfhelp/smallclaims

Instructions for Form SC-112A, Proof of Service by Mail

(This page is **not** part of the Proof of Service and does not need to be copied, served, or filed.)

Form SC-112A can be used to show the court that these documents were served by mail:

- Form SC-105, *Request for Court Order and Answer*
- Form SC-109, *Authorization to Appear*
- Form SC-114, *Request to Amend Claim Before Hearing*
- Form SC-133, *Judgment Debtor's Statement of Assets*
- Form SC-150, *Request to Postpone Trial*
- Form SC-221, *Response to Request to Make Payments*
- Other documents that are allowed to be served by mail

Form SC-112A cannot be used to prove service of these forms:

- Form SC-100, *Plaintiff's Claim and ORDER to Go to Small Claims Court*
- Form SC-120, *Defendant's Claim and ORDER to Go to Small Claims Court*

For information about serving these forms, see Form SC-104, *Proof of Service*, and Form SC-104B, *What Is "Proof of Service"?*

The server (the person who will do the mailing):

- **Must not** be a party (plaintiff or defendant) in the case
- **May** be a friend, relative, co-worker, or other helpful person
- **Must** be 18 or older
- **Must** live or work in the county where the mailing takes place

Follow these steps to use Form SC-112A:

1. Prepare Form SC-112A by filling in:

- The case number
- The document to be served, in item ②*
- The names and addresses of the parties to be served, in item ③

**Prepare a separate Form SC-112A for each document to be served.*

2. Give the server:

- The partially completed Form SC-112A
- One copy of the document to be served for each party to be served

3. Ask the server to:

- Fill out the remainder of the Form SC-112A.
- Mail *each party to be served*:
 - An unsigned copy of the completed Form SC-112A and
 - The document to be served (checked in Item ②).
- Sign a separate Form SC-112A for each document served, and give it to back you.



4. File these papers with the small claims court clerk:

- The original of each document served, with
- The signed, original *Proof of Service by Mail* attached



Need help?

For free help, contact your county's small claims advisor:

Or go to "County-Specific Court Information" at www.courtinfo.ca.gov/selfhelp/smallclaims.

(415) 554-3900 Claims Reception
www.sfcityattorney.org

The information contained in this electronic message may be confidential and may be subject to the attorney-client privilege and/or the attorney work product doctrine. It is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, you are hereby notified that any use, dissemination or copying of this communication is strictly prohibited. If you have received this electronic message in error, please notify me by telephone at (415) 554-4232, and delete the original message from your email system.

Thank you.

SC-100**Plaintiff's Claim and ORDER
to Go to Small Claims Court****Notice to the person being sued:**

- You are the defendant if your name is listed in ② on page 2 of this form or on form SC-100A. The person suing you is the plaintiff, listed in ① on page 2.
- You and the plaintiff must go to court on the trial date listed below. If you do not go to court, you may lose the case. If you lose, the court can order that your wages, money, or property be taken to pay this claim.
- Bring witnesses, receipts, and any evidence you need to prove your case.
- Read this form and all pages attached to understand the claim against you and to protect your rights.

Aviso al Demandado:

- Usted es el Demandado si su nombre figura en ② de la página 2 de este formulario, o en el formulario SC-100A. La persona que lo demanda es el Demandante, la que figura en ① de la página 2.
- Usted y el Demandante tienen que presentarse en la corte en la fecha del juicio indicada a continuación. Si no se presenta, puede perder el caso. Si pierde el caso, la corte podría ordenar que le quiten de su sueldo, dinero u otros bienes para pagar este reclamo.
- Lleve testigos, recibos y cualquier otra prueba que necesite para probar su caso.
- Lea este formulario y todas las páginas adjuntas para entender la demanda en su contra y para proteger sus derechos.

Order to Go to Court**The people in ① and ② must attend court:** (Clerk fills out section below.)

Trial Date	Date	Time	Department	Name and address of court, if different from above
1.	NOV 22 2022	3:30 pm	506	5TH Floor
2.				
3.				
Date:		SEP 27 2022		Clerk, by VERLINDA JONES, Deputy

Instructions for the person suing:

Do not use this form to recover COVID-19 rental debt, which is unpaid rent or other financial obligations under a tenancy due between March 1, 2020, and September 30, 2021. (See Code of Civil Procedure, §1179.02.) To recover COVID-19 rental debt, use form SC-500, Plaintiff's Claim and ORDER to Go to Small Claims Court.

- You are the plaintiff. The person you are suing is the defendant.
- **Before** you fill out this form, read form SC-100-INFO, Information for the Plaintiff, to know your rights. You can get form SC-100-INFO at any courthouse or county law library, or go to www.courts.ca.gov/forms.
- **Fill out pages 2, 3, and 4 of this form.** Make copies of all the pages of this form and any attachments—one for each party named in this case and an extra copy for yourself. Take or mail the original and the copies to the court clerk's office and pay the filing fee. The clerk will write the date of your trial in the box above. Your court may allow electronic filing. Check your local court website for information: www.courts.ca.gov/find-my-court.htm.
- You must have someone at least 18—not you or anyone else listed in this case—give each defendant a court-stamped copy of all pages of this form and any pages this form tells you to attach. There are special rules for "serving," or delivering, this form to public entities, associations, and some businesses. See forms SC-104, SC-104B, and SC-104C.
- **Go to court on your trial date listed above.** Bring witnesses, receipts, and any evidence you need to prove your case.

Clerk stamps date here when form is filed.

ENDORSED
FILED
San Francisco County Superior Court

SEP 27 2022

CLERK OF THE COURT
BY: VERLINDA JONES

Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
San Francisco, Small Claims
400 McAllister St., Room 103
San Francisco, CA 94102

Court fills in case number when form is filed.

Case Number:

CSM 2866090

Case Name:

Tim Chang v. City & County of San Francisco



Plaintiff (list names):
Tim Chang v. City & County of San Francisco

Case Number:

1 The plaintiff (the person, business, or public entity that is suing) is:

Name: Tim Chang

Phone:

Street address:

Street

City

State

Zip

Mailing address (if different):

Street

City

State

Zip

Email address (if available):

If more than one plaintiff, list next plaintiff here:

Name:

Phone:

Street address:

Street

City

State

Zip

Mailing address (if different):

Street

City

State

Zip

Email address (if available):

☐ Check here if more than two plaintiffs and attach form SC-100A.

☐ Check here if either plaintiff listed above is doing business under a fictitious name and attach form SC-103.

☐ Check here if any plaintiff is a "licensee" or "deferred deposit originator" (payday lender) under Financial Code sections 23000 et seq.

2 The defendant (the person, business, or public entity being sued) is:

Name: City and County of San Francisco

Phone: 415-554-4232

Street address: 1390 Market St, 7th Floor

San Francisco

CA

94102

Street

City

State

Zip

Mailing address (if different):

Street

City

State

Zip

If the defendant is a corporation, limited liability company, or public entity, list the person or agent authorized for service of process here:

Name:

Job title, if known:

Address:

Street

City

State

Zip

☐ Check here if your case is against more than one defendant and attach form SC-100A.

☐ Check here if any defendant is on active military duty and write defendant's name here:

3 The plaintiff claims the defendant owes \$ 722.00 . (Explain below and on next page.)

(Note: A claim for COVID-19 rental debt cannot be made on this form. Use form SC-500, Plaintiff's Claim and ORDER to Go to Small Claims Court (COVID-19 Rental Debt).)

a. Why does the defendant owe the plaintiff money?

My car was towed by SFMTA on 7/3/22. When I went there to retrieve my car, I was not informed that I am eligible for low income. So I paid \$722 for tow and city admin fees. Later I learned that I am eligible for the low income program. Because my English was not good, and I lost my I missed the deadline of submitting the tow fees reimbursement. SFMTA denied my request and referred me to City Attorney, who also denied my claim on 9/19/2022.



