



**GENERAL ALLEGATIONS**

1  
2 1. All allegations of the Complaint are based on information and belief and are likely to have  
3 evidentiary support after a reasonable opportunity for investigation and discovery.

4 2. Plaintiffs reside now, and at all times relevant to this Complaint, in Riverside County  
5 when the actions, omissions and conduct complained of herein occurred at the intersection of  
6 Fourteenth Street and Mulberry Street near the off ramp of the 91 freeway, in Riverside, CA  
7 92501.

8 3. Plaintiffs are informed and believe, and based upon such information and belief allege  
9 that all times herein mentioned, Defendant COUNTY OF RIVERSIDE, is and at all times  
10 mentioned herein was a governmental entity duly organized and existing under the laws of the  
11 State of California.

12 4. Plaintiff is informed and believes, and upon such information and belief alleges, that  
13 Defendant JASON HORTON (hereinafter "Jason Horton" or "Mr. Horton"), is and at all times  
14 mentioned herein a relevant employee or agent of Defendant County of Riverside and/or  
15 Riverside Sheriff's Department, who was on duty at the time of the subject incident driving an  
16 emergency vehicle.

17 5. Plaintiff has timely complied with all government claim presentation requirements.

18 6. On or about September 6, 2017, Plaintiffs presented Defendant County of Riverside by a  
19 written claim in compliance with the requirements of Sections 900 through 915.4 of the  
20 California Government Code. Attached hereto as **Exhibit A** are true and correct copies of  
21 Plaintiffs' claim notices to Defendants and proofs of service.

22 7. On or about September 28, 2017, Plaintiff received notice from Defendant County of  
23 Riverside, through its claim representative Cecilia Gil, that Defendant County of Riverside  
24 rejected Plaintiffs' claims. Attached as **Exhibit B** are true and correct copies of Defendant  
25 County of Riverside's rejections of the claims for Plaintiffs Lus Gusman and Misael Gusman.  
26 Pursuant to California Government Code sections 912.6(a) and 912.4(c), the claim for Plaintiff  
27 Fernando Galindo is considered rejected as no response was provided within forty-five (45) days.

28 8. Therefore, pursuant to California Government Code section 945.6, Plaintiffs' Complaint

1 is being timely filed.

2 9. At all times herein, the defendants and each of them were obligated to entrust, manage,  
3 operate, maintain and use a motor vehicle in a reasonable manner, given the attendant  
4 circumstances of its use on the public roadways in the County of Riverside. Nevertheless, on  
5 August 10, 2017, at the aforementioned location, a public street and highway, defendant Jason  
6 Horton operated the vehicle in his possession, a 2008 Ford Crown Victoria, bearing California  
7 license plate 6EUH192, in a reckless, wanton and dangerous manner, striking the vehicle in  
8 which plaintiffs were occupants, while they were entering the intersection. Said incident caused  
9 and continues to cause great harms, injuries and damages, as alleged herein.

10 10. On or about August 10, 2017, Plaintiffs were lawfully entering the intersection at the  
11 aforementioned location with a green light when they suddenly and without notice were struck by  
12 Defendant's vehicle as Mr. Horton improperly proceeded despite having a red light signal,  
13 thereby violating the safety rule requiring all drivers to stop at red light signals and thereby  
14 needlessly endangering the public on the road including Plaintiffs. Attached as **Exhibit C** is a  
15 true and correct copy of a screenshot of the street video surveillance from the corner of  
16 Fourteenth Street and Lime Street which captured the subject incident.

17 11. Plaintiffs are informed and believe, and upon such information and belief alleges, that  
18 Defendant JASON HORTON was carelessly and recklessly using his cell phone while driving at  
19 the time of the subject incident.

20 12. The true names and capacities, whether individual, corporate, associate, or otherwise, of  
21 Defendants named herein as Does 1 through 100 are currently unknown to Plaintiffs, who  
22 therefore sues such Defendants by such fictitious names and will amend this Complaint to show  
23 their true names and capacities when ascertained together with the proper charging allegations.

24 13. At all times herein mentioned, Defendants Does 1 through 100, inclusive, were the agents,  
25 servants, and employees of their co-Defendants, and in doing the things hereinafter alleged were  
26 acting within the scope of their authority as such agents, servants, and employees and with the  
27 consent and permission of their co-Defendants.

28 14. Plaintiffs are informed and believe, and based upon such information and belief, allege

1 that each of the Defendants designated herein as a Doe are responsible in some manner and liable  
2 herein by reason of negligence, malfeasance, nonfeasance, wanton and reckless misconduct, and  
3 conscious disregard, and said Defendants directly, legally, and proximately caused the injuries  
4 and damages asserted in this Complaint by such wrongful conduct.

5 15. In addition, at all times herein relevant, each Defendant, whether named herein or  
6 designated as a Doe, was a principal, master, employer, and joint venturer of every other  
7 Defendant, and every Defendant was acting within the scope of said agency authority,  
8 employment, and joint venture.

9 16. Moreover, California Government Code section 815.2(a) provides "a broad provision for  
10 liability in respondeat superior." See *State ex rel. Department of California Highway Patrol v.*  
11 *Superior Court* (2015) 60 Cal.4th 1002. Therefore, Defendant County of Riverside is liable in  
12 respondeat superior for the negligent acts and/or omissions of their employees and/or agents,  
13 including Defendant Jason Horton, and Does 1 through 100, and each of them, pursuant to  
14 California Government section 815.2(a).

15 **JURISDICTION AND VENUE**

16 17. This Court has jurisdiction in this matter pursuant to Code of Civil Procedure section  
17 410.10 because the accident and/or injury occurred within Riverside County, California.

18 18. Venue is proper in this Court pursuant to the provisions of Code of Civil Procedure  
19 sections 395 and 395.5, in that the accident occurred and Defendants' obligations and liability  
20 arose in the County of Riverside, State of California.

21 **FIRST CAUSE OF ACTION**

22 **NEGLIGENT OPERATION OF A MOTOR VEHICLE**

23 **(Against Defendants Jason Horton, and Does 1 through 100)**

24 19. Plaintiffs repeat, incorporate, and reallege all paragraphs herein as though fully set forth.

