

CLAIM AGAINST THE SANTA CLARA VALLEY WATER DISTRICT California Government Code Sections 900 and following

Page 1 of 2

	Clerk of the Board's Date Stamp 7/19/22							
The completed form can be mailed, sent electronically	For SCVWD Use Only							
or hand delivered. Mail or deliver to:	Date Received:	ROUTING						
Clerk of the Board Santa Clara Valley Water District-HQ	☐ Via U.S. Mail:	X CEO:						
5700 Almaden Expressway San Jose, CA 95118	☐ Hand Delivered:							
Or submit the completed form electronically to:		🔀 Risk Management						
clerkoftheboard@valleywater.org	Other:							
		▼ BOD (District #): 4						

With certain exceptions, claims for personal injury or property damage MUST be filed within six months of the incident giving rise to the claim. Claimant must complete each section. If information is unknown, write "unknown" in the appropriate box. Please use additional pages if necessary. Please attach itemized receipts, witness statements, photos and all other documentation that you believe will be helpful to process your claim. Claimant MUST sign and date the form; see last page.

Name of Claimant: Andres Carrasco										
Address of Claimant: 4649 Ha	mptor	Falls Place	City: San Jose	State: CA	Zip:	95136				
Mailing Address to Which Notice Different From Above:	s Shou	ld be Sent if	City:	State:	Zip:					
Home Phone Number: 408-916-7271		Cell Phone Nur 408	mber: 3-916-7271	Work	Phone Number: 408-916-7271					
Is this claim being filed on behalf	of a m	inor?	If so, please indicate minor's date of birth: Relationship to the minor:							
Date and time of incident or	Locati	on of incident or	loss (address):	Is there	e a police report?					
loss: June 11, 2022	4	649 Hampton San Jose, C		Yes If Yes, Police Report #: 192533264						

Describe how the incident or loss happened, and the reason you believe the Santa Clara Valley Water District is responsible for your damages (*Please attach additional sheets if necessary*):

A large 6' x 3' double paned window facing my front patio was broken by a vandal using a rock thrown from Guadalupe River, property that falls under the ownership/stewardship of either San Jose Water Company, Santa Clara Valley Water District, or both. In past years, these entities have had considerable difficulty ensuring that homes facing the river are protected from vandals using the pathways along the river. From May 13, 2019, a pilot program was put in place by Santa Clara Valley Water District and local police to clean up the creeks and rivers, but as far as I can tell, this has been ineffective in preventing the kind of vandalism I am reporting here. I have had two other windows broken, once on 06/06/2019 and on 09/10/2019. I filed claims for those incidents as well, but have received acknowledgement only for the 6/6/19 incident (claim L900004). However, I never received payment for that claim (\$1,900.00), nor any additional response since. The other claim for the 09/10/19 incident was for a smaller window, so the amount was for \$395.00. Further, since I have reason to believe that this claim may also not be paid, I am currently looking into hiring legal counsel to assist me in securing reimbursement for all three windows.



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In detail, describe the damage or injury (<i>Please attach additional sheets if necessary</i>): On the evening of June 11, 2022, at approximately 7:05pm, while working in my upstairs office, I It sounded like it came from downstairs, and I suspected that something had fallen, like maybe a purple the wall. I came downstairs to inspect and everything looked normal, until I came to view the large window above my patio door. Sure enough, after surveying the damage outside, I found the rock of did not witness anyone in the vicinity that could have caused the damage. My patio overlooks Gua approximately 800 ft. south of the Branham Lane overpass. Directly across from our patio, there is encampment where a number of people occasionally stay. A number of people also use the path jogging/biking.	oicture frame off e double paned that was thrown. I adalupe river, s a homeless
List Name(s) and contact information of any witness(es) or District employee involved (if any):	
No witnesses were observed on the trail or at the homeless encampment.	
DAMAGES CLAIMED: Basis for computation of amounts claimed (include copies of bills, invoices, photos, police case # or other documentation.) Note: If your claim is more than \$10,000, you nee amount, but must state whether jurisdiction for the claim would be in the Limited Jurisdiction (up to Unlimited jurisdiction of the Superior Court. Is the amount of the claim under \$10,000? X Yes	d not fill in an
ITEMS	CLAIM AMOUNT
1. Reimbursement for cost to repair my window	\$ \$1,695.00
2.	\$
3.	\$
4.	\$
TOTAL AMOUNT	\$ \$1,695.00
WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE OR FRAUDULENT CLAIM (Penal Code I have read the matters and statements made in the above claim and I know the same to be true of except to those matters stated upon information and belief and as to such matters I believe the sam under penalty of perjury that the foregoing is TRUE and CORRECT. Signed this 18th day of July , 20 22 Claimant's signature	my own knowledge, ne to be true. I certify
overnment Code Section 945.6 provides that, with limited exceptions, any suit brought against a pu	