Plaintiff (list names):
Tim Chang v. City & County of San Francisco

Case Number:

- 3 b. When did this happen? (Date): _____
If no specific date, give the time period: Date started: 7/3/2022 Through: September 19, 2022
- c. How did you calculate the money owed to you? (Do not include court costs or fees for service.)
I paid \$722 to SFMTA on 7/3/2022

☐ Check here if you need more space. Attach one sheet of paper or form MC-031 and write "SC-100, Item 3" at the top.

- 4 You must ask the defendant (in person, in writing, or by phone) to pay you before you sue. If your claim is for possession of property, you must ask the defendant to give you the property. Have you done this?

☒ Yes ☐ No If no, explain why not:

- 5 Why are you filing your claim at this courthouse?

This courthouse covers the area (check the one that applies):

- a. ☒ (1) Where the defendant lives or does business. (4) Where a contract (written or spoken) was made, signed, performed, or broken by the defendant or where the defendant lived or did business when the defendant made the contract.
- (2) Where the plaintiff's property was damaged.
- (3) Where the plaintiff was injured.
- b. ☐ Where the buyer or lessee signed the contract, lives now, or lived when the contract was made, if this claim, is about an offer or contract for personal, family, or household goods, services, or loans. (Code Civ. Proc., § 395(b).)
- c. ☐ Where the buyer signed the contract, lives now, or lived when the contract was made, if this claim is about a retail installment contract (like a credit card). (Civ. Code, § 1812.10.)
- d. ☐ Where the buyer signed the contract, lives now, or lived when the contract was made, or where the vehicle is permanently garaged, if this claim is about a vehicle finance sale. (Civ. Code, § 2984.4.)
- e. ☐ Other (specify): _____

- 6 List the zip code of the place checked in 5 above (if you know): 94102

- 7 Is your claim about an attorney-client fee dispute? ☐ Yes ☒ No
If yes, and if you have had arbitration, fill out form SC-101, attach it to this form, and check here: ☐

- 8 Are you suing a public entity? ☒ Yes ☒ No
If yes, you must file a written claim with the entity first. ☐ A claim was filed on (date): _____
If the public entity denies your claim or does not answer within the time allowed by law, you can file this form.



Plaintiff (list names):
Tim Chang v. City & County of San Francisco

Case Number:

- 9 Have you filed more than 12 other small claims within the last 12 months in California?
☐ Yes ☒ No If yes, the filing fee for this case will be higher.
- 10 Is your claim for more than \$2,500? ☐ Yes ☒ No
If you answer yes, you also confirm that you have not filed, and you understand that you may not file, more than two small claims cases for more than \$2,500 in California during this calendar year.
- 11 I understand that by filing a claim in small claims court, I have no right to appeal this claim.

I declare under penalty of perjury under the laws of the State of California that the information above and on any attachments to this form is true and correct.

Date: September 27, 2022

Tim Chang

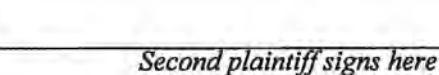
Plaintiff types or prints name here



Plaintiff signs here

Date:

Second plaintiff types or prints name here



Second plaintiff signs here



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the trial. For these and other accommodations, contact the clerk's office for form MC-410, Disability Accommodation Request. (Civ. Code, § 54.8.)



"Small claims court" is a special court where claims for \$10,000 or less are decided. Individuals, including "natural persons" and sole proprietors, may claim up to \$10,000. Corporations, partnerships, public entities, and other businesses are limited to claims of \$5,000. (See below for exceptions.)* The process is quick and cheap. The rules are simple and informal. You are the *defendant*—the person being sued. The person who is suing you is the *plaintiff*.

Do I need a lawyer? You may talk to a lawyer before or after the case. But you *may not* have a lawyer represent you in court (unless this is an appeal from a small claims case).

How do I get ready for court? You don't have to file any papers before your trial, unless you think this is the wrong court for your case. But bring to your trial any witnesses, receipts, and evidence that support your case. And read "Be Prepared for Your Trial" at www.courts.ca.gov/smallclaims/prepare.

What if I need an accommodation? If you have a disability or are hearing impaired, fill out form MC-410, Disability Accommodation Request. Give the form to your court clerk or the ADA/Access Coordinator.

What if I don't speak English well? Ask the court clerk as soon as possible for a court-provided interpreter. You may use form INT-300, Request for Interpreter (Civil) or a local court form to request an interpreter. If a court interpreter is unavailable for your trial, it may be necessary to reschedule your trial. You cannot bring your own interpreter for the trial unless the interpreter has been approved by the court as a certified, registered, or provisionally qualified interpreter. (See Cal. Rules of Court, rule 2.893, and form INT-140.)

Where can I get the court forms I need? Go to any courthouse or your county law library, or print forms at www.courts.ca.gov/forms.

What happens at the trial? The judge will listen to both sides. The judge may make a decision at your trial or mail the decision to you later.

What if I lose the case? If you lose, you may appeal. You'll have to pay a fee. (Plaintiffs cannot appeal their own claims.)

- If you were at the trial, file form SC-140, Notice of Appeal. You must file within 30 days after the clerk hands or mails you the judge's decision (judgment) on form SC-200 or form SC-130, Notice of Entry of Judgment.
- If you were *not* at the trial, fill out and file form SC-135, Notice of Motion to Vacate Judgment and Declaration, to ask the judge to cancel the judgment (decision). If the judge does not give you a new trial, you have 10 days to appeal the decision. File form SC-140.

For more information on appeals, see www.courts.ca.gov/smallclaims/appeals.

Do I have options? Yes. If you are being sued you can:

- **Settle your case before the trial.** If you and the plaintiff agree on how to settle the case before the trial, the plaintiff must file form CIV-110, Request for Dismissal or a written and signed settlement agreement with the clerk. Ask the Small Claims Advisor for help.

- **Prove this is the wrong court.** Send a letter to the court *before* your trial explaining why you think this is the wrong court. Ask the court to dismiss the claim. You must serve (give) a copy of your letter (by mail or in person) to all parties. (Your letter to the court must say you have done so.)
- **Go to the trial and try to win your case.** Bring witnesses, receipts, and any evidence you need to prove your case. To have the court order a witness to go to the trial, fill out form SC-107, Small Claims Subpoena and Declaration, and have it served on the witness.
- **Sue the person who is suing you.** If you have a claim against the plaintiff, and the claim is appropriate for small claims court as described on this form, you may file *Defendant's Claim* (form SC-120) and bring the claim in this action. If your claim is for *more* than allowed in small claims court, you may still file it in small claims court if you give up the amount over the small claims value amount, or you may file a claim for the full value of the claim in the appropriate court. If your claim is for more than allowed in small claims court *and* relates to the same contract, transaction, matter, or event that is the subject of the plaintiff's claim, you may file your claim in the appropriate court and file a motion to transfer the plaintiff's claim to that court to resolve both matters together. You can see a description of the amounts allowed in the paragraph above, titled "Small Claims Court."
- **Agree with the plaintiff's claim and pay the money.** Or, if you can't pay the money now, go to your trial and say you want to make payments.
- **Let the case "default."** If you don't settle and do not go to the trial (default), the judge may give the plaintiff what he or she is asking for plus court costs. If this happens, the plaintiff can legally take your money, wages, and property to pay the judgment.

What if I need more time?

You can change the trial date if:

- You cannot go to court on the scheduled date (you will have to pay a fee to postpone the trial), *or*
- You did not get served (receive this order to go to court) at least 15 days before the trial (or 20 days if you live outside the county).

Ask the Small Claims Clerk about the rules and fees for postponing a trial. Or fill out form SC-150 (or write a letter) and mail it to the court *and* to all other people listed on your court papers before the deadline. Enclose a check for your court fees, unless a fee waiver was granted.



Need help?

Your county's Small Claims Advisor can help for free.

Or go to www.courts.ca.gov/smallclaims/advisor.

* **Exceptions:** Different limits apply in an action against a defendant who is a guarantor. (See Code Civ. Proc., § 116.220(c).) Limits do not apply in an action to recover COVID-19 rental debt. (See Code Civ. Proc., §§ 116.223 & 1179.02; form SC-500.)