25 20. On August 10, 2017, Defendant Jason Horton, and Does 1 to 100, operated a motor  
26 vehicle.

27 21. Defendant Jason Horton was driving negligently and carelessly, including but not limited  
28 to failing to properly stop at a red light, in violation of California Vehicle Code section 21453(a),

1 and the safety rule requiring all drivers to pay attention, and the rule that drivers are not allowed  
2 to needlessly endanger anyone.

3 22. It is reasonably foreseeable that Plaintiffs would be harmed by the negligence in failing to  
4 properly stop at a red light, in violation of California Vehicle Code section 21453(a), and the  
5 safety rule requiring all drivers to pay attention, and the rule that drivers are not allowed to  
6 needlessly endanger anyone. California Vehicle Code section 21453(a) states: "A driver facing a  
7 steady circular red signal alone shall stop at a marked limit line, but if none, before entering the  
8 crosswalk on the near side of the intersection or, if none, then before entering the intersection,  
9 and shall remain stopped until an indication to proceed is shown..."

10 23. Defendants Jason Horton, and Does 1 to 100, acted carelessly, recklessly, unskillfully,  
11 unlawfully, tortiously, wantonly and wrongfully entrusted, permitted, managed, serviced,  
12 repaired, inspected, maintained, operated, controlled, and drove the vehicle as to proximately  
13 cause the same to collide against the vehicle in which Plaintiff, Lus Gusman, was then driving,  
14 and for which minor child Misael Gusman was a passenger, thereby proximately causing the  
15 injuries and damages hereinafter mentioned.

16 24. Defendant Jason Horton was also extremely and dangerously negligent in failing to keep  
17 attentive as to his whereabouts. Upon information and belief, Defendant Jason Horton did not  
18 exercise reasonable care when he decided to use his cell phone while driving. Said Defendant  
19 knew or should have known that the light was red and attempting to enter the intersection  
20 regardless would be unsafe, all of which negligence, carelessness and recklessness constituted the  
21 proximate cause of him striking the Plaintiffs.

22 25. At all times herein alleged, Mr. Horton acted with a deliberate and despicable disregard  
23 for human lives and safety, with knowledge that the harms and dangers which occurred were  
24 highly likely and substantially certain to result when, upon information and belief, he drove his  
25 car while on the phone, causing severe harms to the plaintiffs, and each of them, as alleged, for  
26 which punitive damages should be imposed to punish and make Mr. Horton an example for the  
27 community, pursuant to California Civil Code section 3294, as Mr. Horton's act and/or omission  
28 occurred during the scope of employment; the Mr. Horton failed to act in good faith and without

1 malice and in the best interest of the public entity.

2 26. By reason of the foregoing, said Defendants, and each of them, are liable for, and  
3 Plaintiffs are entitled to recover general, special, actual, compensatory and punitive damages,  
4 including, but not limited to necessary past and future medical and related expenses, as well as  
5 mental, emotional and physical pain and suffering, in an amount presently unknown but  
6 exceeding the minimum jurisdictional limit of this Court and as proven at time of trial.

7 27. As a proximate result of the carelessness, recklessness, and/or unlawfulness of said  
8 Defendants, and each of them, Plaintiffs necessarily employed medical healthcare providers and  
9 physicians for medical examination, treatment, and care for injuries and incurred medical and  
10 incidental expenses and may have to incur additional like expenses in the future, all in amounts  
11 presently unknown, and Plaintiffs therefore request leave of Court to prove that amount at trial.

12 **SECOND CAUSE OF ACTION**

13 **NEGLIGENCE**

14 **Pursuant to Government Code section 815.2**

15 **(Against Defendants County of Riverside, Jason Horton, and Does 1 through 100)**

16 28. Plaintiffs repeat, incorporate, and re-allege all paragraphs herein as though fully set forth.

17 29. The conduct of Defendant Jason Horton, and Does 1 through 100, and each of them,  
18 described herein, was done within the course and scope of employment, agency, permission,  
19 and/or service with Defendant County of Riverside, under the said Defendants' authority, and  
20 therefore Defendant County of Riverside is vicariously liable for the same under California  
21 Government Code section 815.2(a).

22 30. Plaintiff is informed and believes and thereupon alleges that Defendant Jason Horton was,  
23 and is, an employee of Defendant County of Riverside, and Does 1 through 100, inclusive and  
24 each of them.

25 31. Plaintiff is informed and believes and thereupon alleges that Defendant Jason Horton was  
26 in the course and scope of his employment at the time of the subject incident.

27 32. Plaintiff is informed and believes and thereupon alleges that, at all times mentioned  
28 herein, Defendant Jason Horton and his respective supervisors and/or managers, and each of

1 them, were the agents, servants, and employees of the Defendant County of Riverside, and were  
2 acting within the course and scope of their employment, thereby rendering the Defendant County  
3 of Riverside, and Does 1 to 100, and each of them, liable for the injuries proximately caused by  
4 the acts or omissions of Defendant Jason Horton and his respective supervisors and/or managers,  
5 pursuant to California Government Code section 815.2.

6 33. Plaintiffs are informed and believe and thereupon allege that the actions Defendant Jason  
7 Horton and his respective supervisors and/or managers, and each of them, and Does 1 through  
8 100, inclusive and each of them, as described herein, were so careless, reckless and negligent that  
9 Defendant County of Riverside, and Does 1 through 100, and each of them, are vicariously liable  
10 for the injuries caused to Plaintiff arising from violation of their duties of care, pursuant to  
11 California Government Code section 815.2(a).

12 34. Defendant County of Riverside, through their employees, agents, and/or contractors, owed  
13 Plaintiffs and all residents of Riverside a duty of reasonable care.

14 35. Defendants, through their employees, agents, and/or contractors, carelessly and  
15 negligently performed their duties, in that they failed to properly stop at a red light, in violation of  
16 California Vehicle Code section 21453(a), and the safety rule requiring all drivers to pay  
17 attention, and the rule that drivers are not allowed to needlessly endanger anyone.