G commenced:

- (1) If written notice is given of a denial of claim in accordance with <u>Section 913</u>, not later than six months after the date such notice is personally delivered or deposited in the mail.
- (2) If written notice is not given of a denial of claim in accordance with Section 913, within two years from the accrual of the cause of action.

SAN JOSE POLICE DEPARTMENT SUMMARY INCIDENT REPORT



REPORT NUMBER: 221623216

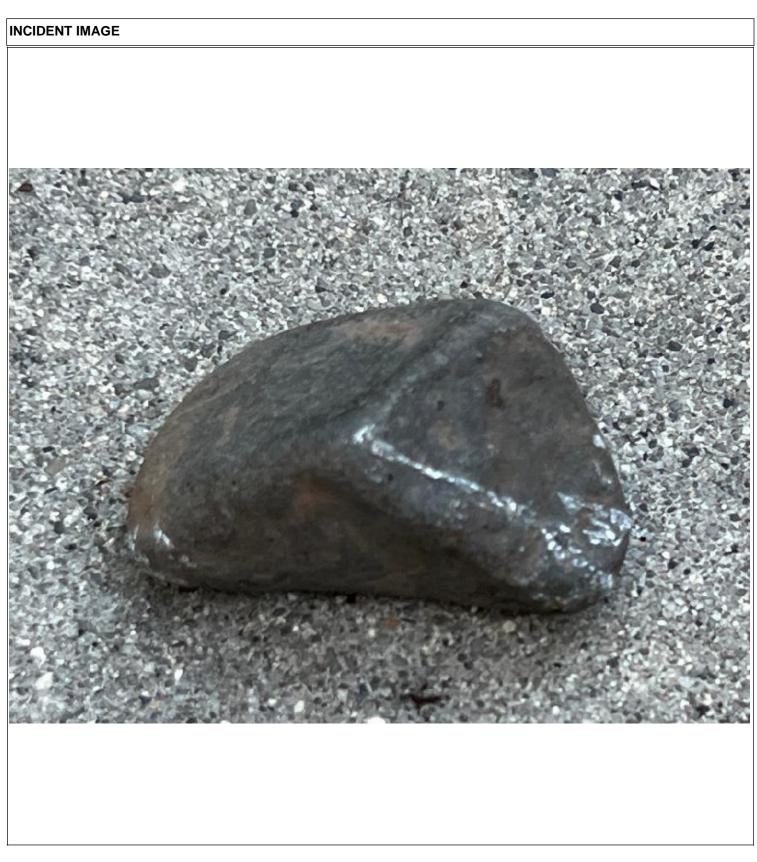
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INCIDENT CODE INCIDENT TYPE					INITIAL X DATE/TIME STARTED DATE/TIME ENDED					DATE/TIME REPORTED										
594 Vandalism					SUPP 06/11/2022 07:05 PM 06/11/2022 07:06 P				:06 PI	PM 06/11/2022 11:22 PM										
REPORT FILED FROM TRACKING NUMBER				L	OCATIO	N OF O	CCURRE	NCE					APPROVED BY:							
*** T22012986				4	4649 Hampton Falls Place, San Jose, CA 95136						1549N/Amongol									
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' EMAIL					RESIDENCE ADDRESS								HOME PHONE							
	andres	@flexe	etch.com				***													
EMPLOYER NAME					BUSINESS ADDRESS						WORK	WORK PHONE								