La "Corte de reclamos menores" es una corte especial donde se deciden casos por \$10,000 o menos. Los individuos, o sea las "personas físicas" y los propietarios por cuenta propia, pueden reclamar hasta \$10,000. Las corporaciones, asociaciones, entidades públicas y otras empresas solo pueden reclamar hasta \$5,000. (Vea abajo para las excepciones.)* El proceso es rápido y económico. Las reglas son sencillas e informales. Usted es el Demandado—la persona que se está demandando. La persona que lo está demandando es el Demandante.

¿Necesito un abogado? Puede hablar con un abogado antes o después del caso. Pero no puede tener a un abogado que lo represente ante la corte (a menos que se trate de una apelación de un caso de reclamos menores).

¿Cómo me preparo para ir a la corte? No tiene que presentar ningún documento antes del juicio, a menos que piense que ésta es la corte equivocada para su caso. Pero lleve al juicio cualquier testigos, recibos y pruebas que apoyan su caso. Y lea "Esté preparado para su juicio" en www.courts.ca.gov/reclamosmenores/preparesse.

¿Qué hago si necesito una modificación? Si tiene una discapacidad o tiene impedimentos de audición, llene el formulario MC-410, *Solicitud de modificaciones para discapacidad*. Entregue el formulario al secretario de la corte o al Coordinador de Acceso/ADA de su corte.

¿Qué pasa si no hablo bien inglés? Solicite un intérprete al secretario de la corte lo más pronto posible. Puede usar el formulario INT-300 o un formulario de su corte local. Si no está disponible un intérprete de la corte para su juicio, es posible que se tenga que cambiar la fecha de su juicio. No puede llevar su propio intérprete para el juicio a menos que el intérprete haya sido aprobado por la corte como un intérprete certificado, registrado, o provisionalmente calificado. (Vea la regla 2.893 de las Reglas de la Corte de California, y el formulario INT-140.)

¿Dónde puedo obtener los formularios de la corte que necesito? Vaya a cualquier edificio de la corte, la biblioteca legal de su condado, o imprima los formularios en www.courts.ca.gov/smallclaims/forms (página está en inglés).

¿Qué pasa en el juicio? El juez escuchará a ambas partes. El juez puede tomar su decisión durante la audiencia o enviársela por correo después.

¿Qué pasa si pierdo el caso? Si pierde, puede apelar. Tendrá que pagar una cuota. (El Demandante no puede apelar su propio reclamo.)

- Si estuvo presente en el juicio, llene el formulario SC-140, *Aviso de apelación* (Notice of Appeal). Tiene que presentarlo dentro de 30 días después de que el secretario le entregue o envíe la decisión (fallo) del juez en el formulario SC-200 o SC-130, *Aviso de publicación del fallo* (Notice of Entry of Judgment).
- Si no estuvo en el juicio, llene y presente el formulario SC-135, *Aviso de petición para anular el fallo y Declaración para pedirle al juez que anule el fallo* (decisión). Si la corte no le otorga un nuevo juicio, tiene 10 días para apelar la decisión. Presente el formulario SC-140.

Para obtener más información sobre las apelaciones, vea www.courts.ca.gov/reclamosmenores/apelaciones.

¿Tengo otras opciones? Sí. Si lo están demandando, puede:

- **Resolver su caso antes del juicio.** Si usted y el Demandante se ponen de acuerdo en cómo resolver el caso antes del juicio, el Demandante tiene que presentar el formulario CIV-110 *Solicitud de desestimación* (Request for Dismissal) o un acuerdo de resolución escrito y firmado al secretario de la corte. Pídale al Asesor de Reclamos Menores que lo ayude.

- **Probar que es la corte equivocada.** Envíe una carta a la corte antes del juicio explicando por qué cree que es la corte equivocada. Pídale a la corte que despida el reclamo. Tiene que entregar (dar) una copia de su carta (por correo o en persona) a todas las partes. (Su carta a la corte tiene que decir que hizo la entrega.)
- **Ir al juicio y tratar de ganar el caso.** Lleve testigos, recibos y cualquier prueba que necesite para probar su caso. Si desea que la corte emita una orden de comparecencia para que los testigos vayan al juicio, llene el formulario SC-107, *Citatorio de reclamos menores* (Small Claims Subpoena) y entrégueselo legalmente al testigo.
- **Demandar a la persona que lo demandó.** Si tiene un reclamo contra el Demandante, y el reclamo se puede presentar en la corte de reclamos menores, tal como se describe en este formulario, puede presentar el formulario SC-120, *Reclamo del demandado* (Defendant's Claim) y presentarlo en este mismo caso. Si su reclamo excede el límite permitido en la corte de reclamos menores, puede igualmente presentarlo en la corte de reclamos menores si está dispuesto a limitar su reclamo al máximo permitido, o puede presentar un reclamo por el monto total en la corte apropiada. Si su reclamo excede el límite permitido en la corte de reclamos menores y está relacionado con el mismo contrato, transacción, asunto o acontecimiento que el reclamo del Demandante, puede presentar su reclamo en la corte apropiada y presentar una moción para transferir el reclamo del Demandante a dicha corte, para poder resolver los dos reclamos juntos. Puede ver una descripción de los montos permitidos en el párrafo anterior titulado "Corte de reclamos menores".
- **Aceptar el reclamo del Demandante y pagar el dinero.** O, si no puede pagar en ese momento, vaya al juicio y diga que quiere hacer los pagos a plazos.
- **No ir al juicio y aceptar el fallo por falta de comparecencia.** Si no llega a un acuerdo con el Demandante y no va al juicio (fallo por falta de comparecencia), el juez le puede otorgar al Demandante lo que está reclamando más los costos de la corte. En ese caso, el Demandante legalmente puede tomar su dinero, su sueldo o sus bienes para cobrar el fallo.

¿Qué hago si necesito más tiempo? Puede cambiar la fecha del juicio si:

- No puede ir a la corte en la fecha programada (tendrá que pagar una cuota para aplazar el juicio), o
- No le entregaron los documentos legalmente (no recibió la orden para ir a la corte) por lo menos 15 días antes del juicio (ó 20 días si vive fuera del condado).

Pregúntele al secretario de reclamos menores sobre las reglas y las cuotas para aplazar un juicio. O llene el formulario SC-150 (o escriba una carta) y envíelo antes del plazo a la corte y a todas las otras personas que figuran en sus papeles de la corte. Adjunte un cheque para pagar los costos de la corte, a menos que le hayan dado una exención.



¿Necesita ayuda? El Asesor de Reclamos Menores de su condado le puede ayudar sin cargo.

O visite www.courts.ca.gov/reclamosmenores/asesores.

* Excepciones: Existen diferentes límites en un reclamo contra un garante. (Vea el Código de Procedimiento Civil, sección 116.220 (c).) Los límites no se aplican a las acciones para reclamar una deuda de alquiler del COVID-19. (Vea el Código de Procedimiento Civil, secciones 116.223 y 1179.02; y el formulario SC-500.)



City Attorney

DIRECT DIAL: (415) 554-4232
E-MAIL: NICHELLE.FLENTROY@SFCITYATTY.ORG

September 19, 2022

Tim Chang
[REDACTED]

RE: Claim of Tim Chang / Claim Number 23-00407

Department: MTATOW MTA Tow-related Matters
Incident Date: July 2, 2022
Claim Filed: September 13, 2022**NOTICE OF ACTION UPON CLAIM****PLEASE TAKE NOTICE THAT**

An investigation of your claim filed with the City and County of San Francisco has revealed no indication of liability on the part of the City and County. Accordingly, your claim is **DENIED**.

WARNING

Subject to certain exceptions, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code section 945.6. This time limitation applies only to causes of action arising under California law for which a claim is mandated by the California Government Claims Act, Government Code sections 900 et. seq. Other causes of action, including those arising under federal law, may have shorter time limitations for filing.

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Please also be advised that, pursuant to Code of Civil Procedure sections 128.7 and 1038, the City and County of San Francisco 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.