18 36. It is reasonably foreseeable that Plaintiffs would be harmed by the negligence in failing to  
19 properly stop at a red light, in violation of California Vehicle Code section 21453(a), and the  
20 safety rule requiring all drivers to pay attention, and the rule that drivers are not allowed to  
21 needlessly endanger anyone. California Vehicle Code section 21453(a) states: "A driver facing a  
22 steady circular red signal alone shall stop at a marked limit line, but if none, before entering the  
23 crosswalk on the near side of the intersection or, if none, then before entering the intersection,  
24 and shall remain stopped until an indication to proceed is shown..."

25 37. Defendants' actions and decisions were a substantial factor of Plaintiffs' injuries and  
26 damages, and the direct and proximate cause of Plaintiffs' injuries and damages.

27 38. As a result of these acts and omissions, Defendants, and Does 1 through 100, inclusive,  
28 were negligent and Defendants are liable for the injuries and damages to Plaintiffs.

1 39. By reason of the foregoing, said Defendants, and each of them, are liable for, and  
2 Plaintiffs are entitled to recover general, special, actual, compensatory and punitive damages,  
3 including, but not limited to necessary past and future medical and related expenses, as well as  
4 mental, emotional and physical pain and suffering, in an amount presently unknown but  
5 exceeding the minimum jurisdictional limit of this Court and as proven at time of trial.

6 40. As a proximate result of the carelessness, recklessness, and/or unlawfulness of said  
7 Defendants, and each of them, Plaintiffs necessarily employed medical healthcare providers and  
8 physicians for medical examination, treatment, and care for injuries and incurred medical and  
9 incidental expenses and may have to incur additional like expenses in the future, all in amounts  
10 presently unknown, and Plaintiffs therefore request leave of Court to prove that amount at trial.

11 **THIRD CAUSE OF ACTION**

12 **BREACH OF MANDATORY DUTY**

13 **Pursuant to Government Code section 815.6**

14 **(Against Defendants County of Riverside, Jason Horton, and Does 1 through 100)**

15 41. Plaintiffs repeat, incorporate, and re-allege all paragraphs herein as though fully set forth.

16 42. Plaintiffs were harmed because Defendants violated California Vehicle Code section  
17 21453(a), and the safety rule requiring all drivers to pay attention, and the rule that drivers are not  
18 allowed to needlessly endanger anyone. California Vehicle Code section 21453(a) states: "A  
19 driver facing a steady circular red signal alone shall stop at a marked limit line, but if none,  
20 before entering the crosswalk on the near side of the intersection or, if none, then before entering  
21 the intersection, and shall remain stopped until an indication to proceed is shown..."

22 43. California Vehicle Code section 21453(a), and other relevant standards, codes,  
23 regulations, and/or ordinances, were in fact violated by Defendants; Plaintiffs were in fact  
24 harmed; and Defendants' failure to perform its duty was a substantial factor in causing Plaintiffs'  
25 harm.

26 44. Defendants' mandatory duty is imposed by enactment, the duty was designed to protect  
27 against the kind of injury allegedly suffered, and breach of the duty proximately caused injury.

28 45. The statutes, standards, codes, regulations, and/or ordinances that were violated were in



1 fact obligatory, rather than merely discretionary or permissive.

2 46. The specific statutory mandate that was violated by Defendants was a proximate and legal  
3 cause of the harms suffered by Plaintiffs, and the injuries suffered by Plaintiffs are the  
4 consequences which the the statutes, standards, codes, regulations, and/or ordinances sought to  
5 prevent through imposing the alleged mandatory duty.

6 47. By reason of the foregoing, said Defendants, and each of them, are liable for, and  
7 Plaintiffs are entitled to recover general, special, actual, compensatory and punitive damages,  
8 including, but not limited to necessary past and future medical and related expenses, as well as  
9 mental, emotional and physical pain and suffering, in an amount presently unknown but  
10 exceeding the minimum jurisdictional limit of this Court and as proven at time of trial.

11 48. Pursuant to California Government Code section 818, the claim of punitive damages  
12 against a public entity is prohibited, but punitive damages against against Defendant Jason  
13 Horton, and/or Does 1 to 100, as individual public employees is permitted.

14 49. As a proximate result of the carelessness, recklessness, and/or unlawfulness of said  
15 Defendants, and each of them, Plaintiffs necessarily employed medical healthcare providers and  
16 physicians for medical examination, treatment, and care for injuries and incurred medical and  
17 incidental expenses and may have to incur additional like expenses in the future, all in amounts  
18 presently unknown, and Plaintiffs therefore request leave of Court to prove that amount at trial.

19 **FOURTH CAUSE OF ACTION**

20 **NEGLIGENCE**

21 **Pursuant to Government Code section 820(a)**

22 **(Against Defendants Jason Horton, and Does 1 through 100)**

23 50. Plaintiff repeats, incorporates, and re-alleges all paragraphs herein as though fully set  
24 forth.

25 51. The conduct of Defendant Jason Horton, and Does 1 through 100, and each of them,  
26 described herein, was done within the course and scope of employment, agency, permission,  
27 and/or service with Defendant County of Riverside, under the said Defendants' authority, and  
28 therefore Defendants served as public employees and are liable for injury caused by their act or

1 omission pursuant to Government Code section 820(a), which states: "a public employee is liable  
2 for injury caused by his act or omission to the same extent as a private person."

3 52. Plaintiff is informed and believes and thereupon alleges that Defendant Jason Horton was,  
4 and is, a public employee of Defendant County of Riverside, and Does 1 through 100, inclusive  
5 and each of them.

6 53. Plaintiff is informed and believes and thereupon alleges that Defendant Jason Horton was  
7 in the course and scope of his employment at the time of the subject incident.

8 54. It is reasonably foreseeable that Plaintiffs would be harmed by the negligence in failing to  
9 properly stop at a red light, in violation of California Vehicle Code section 21453(a), and the  
10 safety rule requiring all drivers to pay attention, and the rule that drivers are not allowed to  
11 needlessly endanger anyone. California Vehicle Code section 21453(a) states: "A driver facing a  
12 steady circular red signal alone shall stop at a marked limit line, but if none, before entering the  
13 crosswalk on the near side of the intersection or, if none, then before entering the intersection,  
14 and shall remain stopped until an indication to proceed is shown..."

