

THE LAW OFFICE OF
TIMOTHY A. LUNDELL
510 North 3rd Street
San Jose, CA 95112

COPY rec'd 8/21

Phone (408) 292-1717

tlundell@earthlink.net

Fax (408) 297-4345

August 18, 2017

VIA EMAIL AND OVERNIGHT DELIVERY

Clerk of the Board
Santa Clara Valley Water District
Winfield Warehouse
5905 Winfield Blvd.
San Jose, CA 95123

Re: Application for Leave to File Late Claim
Claimant: Thomas Wingens/4355 Monterey Road LLC

Dear Board:

Attached please find correspondence dated July 24, 2017, sent to Mr. David Cahen, Risk Manager of SCVWD, responding to the Notice of Late Presentation of Claim sent by him on July 19, 2017 (copy also enclosed).

Mr. Cahen's office has advised that the Request for Leave to File Late Claim must be directed to the Board, not to his office, and on behalf of my clients, Thomas Wingens and 4355 Monterey Road LLC, I am submitting the same request to the Board's attention, on the same grounds as set forth in my correspondence to Mr. Cahen.

I would appreciate an acknowledgment that this application has been received. I will withhold sending the actual claim package pending action on this application for leave to file late claim, notwithstanding my contention, as set forth in Paragraph 1 of my letter to Mr. Cahen, that the claim was improperly rejected with regard to those elements for which a one-year claim presentation period applies, per Government Code Section 911.2(a).

I shall look forward to the Board's response. Thank you for your kind courtesy and consideration in this regard.

Very truly yours,



TIMOTHY A. LUNDELL

TAL/sb

Enclosures

cc: David Cahen, Risk Manager, Santa Clara Valley Water District
Clients

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