Very truly yours,

DAVID CHIU
City AttorneyNichelle Flentroy
Claims Adjuster

Claim of: Tim Chang

Claim Filed: September 13, 2022

I, Nichelle D. Flentroy, say: I am a citizen of the United States, over eighteen years of age, and not a party to the within action; that I am employed by the City Attorney's Office of San Francisco, Fox Plaza, 1390 Market Street, 7th Floor, San Francisco, CA 94102.

That on September 19, 2022 I served:

NOTICE OF ACTION UPON CLAIM

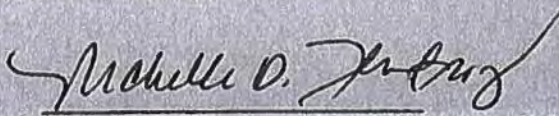
by placing a true copy thereof in an envelope addressed to:

Tim Chang

Following ordinary business practices, I sealed true and correct copies of the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 19, 2022 at San Francisco, California.


Nichelle D. Flentroy

DECLARATION OF SERVICE BY MAIL

n:\claim\cl2022\23-00407\01628987.docx

CERTIFICATE OF SERVICE BY MAIL

CSM-22-866090

I, the undersigned, certify that I am an employee of the Superior Court of California, County Of San Francisco and not a party to the above-entitled cause and that on Oct 06, 2022 I served the foregoing Small Claims - Continue Order on each party appearing in propria persona by causing a copy thereof to be enclosed in a postage paid sealed envelope and deposited in the United States Postal Service mail box located at 400 McAllister Street, San Francisco CA 94102-4514 pursuant to standard court practice.

Dated : OCT-06-2022

By: LTAUALA

TIM CHANG



CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102

CITY AND COUNTY OF SAN FRANCISCO
1390 MARKET ST. 7TH FLOOR
SAN FRANCISCO, CA 94102

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO**
400 MCALLISTER STREET, SAN FRANCISCO, CA 94102-4514

TIM CHANG

SMALL CLAIMS ORDER

PLAINTIFF (S)

VS.

NO.: CSM-22-866090

CITY AND COUNTY OF SAN FRANCISCO

Small Claims - Continue Order

DEFENDANT (S)

The Court orders this case continued per request of defendant to Nov-30-2022 at 1:30 pm in Department 506, 400 McAllister Street San Francisco, CA 94102.

DATED: Oct 06, 2022

MICHELLE TONG

Judicial Officer

SC-152**Order on Request to Postpone Trial**

Clerk stamps here when form is filed.

On (date): OCT - 5 2022 (name): CASF

filed a request to postpone the trial in this case.

The court orders:

① ☒ **The Request to Postpone Trial is approved, and the court orders the trial is postponed as indicated in ③.**

② ☐ **The Request to Postpone Trial is denied because:**

- a. ☐ The Request did not include a good reason for the postponement.
 b. ☐ The Request was not filed at least 10 days before the hearing and did not include a good reason for the late request.
 c. ☐ The required \$10 filing fee was not paid.
 d. ☐ Other: _____

☐ Continued on Attachment SC-152, item 2(d).

③ **The trial will be held as follows:**

Trial Date

NOV 30 2022Time: 1:30pm Dept. 506

Name and address of court if different than address above:



Request for Accommodations Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the trial. Contact the clerk's office for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8)

④ **The clerk will mail a copy of this order to:**

- a. ☐ The person who asked for the postponement.
 b. ☒ All plaintiffs and defendants at the addresses listed in the court's records.

Date: 10/6/22

Judicial officer

MICHELLE TONG

**Need help?**

For free help, contact your county's small claims advisor:

[local info here]

Or go to "County-Specific Court Information" at www.courtinfo.ca.gov/selfhelp/smallclaims

Judicial Council of California, www.courts.ca.gov
 New July 1, 2010, Optional Form
 Code of Civil Procedure, § 116.570

Order on Request to Postpone Trial
 (Small Claims)

SC-152

For your protection and privacy, please press the Clear
 This Form button after you have printed the form.

Print this form

Save this form

Clear this form

ENDORSED
 FILED
 Superior Court of California
 County of San Francisco

OCT - 6 2022

CLERK OF THE COURT

BY: LORINA TAUALA
Deputy Clerk

Fill in the court name and street address:

Superior Court of California, County of

SMALL CLAIMS

SUPERIOR COURT

400 McALLISTER, ROOM 103

SAN FRANCISCO, CALIFORNIA 94102

Fill in your case number and case name:

Case Number:

CSM. 22. 666 090

Case Name:



Superior Court of California
County of San Francisco
Small Claims Division
400 McAllister Street, Room 103
San Francisco, CA 94102



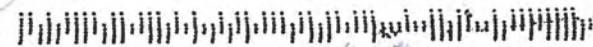
US POSTAGE PAID BY PITNEY BOWES



ZIP 94103 \$ 000.57⁰
02 1W
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2022 OCT 11 AM 7:13
CITY ATTORNEY'S OFFICE
1390 MARKET ST.

9410235406 0013



Request to Postpone Trial

See instructions on other side.

- ① My name is: CCSF
Mailing address: 1390 Market Street, 7th Floor
San Francisco, CA 94102
Phone: 415 554 4232

I am a (check one): ☐ plaintiff ☒ defendant in this case.

- ② My trial is now scheduled for (date): November 22, 2022@1:30pm

- ③ I ask the court to postpone my trial until (approximate date):
After November 28, 2022

- ④ I am asking for this postponement because (*explain*):

☒ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 4" at the top.

Assigned Adjuster has a scheduling conflict.

- ⑤ If your trial is scheduled within the next 10 days, explain why you did not ask for a postponement sooner.

☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 5" at the top.

- ⑥ Has your claim been served by a method allowed by law?** (See form SC-104B, What Is "Proof of Service"?, for information about how the claim can be served. Check and complete all that apply):

☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 6" at the top.

- a. ☒ No. I am a defendant and have not filed a claim in this case.

- b. ☐ Yes. The parties listed below have been served:

(1) _____, who lives in: _____, was served on: _____
name *county* *date*

(2) _____, who lives in: _____, was served on: _____
name country date

- c. ☐ No. The parties listed below have not been served (list names):

(1) _____ (2) _____

- d. ☐ I do not know. The court clerk mailed my claim, and I do not know if the court received the signed receipt for these parties (list names):

(1) _____ (2) _____

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: October 3, 2022

Nichelle D. Flentroy for CCSF

Type or print your name _____

Michelle Anthony
Sign here

Sign here

Clerk stamps here when form is filed.

ENDORSED
FILED
Superior Court of California
County of San Francisco.

OCT -5 2022

CLERK OF THE COURT

LORINA TAUALA

Deputy Clerk

Fill in the court name and street address:

Superior Court of California, County of

San Francisco

Small Claims Division

400 McAllister Street, Room 103

San Francisco, CA 94102

Fill in your case number and case name:

Case Number:

CSM-22-866090

Case Name:

Chang vs. CCSF

See instructions on other side.

- ☒ This form is attached to the document checked in ② below.

① **Server's information**

Name: Marleena Green Phone: 415 554 4203

Street or mailing address: 1390 Market Street, 7th Floor

City: San Francisco State: CA Zip Code: 94102

- ☐ Check here if you are a registered process server, and write:

County where registered: _____ Registration #: _____

② **Form or document served**

- a. ☐ Form SC-105, *Request for Court Order and Answer*
 b. ☐ Form SC-109, *Authorization to Appear*
 c. ☐ Form SC-114, *Request to Amend Claim Before Hearing*
 d. ☐ Form SC-133, *Judgment Debtor's Statement of Assets*
 e. ☒ Form SC-150, *Request to Postpone Trial*
 f. ☐ Form SC-221, *Response to Request to Make Payments*
 g. ☐ Other document allowed to be served by mail (*specify*):
☐ Check here if there is not enough space below to list the document served. List the document on a separate page, and write "SC-112A, Item 2" at the top.

③ **Server's declaration**

- a. I am 18 or older. I am not a party to this small claims case. I live or work in the county where I did the mailing described below.
 b. I placed copies of the document checked in ② and an unsigned copy of this page in a sealed envelope, addressed as follows:
☐ Check here if there is not enough space below to list all parties served. List their names and addresses on a separate page, and write "SC-112A, Item 3" at the top.