15 55. It is reasonably foreseeable that Defendant would have a reduced attentiveness to his  
16 whereabouts and traffic signals while simultaneously using a cell phone and operating a vehicle.

17 56. Defendants' actions and decisions were a substantial factor of Plaintiffs' injuries and  
18 damages, and the direct and proximate cause of Plaintiffs' injuries and damages.

19 57. As a result of these acts and omissions, Defendants, and Does 1 through 100, inclusive,  
20 were negligent and Defendants are liable for the injuries and damages to Plaintiffs.

21 58. California Government Code section 820(a) provides: "a public employee is liable for  
22 injury caused by his act or omission to the same extent as a private person." Thus, a public  
23 employee may be liable for punitive damages like a private person.

24 59. At all times herein alleged, Mr. Horton acted with a deliberate and despicable disregard  
25 for human lives and safety, with knowledge that the harms and dangers which occurred were  
26 highly likely and substantially certain to result when, upon information and belief, he drove his  
27 car while on the phone, causing severe harms to the plaintiffs, and each of them, as alleged, for  
28 which punitive damages should be imposed to punish and make Mr. Horton an example for the

1 community, pursuant to California Civil Code section 3294, as Mr. Horton's act and/or omission  
2 occurred during the scope of employment; the Mr. Horton failed to act in good faith and without  
3 malice and in the best interest of the public entity.

4 60. By reason of the foregoing, said Defendants, and each of them, are liable for, and  
5 Plaintiffs are entitled to recover general, special, actual, compensatory and punitive damages,  
6 including, but not limited to necessary past and future medical and related expenses, as well as  
7 mental, emotional and physical pain and suffering, in an amount presently unknown but  
8 exceeding the minimum jurisdictional limit of this Court and as proven at time of trial.

9 61. As a proximate result of the carelessness, recklessness, and/or unlawfulness of said  
10 Defendants, and each of them, Plaintiffs necessarily employed medical healthcare providers and  
11 physicians for medical examination, treatment, and care for injuries and incurred medical and  
12 incidental expenses and may have to incur additional like expenses in the future, all in amounts  
13 presently unknown, and Plaintiffs therefore request leave of Court to prove that amount at trial.

14 **FIFTH CAUSE OF ACTION**

15 **LOSS OF CONSORTIUM**

16 **On behalf of Plaintiff Mr. Fernando Galindo**

17 **(Against All Defendants)**

18 62. Plaintiff repeats, incorporates, and re-alleges the preceding paragraphs as though fully set  
19 forth herein.

20 63. As a direct and legal result of the aforementioned acts, omissions, and negligence of the  
21 Defendants, and each of them, Plaintiff Mr. Fernando Galindo has suffered the loss of love,  
22 companionship, comfort, affection, society, and solace, and sexual relations with his wife Mrs.  
23 Lus Gusman, and will continue to be deprived of the consortium of his wife, Mrs. Lus Gusman,  
24 her household assistance and care and her comfort to the same extent as prior to her injuries, all  
25 to his general and special damages according to proof.

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**DEMAND FOR JURY TRIAL**

64. Plaintiffs request a trial by jury.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiffs demand judgment against Defendants as follows:

65. For an award of Plaintiffs' general, special, actual and compensatory damages as proven at time of trial;

66. For an award of the costs incurred by Plaintiffs in bringing and maintaining this action;

67. Punitive and exemplary damages to punish and make an example for others, according to proof at trial; as well as

68. For such other and further relief which this Court deems fair, just, equitable, and proper.

DATED: 10/26/2017

**THE STERLING FIRM**



By: \_\_\_\_\_

Justin Sterling, Esq.  
Attorney for Plaintiffs

# EXHIBIT A

**COUNTY OF RIVERSIDE**

**CLAIM FOR DAMAGES TO PERSON OR PROPERTY**



**INSTRUCTIONS:**

1. Read claim *thoroughly*.
2. Fill out claim as indicated; attach additional information if necessary.
3. This office needs the original completed claim form and clear readable copies of attachments (if any) if originals are not available.
4. This claim form *must* be signed.

OFFICE USE ONLY

**DELIVER OR U.S. MAIL TO:** CLERK OF THE BOARD OF SUPERVISORS  
 ATTN: CLAIMS DIVISION  
 P.O. BOX 1147, 4080 LEMON ST, 1<sup>ST</sup> FL.  
 RIVERSIDE, CA. 92502-1147 (951) 955-1060

