

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
2	8/23/10	Open	Action	08/09/10

Subject: Rejection of Claims

## ISSUE

Whether to reject the following claims against Regional Transit.

## RECOMMENDED ACTION

Adopt a motion to reject the following claims:

<u>Claimant</u>	<u>Amount Claimed</u>	<u>Description</u>
Martin, Sandy	\$67,500.00	<u>Rejection of Claim:</u> Claim is for emotional distress allegedly caused by verbal assault and mistreatment by RT fare inspector.
Harper, Sherry	\$211,718.39	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when a wheelchair passenger tipped over onboard a RT bus.
Parker-Baldwin, Thelma	\$50,000,000.00	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained by passenger while deboarding at bus stop.
Ortega, Alfonso	\$2,125,000.00	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when claimant was assaulted by security guards in station.
Neal, Christopher	\$86,000.00	<u>Rejection of Claim:</u> Claim is for injuries allegedly sustained by pedestrian that was struck by a light rail vehicle.

Approved:

Presented:

FINAL 8/16/10

General Manager/CEO

Chief Administrative Officer/EEO

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## FISCAL IMPACT

Budgeted:	Yes	This FY:	\$	N/A
Budget Source:	Operating	Next FY:	\$	N/A
Funding Source:	Local	Annualized:	\$	N/A
Cost Cntr/GL Acct(s) or Capital Project #:	N/A	Total Amount:	\$	N/A
Total Budget:	\$ See Below			

## DISCUSSION

Regional Transit establishes reserves in an aggregate amount sufficient to cover losses for all claims up to the self insurance limit.

The above referenced claims are currently under investigation to determine if RT has any liability. Therefore, staff recommends the Board adopt a motion rejecting the above claims.