Name of party served	Mailing address on the envelope
Tim Chang	

- c. On (date of mailing): October 3, 2022, I placed each envelope in the mail, with postage paid, at (city and state of mailing): San Francisco, CA

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: October 3, 2022

Marleena Green

Type or print server's name

Marleena Green

Server signs here

Request to Postpone Trial

See instructions on other side.

- ① My name is: CCSF
Mailing address: 1390 Market Street, 7th Floor
San Francisco, CA 94102
Phone: 415 554 4232
I am a (check one): ☐ plaintiff ☒ defendant in this case.

- ② My trial is now scheduled for (date): November 30, 2022@1:30pm

- ③ I ask the court to postpone my trial until (approximate date):
After January 31, 2023

- ④ I am asking for this postponement because (explain):
☒ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 4" at the top.
 Assigned Adjuster is on medical leave.

- ⑤ If your trial is scheduled within the next 10 days, explain why you did not ask for a postponement sooner.
- ☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 5" at the top.

- ⑥ Has your claim been served by a method allowed by law?** (See form SC-104B, What Is "Proof of Service"?, for information about how the claim can be served. Check and complete all that apply):

- ☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 6" at the top.

- a. ☒ No. I am a defendant and have not filed a claim in this case.

- b. ☐ Yes. The parties listed below have been served:

(1) _____, who lives in: _____, was served on: _____
name *county* *date*

(2) _____, who lives in: _____, was served on: _____
name *county* *date*

- c. ☐ No. The parties listed below have not been served (list names):

(1) _____ (2) _____

- d. ☐ I do not know. The court clerk mailed my claim, and I do not know if the court received the signed receipt for these parties (list names):

(1) _____ (2) _____

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: November 15, 2022

Tricia P. Williams for CCSF

Type or print your name _____

Sign here

Clerk stamps here when form is filed

ENDORSED
FILED
Superior Court of California
County of San Francisco

NOV 15 2022

CLERK OF THE COURT
BY: LORINA TADALA
Deputy Clerk

Fill in the court name and street address:

Superior Court of California, County of

San Francisco
Small Claims Division
400 McAllister Street, Room 103
San Francisco, CA 94102

Fill in your case number and case name:

Case Number:

CSM-22-866090

Case Name:

Chang vs. CCSF

See instructions on other side.

☒ This form is attached to the document checked in ② below.

① **Server's information**

Name: Marleena Green Phone: 415 554 4203

Street or mailing address: 1390 Market Street, 7th Floor

City: San Francisco State: CA Zip Code: 94102

☐ Check here if you are a registered process server, and write:

County where registered: _____ Registration #: _____

② **Form or document served**

- a. ☐ Form SC-105, *Request for Court Order and Answer*
- b. ☐ Form SC-109, *Authorization to Appear*
- c. ☐ Form SC-114, *Request to Amend Claim Before Hearing*
- d. ☐ Form SC-133, *Judgment Debtor's Statement of Assets*
- e. ☒ Form SC-150, *Request to Postpone Trial*
- f. ☐ Form SC-221, *Response to Request to Make Payments*
- g. ☐ Other document allowed to be served by mail (specify):

☐ Check here if there is not enough space below to list the document served. List the document on a separate page, and write "SC-112A, Item 2" at the top.

③ **Server's declaration**

- a. I am 18 or older. I am not a party to this small claims case. I live or work in the county where I did the mailing described below.
- b. I placed copies of the document checked in ② and an unsigned copy of this page in a sealed envelope, addressed as follows:
☐ Check here if there is not enough space below to list all parties served. List their names and addresses on a separate page, and write "SC-112A, Item 3" at the top.

Name of party served	Mailing address on the envelope
Tim Chang	

- c. On (date of mailing): November 15, 2022, I placed each envelope in the mail, with postage paid, at (city and state of mailing): San Francisco, CA

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: November 15, 2022

Marleena Green

Type or print server's name

Marleena Green
Server signs here

(415) 554-3900 Claims Reception
www.sfcityattorney.org

The information contained in this electronic message may be confidential and may be subject to the attorney-client privilege and/or the attorney work product doctrine. It is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, you are hereby notified that any use, dissemination or copying of this communication is strictly prohibited. If you have received this electronic message in error, please notify me by telephone at (415) 554-4232, and delete the original message from your email system.

Thank you.

SC-100**Plaintiff's Claim and ORDER
to Go to Small Claims Court****Notice to the person being sued:**

- You are the defendant if your name is listed in ② on page 2 of this form or on form SC-100A. The person suing you is the plaintiff, listed in ① on page 2.
- You and the plaintiff must go to court on the trial date listed below. If you do not go to court, you may lose the case. If you lose, the court can order that your wages, money, or property be taken to pay this claim.
- Bring witnesses, receipts, and any evidence you need to prove your case.
- Read this form and all pages attached to understand the claim against you and to protect your rights.

Aviso al Demandado:

- Usted es el Demandado si su nombre figura en ② de la página 2 de este formulario, o en el formulario SC-100A. La persona que lo demanda es el Demandante, la que figura en ① de la página 2.
- Usted y el Demandante tienen que presentarse en la corte en la fecha del juicio indicada a continuación. Si no se presenta, puede perder el caso. Si pierde el caso, la corte podría ordenar que le quiten de su sueldo, dinero u otros bienes para pagar este reclamo.
- Lleve testigos, recibos y cualquier otra prueba que necesite para probar su caso.
- Lea este formulario y todas las páginas adjuntas para entender la demanda en su contra y para proteger sus derechos.

Order to Go to Court**The people in ① and ② must attend court:** (Clerk fills out section below.)

Trial Date	Date	Time	Department	Name and address of court, if different from above
1.	NOV 22 2022	3:30 pm	506	5TH Floor
2.				
3.				
Date:		SEP 27 2022		
Clerk, by		VERLINDA JONES, Deputy		

Instructions for the person suing:

Do not use this form to recover COVID-19 rental debt, which is unpaid rent or other financial obligations under a tenancy due between March 1, 2020, and September 30, 2021. (See Code of Civil Procedure, §1179.02.) To recover COVID-19 rental debt, use form **SC-500, Plaintiff's Claim and ORDER to Go to Small Claims Court**.

- You are the plaintiff. The person you are suing is the defendant.
- Before** you fill out this form, read form **SC-100-INFO, Information for the Plaintiff**, to know your rights. You can get form SC-100-INFO at any courthouse or county law library, or go to www.courts.ca.gov/forms.
- Fill out pages 2, 3, and 4 of this form.** Make copies of all the pages of this form and any attachments—one for each party named in this case and an extra copy for yourself. Take or mail the original and the copies to the court clerk's office and pay the filing fee. The clerk will write the date of your trial in the box above. Your court may allow electronic filing. Check your local court website for information: www.courts.ca.gov/find-my-court.htm.
- You must have someone at least 18—not you or anyone else listed in this case—give each defendant a court-stamped copy of all pages of this form and any pages this form tells you to attach. There are special rules for "serving" or delivering this form to public entities, associations, and some businesses. See forms **SC-104, SC-104B, and SC-104C**.
- Go to court on your trial date listed above.** Bring witnesses, receipts, and any evidence you need to prove your case.

Clerk stamps date here when form is filed.

**ENDORSED
FILED**

San Francisco County Superior Court

SEP 27 2022

CLERK OF THE COURT

BY: VERLINDA JONES

Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
San Francisco, Small Claims
400 McAllister St., Room 103
San Francisco, CA 94102

Court fills in case number when form is filed.

Case Number:

CSM2-866090

Case Name:

Tim Chang v. City & County of San Francisco



Plaintiff (list names):
Tim Chang v. City & County of San Francisco

Case Number:

- 3 b. When did this happen? (Date): _____
If no specific date, give the time period: Date started: 7/3/2022 Through: September 19, 2022

- c. How did you calculate the money owed to you? (Do not include court costs or fees for service.)
I paid \$722 to SFMTA on 7/3/2022

☐ Check here if you need more space. Attach one sheet of paper or form MC-031 and write "SC-100, Item 3" at the top.