TIME STAMP HERE

1. FULL NAME OF CLAIMANT LUS MARIA GUSMAN		8. WHY DO YOU CLAIM THE COUNTY IS RESPONSIBLE? UPON INFORMATION AND BELIEF, MR. JASON HORTON WAS AN AGENT AND/OR EMPLOYEE OF THE COUNTY OF RIVERSIDE AND/OR RIVERSIDE SHERIFF'S DEPARTMENT AT THE TIME OF THE SUBJECT INCIDENT, WHICH INVOLVED AN AUTO COLLISION CAUSED BY MR. HORTON.	
2. MAILING ADDRESS (STREET / PO BOX) Please direct all correspondence to their legal counsel at The Sterling Firm			
CITY STATE ZIP CODE 9031 Phyllis Avenue, West Hollywood, CA 90069			
HOME TELEPHONE 310-498-2750	BUSINESS TELEPHONE	9. NAMES OF ANY COUNTY EMPLOYEES (AND THEIR DEPARTMENTS) INVOLVED IN INJURY OR DAMAGE (IF APPLICABLE).	
3. WHEN DID DAMAGE OR INJURY OCCUR (PLEASE BE EXACT) At or around 12:30PM on August 10, 2017		NAME: Jason Horton	DEPARTMENT: Riverside Sheriff/PD
4. WHERE DID DAMAGE OR INJURY OCCUR? On the off ramp of the 91 on 14th Street and Mulberry		10. WITNESSES TO DAMAGE OR INJURY: LIST ALL PERSONS AND ADDRESSES OF PERSONS KNOWN TO HAVE INFORMATION:	
STREET CITY STATE ZIP CODE		NAME Officer Christopher Willison	PHONE
5. DESCRIBE IN DETAIL HOW DAMAGE OR INJURY OCCURRED: On August 10, 2017, at approximately 12:30 PM PST, Ms. Gusman was heading south on the 215 Freeway at the point where it converges into the 91 Freeway southbound. Ms. Gusman's 5 year old son was a passenger in the back passenger side in a secured child booster seat. Ms. Gusman was on the offramp for the 14th Street Exit traveling a safe speed. Ms. Gusman had a green light and entered the intersection to make a left turn. Officer Jason Horton was traveling west on 14th Street. Horton did not stop for the red light. Suddenly and without notice, Horton collided into Ms. Gusman's vehicle making impact on her front left driver side. The impact catapulted Ms. Gusman's vehicle approximately 20 feet into the center concrete island. Ms. Gusman and her son were injured as a result of this automobile accident. Police were contacted and arrived at the scene. A Traffic Collision Report was taken.		ADDRESS	
6. WERE POLICE OR PARAMEDICS CALLED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		NAME Officer Hatzidakas	PHONE
7. IF PHYSICIAN/HOSPITAL WAS VISITED DUE TO INJURY, INCLUDE DATE OF FIRST VISIT AND HOSPITAL'S NAME, ADDRESS AND PHONE NUMBER:		ADDRESS	
DATE OF FIRST VISIT August 10, 2017	PHYSICIAN'S/HOSPITAL'S NAME Riverside Community Hospital	NAME	PHONE
PHYSICIAN'S/HOSPITAL'S ADDRESS 4445 Magnolia Avenue Riverside, CA 92501	PHONE: (951) 788-3000	ADDRESS	
		11. LIST DAMAGES INCURRED TO DATE (attach copies of receipts or repair estimates) Including but not limited to: neck, back, arm, hand, ankle injuries; totaled vehicle	
		TOTAL DAMAGES TO DATE AN AMOUNTING ACCORDING TO PROOF AT TRIAL, EXCEEDING \$ 250,000.00	TOTAL ESTIMATED PROSPECTIVE DAMAGES AN AMOUNTING ACCORDING TO PROOF AT TRIAL, EXCEEDING \$ 250,000.00

**THIS CLAIM MUST BE SIGNED TO BE VALID. NOTE: PRESENTATION OF A FALSE CLAIM IS A FELONY (PENAL CODE SECTION 72.)**

**WARNING:**

- > CLAIMS FOR DEATH, INJURY TO PERSON OR TO PERSONAL PROPERTY MUST BE FILED NOT LATER THAN SIX (6) MONTHS AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- > ALL OTHER CLAIMS FOR DAMAGES MUST BE FILED NOT LATER THAN ONE (1) YEAR AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- > SUBJECT TO CERTAIN EXCEPTIONS. YOU HAVE ONLY SIX (6) MONTHS FROM THE DATE OF THE WRITTEN NOTICE OF REJECTION OF YOUR CLAIM TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)
- > IF WRITTEN NOTICE OF REJECTION OF YOUR CLAIM IS NOT GIVEN, YOU HAVE TWO (2) YEARS FROM ACCRUAL OF THE CAUSE OF ACTION TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)

12. CLAIMANT OR PERSON FILING ON HIS/HER BEHALF SIGNATURE	Attorney for Claimants RELATIONSHIP TO CLAIMANT	13. PRINT OR TYPE NAME Justin Sterling, Esq.	DATE 9/6/2017
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1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA )  
3 ) ss  
4 COUNTY OF LOS ANGELES )

5 I am employed in the county of Los Angeles, state of California. I am over the age of 18 and not a party to  
6 the within action; my business address is 9031 Phyllis Avenue, Suite 1, West Hollywood, CA 90069.

7 On September 6, 2017, I served the foregoing documents described: **CLAIMANT LUS MARIA  
8 GUSMAN'S COUNTY RIVERSIDE CLAIM FOR DAMAGES** on the interested parties in this action by placing  
9 a true and correct copy thereof in a sealed envelope addressed as follows:

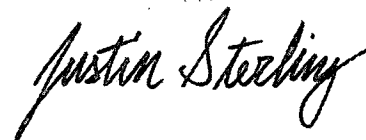
10 CLERK OF THE BOARD OF SUPERVISORS  
11 ATTN: CLAIMS DIVISION  
12 P.O. BOX 1147, 4080 LEMON ST., 1ST FL.  
13 RIVERSIDE, CA 92502-1147  
14 (951) 955-1060

15  X  (BY CERTIFIED MAIL RETURN RECEIPT) I caused such envelope to be deposited in the mail at Los  
16 Angeles, California. The envelope was mailed with postage thereon fully prepaid.

17  X  (BY FIRM PRACTICE) I am "readily familiar" with the firm's practice of collection and processing  
18 correspondence for mailing. It is deposited with the U.S. Postal Service on the same day in the ordinary course of  
19 business. I am aware that on motion of the party served, service is presumed invalid if postage cancellation date or  
20 postage meter date is more than one day after date of deposit for mailing in the affidavit.

21  X  (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and  
22 correct.

23 Executed on the 6th day of September 2017 at Los Angeles, California.

24 

25 \_\_\_\_\_  
26 Justin Sterling, Esq.

9/6/2017

Print Label

The Sterling Firm, APLC  
9031 PHYLLIS AVE APT 1  
WEST HOLLYWOOD CA 90069-4424

US POSTAGE AND FEES PAID

**FIRST-CLASS**  
Sep 06 2017  
Mailed from ZIP 90069  
1 oz First-Class Mail Letter



071S0077793

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**USPS CERTIFIED MAIL**



**9414 8102 0083 0680 4682 80**

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CLERK OF THE BOARD OF SUPERVISORS CLAIMS DIV.  
4080 LEMON ST FL 1ST  
PO BOX 1147  
RIVERSIDE CA 92501-3634



LUS GUSMAN'S COUNTY OF RIVERSIDE CLAIM FOR DAMAGES

---

FOLD ALONG THIS LINE



**COUNTY OF RIVERSIDE**

**CLAIM FOR DAMAGES TO PERSON OR PROPERTY**



**INSTRUCTIONS:**

1. Read claim *thoroughly*.
2. Fill out claim as indicated; attach additional information if necessary.
3. This office needs the original completed claim form and clear readable copies of attachments (if any) if originals are not available.
4. This claim form *must* be signed.