NARRATIVE

On the evening of June 11, 2022, at approximately 7:05pm, while working in my upstairs office, I heard a loud crash. It sounded like it came from downstairs, and I suspected that something had fallen, like maybe a picture frame off the wall. I came downstairs to inspect and everything looked normal, until I came to view the large double paned window above my patio door. I instantly knew that I had been vandalized, as I've had windows broken two other times in previous years (see San Jose police reports 192533264 and 192533263). Sure enough, after surveying the damage outside, I found the rock that was thrown. I did not witness anyone in the vicinity that could have caused the damage. My patio overlooks Guadalupe river, approximately 800 ft. south of the Branham Lane overpass. Directly across from our patio, there is a homeless encampment where a number of people live day and night. They often make a lot of noise, often late into the night, and I have in the past reported excessive noise and nuisance form them. A number of people also use the path along the river for jogging. I expect that given the geometry and size of the window, the repair cost will likely be close to \$2,000.00.

INCIDENT IMAGE

REPORT NUMBER: 221623216

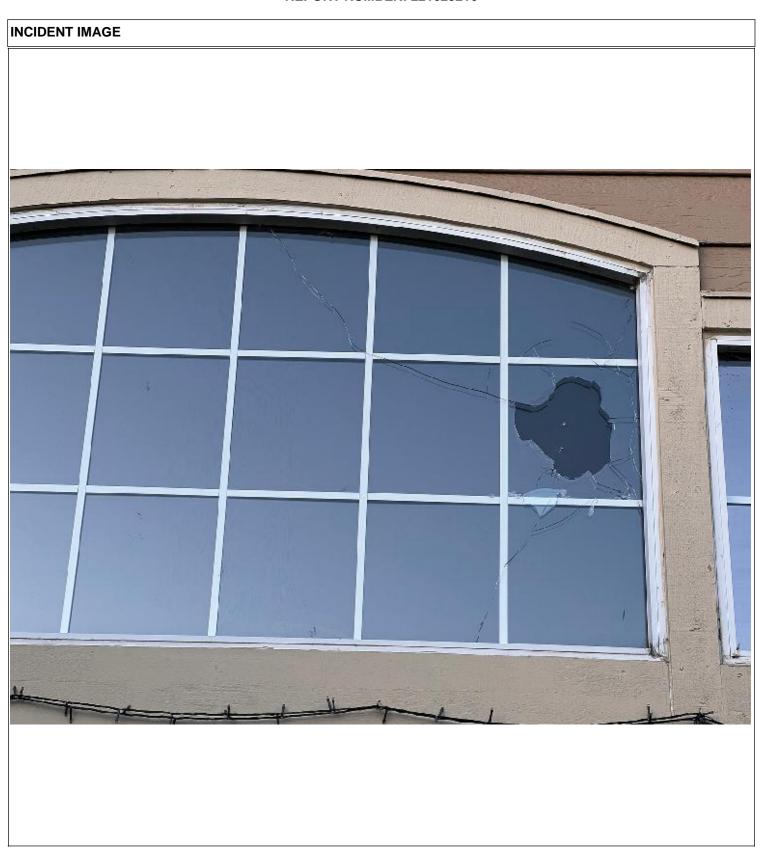


REPORT NUMBER: 221623216

INCIDENT IMAGE

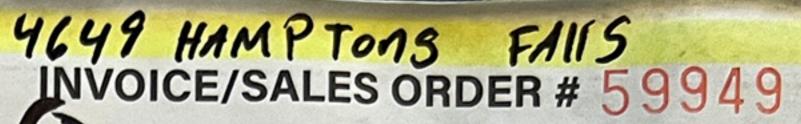


REPORT NUMBER: 221623216



JUNE 29-22 BLOSSOM HILL GLASS

370 Piercy Road San Jose, CA 95138 (408) 629-7500



DUE DATE: _

DATE: JULY 18,2022

SOLD ANDRES CARRASCO

4649 HAMPTONS FAILS PL.

SAN JOSE, CA 95136

THIS INVOICE IS
NOW DUE AND PAYABLE

THE REPORT OF THE PARTY OF THE

none: 408) 916-7271

COLL.___ BILL ___PPD.

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