- 4 You must ask the defendant (in person, in writing, or by phone) to pay you before you sue. If your claim is for possession of property, you must ask the defendant to give you the property. Have you done this?

☒ Yes ☐ No If no, explain why not:

- 5 Why are you filing your claim at this courthouse?

This courthouse covers the area (check the one that applies):

- a. ☒ (1) Where the defendant lives or does business. (4) Where a contract (written or spoken) was made, signed, performed, or broken by the defendant or where the defendant lived or did business when the defendant made the contract.
(2) Where the plaintiff's property was damaged.
(3) Where the plaintiff was injured.
- b. ☐ Where the buyer or lessee signed the contract, lives now, or lived when the contract was made, if this claim, is about an offer or contract for personal, family, or household goods, services, or loans. (Code Civ. Proc., § 395(b).)
- c. ☐ Where the buyer signed the contract, lives now, or lived when the contract was made, if this claim is about a retail installment contract (like a credit card). (Civ. Code, § 1812.10.)
- d. ☐ Where the buyer signed the contract, lives now, or lived when the contract was made, or where the vehicle is permanently garaged, if this claim is about a vehicle finance sale. (Civ. Code, § 2984.4.)
- e. ☐ Other (specify): _____

- 6 List the zip code of the place checked in 5 above (if you know): 94102

- 7 Is your claim about an attorney-client fee dispute? ☐ Yes ☒ No
If yes, and if you have had arbitration, fill out form SC-101, attach it to this form, and check here: ☐

- 8 Are you suing a public entity? ☒ Yes ^{TC} ☒ No
If yes, you must file a written claim with the entity first. ☐ A claim was filed on (date): _____
If the public entity denies your claim or does not answer within the time allowed by law, you can file this form.



"Small claims court" is a special court where claims for \$10,000 or less are decided. Individuals, including "natural persons" and sole proprietors, may claim up to \$10,000. Corporations, partnerships, public entities, and other businesses are limited to claims of \$5,000. (See below for exceptions.)* The process is quick and cheap. The rules are simple and informal. You are the *defendant*—the person being sued. The person who is suing you is the *plaintiff*.

Do I need a lawyer? You may talk to a lawyer before or after the case. But you *may not* have a lawyer represent you in court (unless this is an appeal from a small claims case).

How do I get ready for court? You don't have to file any papers before your trial, unless you think this is the wrong court for your case. But bring to your trial any witnesses, receipts, and evidence that support your case. And read "Be Prepared for Your Trial" at www.courts.ca.gov/smallclaims/prepare.

What if I need an accommodation? If you have a disability or are hearing impaired, fill out form MC-410, Disability Accommodation Request. Give the form to your court clerk or the ADA/Access Coordinator.

What if I don't speak English well? Ask the court clerk as soon as possible for a court-provided interpreter. You may use form INT-300, Request for Interpreter (Civil) or a local court form to request an interpreter. If a court interpreter is unavailable for your trial, it may be necessary to reschedule your trial. You cannot bring your own interpreter for the trial unless the interpreter has been approved by the court as a certified, registered, or provisionally qualified interpreter. (See Cal. Rules of Court, rule 2.893, and form INT-140.)

Where can I get the court forms I need? Go to any courthouse or your county law library, or print forms at www.courts.ca.gov/forms.

What happens at the trial? The judge will listen to both sides. The judge may make a decision at your trial or mail the decision to you later.

What if I lose the case? If you lose, you may appeal. You'll have to pay a fee. (Plaintiffs cannot appeal their own claims.)

- If you were at the trial, file form SC-140, Notice of Appeal. You must file within 30 days after the clerk hands or mails you the judge's decision (judgment) on form SC-200 or form SC-130, Notice of Entry of Judgment.
- If you were *not* at the trial, fill out and file form SC-135, Notice of Motion to Vacate Judgment and Declaration, to ask the judge to cancel the judgment (decision). If the judge does not give you a new trial, you have 10 days to appeal the decision. File form SC-140.

For more information on appeals, see www.courts.ca.gov/smallclaims/appeals.

Do I have options? Yes. If you are being sued you can:

- Settle your case before the trial.** If you and the plaintiff agree on how to settle the case before the trial, the plaintiff must file form CIV-110, Request for Dismissal or a written and signed settlement agreement with the clerk. Ask the Small Claims Advisor for help.

- Prove this is the wrong court.** Send a letter to the court *before* your trial explaining why you think this is the wrong court. Ask the court to dismiss the claim. You must serve (give) a copy of your letter (by mail or in person) to all parties. (Your letter to the court must say you have done so.)
- Go to the trial and try to win your case.** Bring witnesses, receipts, and any evidence you need to prove your case. To have the court order a witness to go to the trial, fill out form SC-107, Small Claims Subpoena and Declaration, and have it served on the witness.
- Sue the person who is suing you.** If you have a claim against the plaintiff, and the claim is appropriate for small claims court as described on this form, you may file *Defendant's Claim* (form SC-120) and bring the claim in this action. If your claim is for *more* than allowed in small claims court, you may still file it in small claims court if you give up the amount over the small claims value amount, or you may file a claim for the full value of the claim in the appropriate court. If your claim is for more than allowed in small claims court and relates to the same contract, transaction, matter, or event that is the subject of the plaintiff's claim, you may file your claim in the appropriate court and file a motion to transfer the plaintiff's claim to that court to resolve both matters together. You can see a description of the amounts allowed in the paragraph above, titled "Small Claims Court."
- Agree with the plaintiff's claim and pay the money.** Or, if you can't pay the money now, go to your trial and say you want to make payments.
- Let the case "default."** If you don't settle and do not go to the trial (default), the judge may give the plaintiff what he or she is asking for plus court costs. If this happens, the plaintiff can legally take your money, wages, and property to pay the judgment.

What if I need more time?

You can change the trial date if:

- You cannot go to court on the scheduled date (you will have to pay a fee to postpone the trial), *or*
- You did not get served (receive this order to go to court) at least 15 days before the trial (or 20 days if you live outside the county).

Ask the Small Claims Clerk about the rules and fees for postponing a trial. Or fill out form SC-150 (or write a letter) and mail it to the court and to all other people listed on your court papers before the deadline. Enclose a check for your court fees, unless a fee waiver was granted.



Need help?

Your county's Small Claims Advisor can help for free.

Or go to www.courts.ca.gov/smallclaims/advisor.

* **Exceptions:** Different limits apply in an action against a defendant who is a guarantor. (See Code Civ. Proc., § 116.220(c).) Limits do not apply in an action to recover COVID-19 rental debt. (See Code Civ. Proc., §§ 116.223 & 1179.02; form SC-500.)



La "Corte de reclamos menores" es una corte especial donde se deciden casos por \$10,000 o menos. Los individuos, o sea las "personas físicas" y los propietarios por cuenta propia, pueden reclamar hasta \$10,000. Las corporaciones, asociaciones, entidades públicas y otras empresas solo pueden reclamar hasta \$5,000. (Vea abajo para las excepciones.) El proceso es rápido y económico. Las reglas son sencillas e informales. Usted es el Demandado—la persona que se está demandando. La persona que lo está demandando es el Demandante.

¿Necesito un abogado? Puede hablar con un abogado antes o después del caso. Pero no puede tener a un abogado que lo represente ante la corte (a menos que se trate de una apelación de un caso de reclamos menores).

¿Cómo me preparo para ir a la corte? No tiene que presentar ningún documento antes del juicio, a menos que piense que ésta es la corte equivocada para su caso. Pero lleve al juicio cualquier testigos, recibos y pruebas que apoyan su caso. Y lea "Esté preparado para su juicio" en www.courts.ca.gov/reclamosmenores/preparesse.

¿Qué hago si necesito una modificación? Si tiene una discapacidad o tiene impedimentos de audición, llene el formulario MC-410, *Solicitud de modificaciones para discapacidad*. Entregue el formulario al secretario de la corte o al Coordinador de Acceso/ADA de su corte.