OFFICE USE ONLY

**DELIVER OR U.S. MAIL TO:**

CLERK OF THE BOARD OF SUPERVISORS  
 ATTN: CLAIMS DIVISION  
 P.O. BOX 1147, 4080 LEMON ST. 1<sup>ST</sup> FL.  
 RIVERSIDE, CA. 92502-1147 (951) 955-1060

TIME STAMP HERE

1. FULL NAME OF CLAIMANT MISAEAL GALINDO-GUSMAN, A MINOR		8. WHY DO YOU CLAIM THE COUNTY IS RESPONSIBLE? UPON INFORMATION AND BELIEF, MR. JASON HORTON WAS AN AGENT AND/OR EMPLOYEE OF THE COUNTY OF RIVERSIDE AND/OR RIVERSIDE SHERIFF'S DEPARTMENT AT THE TIME OF THE SUBJECT INCIDENT, WHICH INVOLVED AN AUTO COLLISION CAUSED BY MR. HORTON.	
2. MAILING ADDRESS (STREET / PO BOX) Please direct all correspondence to their legal counsel at The Sterling Firm			
CITY STATE ZIP CODE 9031 Phyllis Avenue, West Hollywood, CA 90069			
HOME TELEPHONE 310-498-2750	BUSINESS TELEPHONE	9. NAMES OF ANY COUNTY EMPLOYEES (AND THEIR DEPARTMENTS) INVOLVED IN INJURY OR DAMAGE (IF APPLICABLE).	
3. WHEN DID DAMAGE OR INJURY OCCUR (PLEASE BE EXACT) At or around 12:30PM on August 10, 2017		NAME: Jason Horton	DEPARTMENT: Riverside Sheriff/PD
4. WHERE DID DAMAGE OR INJURY OCCUR? On the off ramp of the 91 on 14th Street and Mulberry		10. WITNESSES TO DAMAGE OR INJURY: LIST ALL PERSONS AND ADDRESSES OF PERSONS KNOWN TO HAVE INFORMATION:	
STREET CITY STATE ZIP CODE		NAME Officer Christopher Willison	PHONE
5. DESCRIBE IN DETAIL HOW DAMAGE OR INJURY OCCURRED: On August 10, 2017, at approximately 12:30 PM PST, Ms. Gusman was heading south on the 215 Freeway at the point where it converges into the 91 Freeway southbound. Ms. Gusman's 5 year old son was a passenger in the back passenger side in a secured child booster seat. Ms. Gusman was on the offramp for the 14th Street Exit traveling a safe speed. Ms. Gusman had a green light and entered the intersection to make a left turn. Officer Jason Horton was traveling west on 14th Street. Horton did not stop for the red light. Suddenly and without notice, Horton collided into Ms. Gusman's vehicle making impact on her front left driver side. The impact catapulted Ms. Gusman's vehicle approximately 20 feet into the center concrete island. Ms. Gusman and her son were injured as a result of this automobile accident. Police were contacted and arrived at the scene. A Traffic Collision Report was taken.		ADDRESS	
		NAME Officer Hatzidakis	PHONE
		ADDRESS	
		NAME	PHONE
		ADDRESS	
6. WERE POLICE OR PARAMEDICS CALLED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		11. LIST DAMAGES INCURRED TO DATE (attach copies of receipts or repair estimates) Including but not limited to: neck, back, arm, hand, ankle injuries; totaled vehicle	
7. IF PHYSICIAN/HOSPITAL WAS VISITED DUE TO INJURY, INCLUDE DATE OF FIRST VISIT AND HOSPITAL'S NAME, ADDRESS AND PHONE NUMBER:			
DATE OF FIRST VISIT August 10, 2017	PHYSICIAN'S/HOSPITAL'S NAME Riverside Community Hospital		
PHYSICIAN'S/HOSPITAL'S ADDRESS 4445 Magnolia Avenue. Riverside, CA 92501	PHONE: (951) 788-3000		
		TOTAL DAMAGES TO DATE AN AMOUNTING ACCORDING TO PROOF AT TRIAL, EXCEEDING \$ 250,000.00	TOTAL ESTIMATED PROSPECTIVE DAMAGES AN AMOUNTING ACCORDING TO PROOF AT TRIAL, EXCEEDING \$ 250,000.00

**THIS CLAIM MUST BE SIGNED TO BE VALID. NOTE: PRESENTATION OF A FALSE CLAIM IS A FELONY (PENAL CODE SECTION 72.)**

**WARNING:**

- > CLAIMS FOR DEATH, INJURY TO PERSON OR TO PERSONAL PROPERTY MUST BE FILED NOT LATER THAN SIX (6) MONTHS AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- > ALL OTHER CLAIMS FOR DAMAGES MUST BE FILED NOT LATER THAN ONE (1) YEAR AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- > SUBJECT TO CERTAIN EXCEPTIONS. YOU HAVE ONLY SIX (6) MONTHS FROM THE DATE OF THE WRITTEN NOTICE OF REJECTION OF YOUR CLAIM TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)
- > IF WRITTEN NOTICE OF REJECTION OF YOUR CLAIM IS NOT GIVEN, YOU HAVE TWO (2) YEARS FROM ACCRUAL OF THE CAUSE OF ACTION TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)

12. CLAIMANT OR PERSON FILING ON HIS/HER BEHALF  SIGNATURE	Attorney for Claimants RELATIONSHIP TO CLAIMANT	13. PRINT OR TYPE NAME Justin Sterling, Esq. DATE 9/6/2017
--	--	---

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA )  
3 ) ss  
4 COUNTY OF LOS ANGELES )

5 I am employed in the county of Los Angeles, state of California. I am over the age of 18 and not a party to  
6 the within action; my business address is 9031 Phyllis Avenue, Suite 1, West Hollywood, CA 90069.

