

REGIONAL TRANSIT ISSUE PAPER

| Agenda Item No. | Board Meeting Date | Open/Closed Session | Information/Action Item | Issue Date |
|-----------------|--------------------|---------------------|-------------------------|------------|
| 2 | 12/14/15 | Open | Action | 11/18/15 |

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> |
|------------------------|-----------------------|--|
| Abundiz-Torres, Amalia | \$1,000,000.00 | <u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when claimant fell while boarding an RT bus. |
| Wall, Sonja | \$260,101.04 | <u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when claimant was involved in a collision with an RT bus. |
| Oate, Amado | \$20,420,000.00 | <u>Rejection of Claim:</u> Claim is for injuries allegedly sustained when bicyclist swerved directly into the path of a passing vehicle to avoid low hanging branches. Claimant alleges tree is RT property. |
| Jackson, Alisa | \$130,000.00 | <u>Rejection of Claim:</u> Claim is for injuries allegedly sustained while claimant was a passenger onboard a bus that was involved in a collision with another vehicle. |

FISCAL IMPACT

None as a result of this action.

Approved:

Final 12/01/15

General Manager/CEO

Presented:

Chief Counsel

REGIONAL TRANSIT ISSUE PAPER

| Agenda Item No. | Board Meeting Date | Open/Closed Session | Information/Action Item | Issue Date |
|-----------------|--------------------|---------------------|-------------------------|------------|
| 2 | 12/14/15 | Open | Action | 11/18/15 |

Subject: Rejection of Claims

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.