¿Qué pasa si no hablo bien inglés? Solicite un intérprete al secretario de la corte lo más pronto posible. Puede usar el formulario INT-300 o un formulario de su corte local. Si no está disponible un intérprete de la corte para su juicio, es posible que se tenga que cambiar la fecha de su juicio. No puede llevar su propio intérprete para el juicio a menos que el intérprete haya sido aprobado por la corte como un intérprete certificado, registrado, o provisionalmente calificado. (Vea la regla 2.893 de las Reglas de la Corte de California, y el formulario INT-140.)

¿Dónde puedo obtener los formularios de la corte que necesito? Vaya a cualquier edificio de la corte, la biblioteca legal de su condado, o imprima los formularios en www.courts.ca.gov/smallclaims/forms (página está en inglés).

¿Qué pasa en el juicio? El juez escuchará a ambas partes. El juez puede tomar su decisión durante la audiencia o enviársela por correo después.

¿Qué pasa si pierdo el caso? Si pierde, puede apelar. Tendrá que pagar una cuota. (El Demandante no puede apelar su propio reclamo.)

- Si estuvo presente en el juicio, llene el formulario SC-140, *Aviso de apelación* (Notice of Appeal). Tiene que presentarlo dentro de 30 días después de que el secretario le entregue o envíe la decisión (fallo) del juez en el formulario SC-200 o SC-130, *Aviso de publicación del fallo* (Notice of Entry of Judgment).
- Si no estuvo en el juicio, llene y presente el formulario SC-135, *Aviso de petición para anular el fallo y Declaración para pedirle al juez que anule el fallo* (decisión). Si la corte no le otorga un nuevo juicio, tiene 10 días para apelar la decisión. Presente el formulario SC-140.

Para obtener más información sobre las apelaciones, vea www.courts.ca.gov/reclamosmenores/apelaciones.

¿Tengo otras opciones? Sí. Si lo están demandando, puede:

- Resolver su caso antes del juicio. Si usted y el Demandante se ponen de acuerdo en cómo resolver el caso antes del juicio, el Demandante tiene que presentar el formulario CIV-110 *Solicitud de desestimación* (Request for Dismissal) o un acuerdo de resolución escrito y firmado al secretario de la corte. Pídale al Asesor de Reclamos Menores que lo ayude.

- Probar que es la corte equivocada. Envíe una carta a la corte antes del juicio explicando por qué cree que es la corte equivocada. Pídale a la corte que despida el reclamo. Tiene que entregar (dar) una copia de su carta (por correo o en persona) a todas las partes. (Su carta a la corte tiene que decir que hizo la entrega.)
- Ir al juicio y tratar de ganar el caso. Lleve testigos, recibos y cualquier prueba que necesite para probar su caso. Si desea que la corte emita una orden de comparecencia para que los testigos vayan al juicio, llene el formulario SC-107, *Citatorio de reclamos menores* (Small Claims Subpoena) y entrégueselo legalmente al testigo.
- Demandar a la persona que lo demandó. Si tiene un reclamo contra el Demandante, y el reclamo se puede presentar en la corte de reclamos menores, tal como se describe en este formulario, puede presentar el formulario SC-120, *Reclamo del demandado* (Defendant's Claim) y presentarlo en este mismo caso. Si su reclamo excede el límite permitido en la corte de reclamos menores, puede igualmente presentarlo en la corte de reclamos menores si está dispuesto a limitar su reclamo al máximo permitido, o puede presentar un reclamo por el monto total en la corte apropiada. Si su reclamo excede el límite permitido en la corte de reclamos menores y está relacionado con el mismo contrato, transacción, asunto o acontecimiento que el reclamo del Demandante, puede presentar su reclamo en la corte apropiada y presentar una moción para transferir el reclamo del Demandante a dicha corte, para poder resolver los dos reclamos juntos. Puede ver una descripción de los montos permitidos en el párrafo anterior titulado "Corte de reclamos menores".
- Aceptar el reclamo del Demandante y pagar el dinero. O, si no puede pagar en ese momento, vaya al juicio y diga que quiere hacer los pagos a plazos.
- No ir al juicio y aceptar el fallo por falta de comparecencia. Si no llega a un acuerdo con el Demandante y no va al juicio (fallo por falta de comparecencia), el juez le puede otorgar al Demandante lo que está reclamando más los costos de la corte. En ese caso, el Demandante legalmente puede tomar su dinero, su sueldo o sus bienes para cobrar el fallo.

¿Qué hago si necesito más tiempo? Puede cambiar la fecha del juicio si:

- No puede ir a la corte en la fecha programada (tendrá que pagar una cuota para aplazar el juicio), o
- No le entregaron los documentos legalmente (no recibió la orden para ir a la corte) por lo menos 15 días antes del juicio (ó 20 días si vive fuera del condado).

Pregúntele al secretario de reclamos menores sobre las reglas y las cuotas para aplazar un juicio. O llene el formulario SC-150 (o escriba una carta) y envíelo antes del plazo a la corte y a todas las otras personas que figuran en sus papeles de la corte. Adjunte un cheque para pagar los costos de la corte, a menos que le hayan dado una exención.



¿Necesita ayuda? El Asesor de Reclamos Menores de su condado le puede ayudar sin cargo.

O visite www.courts.ca.gov/reclamosmenores/asesores.

* Excepciones: Existen diferentes límites en un reclamo contra un garantía. (Vea el Código de Procedimiento Civil, sección 116.220 (c).) Los límites no se aplican a las acciones para reclamar una deuda de alquiler del COVID-19. (Vea el Código de Procedimiento Civil, secciones 116.223 y 1179.02; y el formulario SC-500.)



City Attorney

Discipline: (416) 596-4928
 1-800-387-2222

Registration # 19, 2022

Tim Chang

RE: Claim of Tim Chang / Claim Number: 23-00407

Department: MILWAUKEE Milwaukee-Jefferson Matters
Filing Date: July 2, 2022
Case No.: 2022-07-00000

NUMBER OF ACTORS IN PRODUCTION

MILWAUKEE POWER PRODUCTION, INC.

WARNING

Wendy: Wendy

DAVID C. HILL
City Attorney

Richard H. Bannock,
Chairman, Agriculture

Claim of: Tim Chang

Claim Filed: September 13, 2022

I, Nichelle D. Henney, say: I am a citizen of the United States, over eighteen years of age, and not a party to the within action that I am employed by the City Attorney's Office, of San Francisco, 1000 Plaza, 11390 Market Street, 7th Floor, San Francisco, CA 94102.

That on September 19, 2022 I served:

SUBJECT OF ACTION: [REDACTED]

by placing a true copy thereof in an envelope addressed to:

Tim Chang

Following ordinary business practices, I sealed and addressed the above documents in addressed envelope(s) and placed them at my workplace for collection and mailing with the United States Postal Service. I am readily familiar with the practices of the San Francisco City Attorney's Office for collecting and processing mail. In the ordinary course of business, the sealed envelope(s) that I placed for collection would be deposited, postage prepaid, with the United States Postal Service that same day.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 19, 2022 at San Francisco, California.

Nichelle D. Henney

DECLARATION OF SERVICE BY MAIL

09/27/2022 11:03 AM

Public.Records (CAT)

From: Public.Records (CAT)
Sent: Friday, October 4, 2024 1:26 PM
To: 'tmr408@protonmail.com'
Cc: Public.Records (CAT)
Subject: RE: Records request made 9-13-24
Attachments: PART 2 - Responsive records_Redacted.pdf

Dear requester,

Attached is part 2 of 2 of our response. The response is now complete.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT)
Sent: Friday, October 4, 2024 1:24 PM
To: 'tmr408@protonmail.com' <tmr408@protonmail.com>
Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Subject: RE: Records request made 9-13-24

Dear requester,

I am responding on behalf of the City Attorney's Office to your below records request. Attached is part one of two of the responsive records. Part two of two will be sent in a separate email due to file size. There are bookmarks within the PDFs to delineate the claim/case number for each matter.

Please note we have redacted personal information. See Cal Const., Article I, section 1; Cal. Government Code Section 7927.700, 7927.705; Admin. Code Section 67.1(g).