7 On September 6, 2017, I served the foregoing documents described: **CLAIMANT MISAEL  
8 GALINDO-GUSMAN'S COUNTY RIVERSIDE CLAIM FOR DAMAGES** on the interested parties in this  
9 action by placing a true and correct copy thereof in a sealed envelope addressed as follows:

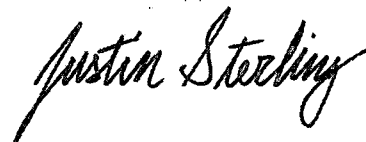
10 CLERK OF THE BOARD OF SUPERVISORS  
11 ATTN: CLAIMS DIVISION  
12 P.O. BOX 1147, 4080 LEMON ST., 1ST FL.  
13 RIVERSIDE, CA 92502-1147  
14 (951) 955-1060

15  X  (BY CERTIFIED MAIL RETURN RECEIPT) I caused such envelope to be deposited in the mail at Los  
16 Angeles, California. The envelope was mailed with postage thereon fully prepaid.

17  X  (BY FIRM PRACTICE) I am "readily familiar" with the firm's practice of collection and processing  
18 correspondence for mailing. It is deposited with the U.S. Postal Service on the same day in the ordinary course of  
19 business. I am aware that on motion of the party served, service is presumed invalid if postage cancellation date or  
20 postage meter date is more than one day after date of deposit for mailing in the affidavit.

21  X  (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and  
22 correct.

23 Executed on the 6th day of September 2017 at Los Angeles, California.

24 

25 \_\_\_\_\_  
26 Justin Sterling, Esq.  
27  
28

9/6/2017

Print Label

The Sterling Firm, APLC  
9031 PHYLLIS AVE APT 1  
WEST HOLLYWOOD CA 90069-4424

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**9414 8102 0079 3509 9132 34**

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CLERK OF THE BOARD OF SUPERVISORS CLAIMS DIV.  
4080 LEMON ST FL 1ST  
PO BOX 1147  
RIVERSIDE CA 92501-3634



MISAEAL GALINDO-GUSMAN'S COUNTY OF RIVERSIDE CLAIM FOR DAMAGES

---

FOLD ALONG THIS LINE

**COUNTY OF RIVERSIDE**

**CLAIM FOR DAMAGES TO PERSON OR PROPERTY**



**INSTRUCTIONS:**

1. Read claim *thoroughly*.
2. Fill out claim as indicated; attach additional information if necessary.
3. This office needs the original completed claim form and clear readable copies of attachments (if any) if originals are not available.
4. This claim form *must* be signed.

OFFICE USE ONLY

**DELIVER OR U.S. MAIL TO:** CLERK OF THE BOARD OF SUPERVISORS  
 ATTN: CLAIMS DIVISION  
 P.O. BOX 1147, 4080 LEMON ST, 1<sup>ST</sup> FL.  
 RIVERSIDE, CA. 92502-1147 (951) 955-1060

TIME STAMP HERE

1. FULL NAME OF CLAIMANT FERNANDO GALINDO		8. WHY DO YOU CLAIM THE COUNTY IS RESPONSIBLE? UPON INFORMATION AND BELIEF, MR. JASON HORTON WAS AN AGENT AND/OR EMPLOYEE OF THE COUNTY OF RIVERSIDE AND/OR RIVERSIDE SHERIFF'S DEPARTMENT AT THE TIME OF THE SUBJECT INCIDENT, WHICH INVOLVED AN AUTO COLLISION CAUSED BY MR. HORTON.	
2. MAILING ADDRESS (STREET / PO BOX) Please direct all correspondence to their legal counsel at The Sterling Firm			
CITY STATE ZIP CODE 9031 Phyllis Avenue, West Hollywood, CA 90069			
HOME TELEPHONE 310-498-2750	BUSINESS TELEPHONE	9. NAMES OF ANY COUNTY EMPLOYEES (AND THEIR DEPARTMENTS) INVOLVED IN INJURY OR DAMAGE (IF APPLICABLE).	
3. WHEN DID DAMAGE OR INJURY OCCUR (PLEASE BE EXACT) At or around 12:30PM on August 10, 2017		NAME: Jason Horton	DEPARTMENT: Riverside Sheriff/PD
4. WHERE DID DAMAGE OR INJURY OCCUR? On the off ramp of the 91 on 14th Street and Mulberry		10. WITNESSES TO DAMAGE OR INJURY: LIST ALL PERSONS AND ADDRESSES OF PERSONS KNOWN TO HAVE INFORMATION:	
STREET CITY STATE ZIP CODE		NAME Officer Christopher Willison	PHONE
5. DESCRIBE IN DETAIL HOW DAMAGE OR INJURY OCCURRED: Note: Ms. Gusman is claimant's spouse On August 10, 2017, at approximately 12:30 PM PST, Ms. Gusman was heading south on the 215 Freeway at the point where it converges into the 91 Freeway southbound. Ms. Gusman's 5 year old son was a passenger in the back passenger side in a secured child booster seat. Ms. Gusman was on the offramp for the 14th Street Exit traveling a safe speed. Ms. Gusman had a green light and entered the intersection to make a left turn. Officer Jason Horton was traveling west on 14th Street. Horton did not stop for the red light. Suddenly and without notice, Horton collided into Ms. Gusman's vehicle making impact on her front left driver side. The impact catapulted Ms. Gusman's vehicle approximately 20 feet into the center concrete island. Ms. Gusman and her son were injured as a result of this automobile accident. Police were contacted and arrived at the scene. A Traffic Collision Report was taken.		ADDRESS	
		NAME Officer Hatzidakis	PHONE
		ADDRESS	
		NAME	PHONE
		ADDRESS	
6. WERE POLICE OR PARAMEDICS CALLED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		11. LIST DAMAGES INCURRED TO DATE (attach copies of receipts or repair estimates) Including but not limited to: loss of consortium and emotional distress	
7. IF PHYSICIAN/HOSPITAL WAS VISITED DUE TO INJURY, INCLUDE DATE OF FIRST VISIT AND HOSPITAL'S NAME, ADDRESS AND PHONE NUMBER:			
DATE OF FIRST VISIT August 10, 2017	PHYSICIAN'S/HOSPITAL'S NAME Riverside Community Hospital		
PHYSICIAN'S/HOSPITAL'S ADDRESS 4445 Magnolia Avenue Riverside, CA 92501	PHONE: (951) 788-3000		
		TOTAL DAMAGES TO DATE AN AMOUNTING ACCORDING TO PROOF AT TRIAL, EXCEEDING \$ 250,000.00	TOTAL ESTIMATED PROSPECTIVE DAMAGES AN AMOUNTING ACCORDING TO PROOF AT TRIAL, EXCEEDING \$ 250,000.00