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Sent: Monday, September 23, 2024 3:12 PM
To: 'tmr408@protonmail.com' <tmr408@protonmail.com>
Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Subject: RE: Records request made 9-13-24

Dear requester,

I am responding on behalf of the City Attorney's Office to your below records request. Please note that we are invoking an extension of time under Government Code section 7922.535(c)(2) due to the need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records. We will work on this request and expect to respond no later than 10/07/24.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

From: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Sent: Friday, September 13, 2024 5:35 PM
To: 'tmr408@protonmail.com' <tmr408@protonmail.com>
Cc: Public.Records (CAT) <Public.Records@SFCITYATTY.ORG>
Subject: Records request made 9-13-24

Dear requester,

This email confirms our phone conversation today wherein you requested the pleadings/responses, settlement documents, and claim files of the matters that are highlighted on the attached spreadsheet. We expect to respond to you within 10 days of this request, by 9/23/24.

Please send replies to public.records@sfcityatty.org

Best,



Elizabeth A. Coolbrith
Paralegal
Office of City Attorney David Chiu
www.sfcityattorney.org

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO**
400 MCALLISTER STREET, SAN FRANCISCO, CA 94102-4514

SHANNA COUPER ORONA

PLAINTIFF (S)

VS.

CITY AND COUNTY OF SAN FRANCISCO

DEFENDANT (S)

SMALL CLAIMS ORDER

NO.: CSM-23-866830

**Small Claims Order of Dismissal
of Entire Action**

No appearances by Plaintiff

The court orders dismissal of the entire action without prejudice.

DATED: Sep 19, 2023

VISITING JUDGE

Judicial Officer

I, the undersigned, certify that I am an employee of the Superior Court of California, County Of San Francisco and not a party to the above-entitled cause and that on Sep 19, 2023 I served the foregoing Small Claims Order of Dismissal of Entire Action on each party appearing in propria persona by causing a copy thereof to be enclosed in a postage paid sealed envelope and deposited in the United States Postal Service mail box located at 400 McAllister Street, San Francisco CA 94102-4514 pursuant to standard court practice.

Dated : SEP-19-2023

By: RSAHATJIAN

SHANNA COUPER ORONA
131 STEUART STREET, STE 400
SAN FRANCISCO, CA 94105
[REDACTED]

CITY AND COUNTY OF SAN FRANCISCO
1 DR.CARLTON B.GOODLETT PLACE
SAN FRANCISCO, CA 94102

CITY AND COUNTY OF SAN FRANCISCO
1 DR.CARLTON B.GOODLETT PLACE
SAN FRANCISCO, CA 94102

Superior Court of California
County of San Francisco
Small Claims Division
400 MCALLISTER STREET, SAN FRANCISCO, CA 94102

FILED
Superior Court of California
County of San Francisco

SEP 19 2023

CLERK OF THE COURT

Deputy Clerk

SHAWNNA COUPER ORONA

Plaintiff(s)

Small Claims No.: CSM-23-866830

vs.

ORDER

CITY AND COUNTY OF SAN FRANCISCO

Defendant(s)

The Court hereby orders:

- ☒ Case Dismissed without prejudice. No appearance by the plaintiff.
- ☐ Case Dismissed without prejudice. No Proof of Service.
- ☐ Continued per request of parties to _____.
- ☐ Continued per request of the Plaintiff/Defendant to _____.
- ☐ Continued on the Court's own motion to _____.
- ☐ Continued for Proof of Service to _____.
- ☐ Continued to _____ for progress report. If no appearance, case dismissed with prejudice.
- ☐ Continued to _____ to provide _____ interpreter.
- ☐ Dismissed. No further action taken by the Court.
- ☐ Dismissed with prejudice. Case Settled.
- ☐ Dismissed at the request of the plaintiff. ☐ with prejudice ☐ without prejudice
- ☐ Other: _____

Date: **SEP 19 2023**

JUDGE OF THE SF SUPERIOR COURT
SYLVIA L. HUSING

ORDER

SC-150**Request to Postpone Trial**

See instructions on other side.

① My name is: Shanna Couper Orona
 Mailing address: 131 Steuart Street, Suite 400
San Francisco, CA 94105
 Phone: [REDACTED]

I am a (check one): ☒ plaintiff ☐ defendant in this case.

② My trial is now scheduled for (date): 7/27/2023

③ I ask the court to postpone my trial until (approximate date):
9/7/2023

④ I am asking for this postponement because (explain):
☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 4" at the top.
Additional time needed in light of a pending decision in related litigation.

⑤ If your trial is scheduled within the next 10 days, explain why you did not ask for a postponement sooner.
☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 5" at the top.

Plaintiff was awaiting a related decision in the California Court of Appeal that was expected to be published sooner and needs additional time to prepare after that decision takes effect.

⑥ **Has your claim been served by a method allowed by law?** (See form SC-104B, What Is "Proof of Service"?, for information about how the claim can be served. Check and complete all that apply):

☐ If your answer will not fit in the space below, check this box and attach your answer on a separate sheet of paper. Write "SC-150, Item 6" at the top.

a. ☐ No. I am a defendant and have not filed a claim in this case.

b. ☒ Yes. The parties listed below have been served:

(1) Office of the Mayor, who lives in: San Francisco, was served on: 05/04/23
name county date

(2) _____, who lives in: _____, was served on: _____
name county date

c. ☐ No. The parties listed below have not been served (list names):

(1) _____ (2) _____

d. ☐ I do not know. The court clerk mailed my claim, and I do not know if the court received the signed receipt for these parties (list names):

(1) _____ (2) _____

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: 07/24/2023Shanna Couper Orona

Type or print your name

JUL 28 2023

DocuSigned by

 Sign here

Clerk stamps here when form is filed.

RECEIVED
 MAYOR'S OFFICE
 2023 JUL 28 PM 1:27

Fill in the court name and street address:

Superior Court of California, County of

San Francisco
 400 McAllister Street
 San Francisco, CA 94102

Fill in your case number and case name:

Case Number:

CSM23866830

Case Name:

Shanna Couper Orona v. City and County of
 San Francisco

BY FAX

SCANNED

See instructions on other side.

- ☒ This form is attached to the document checked in ② below.

1 Server's informationName: Neda Shahram Phone: 415-543-9444Street or mailing address: 131 Steuart St. Suite 400City: San Francisco State: CA Zip Code: 94105

- ☐ Check here if you are a registered process server, and write:

County where registered: _____ Registration #: _____

2 Form or document served

- a. ☐ Form SC-105, *Request for Court Order and Answer*
 b. ☐ Form SC-109, *Authorization to Appear*
 c. ☐ Form SC-114, *Request to Amend Claim Before Hearing*
 d. ☐ Form SC-133, *Judgment Debtor's Statement of Assets*
 e. ☒ Form SC-150, *Request to Postpone Trial*
 f. ☐ Form SC-221, *Response to Request to Make Payments*
 g. ☐ Other document allowed to be served by mail (specify):
☐ Check here if there is not enough space below to list the document served. List the document on a separate page, and write "SC-112A, Item 2" at the top.

3 Server's declaration

- a. I am 18 or older. I am not a party to this small claims case. I live or work in the county where I did the mailing described below.
- b. I placed copies of the document checked in ② and an unsigned copy of this page in a sealed envelope, addressed as follows:
☐ Check here if there is not enough space below to list all parties served. List their names and addresses on a separate page, and write "SC-112A, Item 3" at the top.

Name of party served	Mailing address on the envelope
City and County of San Francisco	Office of the Mayor, Room 200, 1. Dr. Carlton B. Goodlett Pl., San Francisco, CA 94102

- c. On (date of mailing): July 24, 2023, I placed each envelope in the mail, with postage paid, at (city and state of mailing): San Francisco, CA

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: 07/24/2023

Neda Shahram
 Type or print server's name


 Server signs here



SAN FRANCISCO CA 940

24 JUL 2023 PM 2 L



CITY & COUNTY OF San Francisco
OFFICE OF THE MAYOR
Room 200
1 DR. CARLTON B. GOODLETT PL.
SAN FRANCISCO, CA 94102

94102-468199