**THIS CLAIM MUST BE SIGNED TO BE VALID. NOTE: PRESENTATION OF A FALSE CLAIM IS A FELONY (PENAL CODE SECTION 72.)**

**WARNING:**

- > CLAIMS FOR DEATH, INJURY TO PERSON OR TO PERSONAL PROPERTY MUST BE FILED NOT LATER THAN SIX (6) MONTHS AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- > ALL OTHER CLAIMS FOR DAMAGES MUST BE FILED NOT LATER THAN ONE (1) YEAR AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)
- > SUBJECT TO CERTAIN EXCEPTIONS. YOU HAVE ONLY SIX (6) MONTHS FROM THE DATE OF THE WRITTEN NOTICE OF REJECTION OF YOUR CLAIM TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)
- > IF WRITTEN NOTICE OF REJECTION OF YOUR CLAIM IS NOT GIVEN, YOU HAVE TWO (2) YEARS FROM ACCRUAL OF THE CAUSE OF ACTION TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)

12. CLAIMANT OR PERSON FILING ON HIS/HER BEHALF  SIGNATURE	Attorney for Claimants RELATIONSHIP TO CLAIMANT	13. PRINT OR TYPE NAME Justin Sterling, Esq.	DATE 9/6/2017
--	--	---	------------------

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA )  
3 ) ss  
4 COUNTY OF LOS ANGELES )

5 I am employed in the county of Los Angeles, state of California. I am over the age of 18 and not a party to  
6 the within action; my business address is 9031 Phyllis Avenue, Suite 1, West Hollywood, CA 90069.

7 On September 6, 2017, I served the foregoing documents described: **CLAIMANT**  
8 **FERNANDO GALINDO'S COUNTY RIVERSIDE CLAIM FOR DAMAGES** on the interested parties in  
9 this action by placing a true and correct copy thereof in a sealed envelope addressed as follows:

10 CLERK OF THE BOARD OF SUPERVISORS  
11 ATTN: CLAIMS DIVISION  
12 P.O. BOX 1147, 4080 LEMON ST., 1ST FL.  
13 RIVERSIDE, CA 92502-1147  
14 (951) 955-1060

15  X  (BY CERTIFIED MAIL RETURN RECEIPT) I caused such envelope to be deposited in the mail at Los  
16 Angeles, California. The envelope was mailed with postage thereon fully prepaid.

17  X  (BY FIRM PRACTICE) I am "readily familiar" with the firm's practice of collection and processing  
18 correspondence for mailing. It is deposited with the U.S. Postal Service on the same day in the ordinary course of  
19 business. I am aware that on motion of the party served, service is presumed invalid if postage cancellation date or  
20 postage meter date is more than one day after date of deposit for mailing in the affidavit.

21  X  (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and  
22 correct.  
23 Executed on the 6th day of September 2017 at Los Angeles, California.

24 

25 \_\_\_\_\_  
26 Justin Sterling, Esq.

9/6/2017

Print Label

The Sterling Firm, APLC  
9031 PHYLLIS AVE APT 1  
WEST HOLLYWOOD CA 90069-4424

US POSTAGE AND FEES PAID

**FIRST-CLASS**  
Sep 06 2017  
Mailed from ZIP 90069  
1 oz First-Class Mail Letter



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071S0077793

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**USPS CERTIFIED MAIL**



**9414 8102 0079 3509 9163 27**

---

CLERK OF THE BOARD OF SUPERVISORS CLAIMS DIV.  
4080 LEMON ST FL 1ST  
PO BOX 1147  
RIVERSIDE CA 92501-3634



FERNANDO GALINDO'S COUNTY OF RIVERSIDE CLAIM FOR DAMAGES

---

FOLD ALONG THIS LINE

# EXHIBIT B



OFFICE OF THE  
CLERK OF THE BOARD OF SUPERVISORS  
1st FLOOR, COUNTY ADMINISTRATIVE CENTER  
P.O. BOX 1147, 4080 LEMON STREET  
RIVERSIDE, CA 92502-1147  
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA HARPER-IHEM  
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR  
Assistant Clerk of the Board

September 28, 2017

LUS MARIA GUSMAN  
c/o THE STERLING FIRM, APLC  
9031 PHYLLIS AVENUE  
WEST HOLLYWOOD, CA 90069

**RE: NOTICE OF REJECTION OF CLAIM**

**Claimant(s):** GUSMAN, Lus Maria  
**Date of Loss:** 08/10/17  
**Claim No:** 391-17B  
**Date Claim Received:** 09/11/17

Notice is hereby given that the claim you presented to the Clerk of the Board of Supervisors was rejected by the Board on September 28, 2017.

**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.

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

This warning, and the six-month deadline, only apply to the extent a lawsuit would be based on California law, and do not apply to the extent a lawsuit would be based on federal law.

Kecia Harper-Ihem  
Clerk to the Board of Supervisors

By: *Cecilia Gil*  
Board Assistant

I declare that my business address is 1<sup>st</sup> Floor, County Administrative Center, 4080 Lemon Street, Riverside California, that I am a citizen of the United States of America, employed by the County of Riverside and am not a party to the action. On the date stated below I mailed the foregoing notice by depositing a copy thereof in the outgoing mail at Riverside, California, in a sealed envelope, with postage prepaid, addressed to the person(s) listed above. I declare under penalty of perjury that the foregoing is true and correct.

Executed at Riverside, California on September 28, 2017.

*Cecilia Gil*  
Cecilia Gil, Board Assistant





OFFICE OF THE  
CLERK OF THE BOARD OF SUPERVISORS  
1st FLOOR, COUNTY ADMINISTRATIVE CENTER  
P.O. BOX 1147, 4080 LEMON STREET  
RIVERSIDE, CA 92502-1147  
PHONE: (951) 955-1060 FAX: (951) 955-1071

**KECIA HARPER-IHEM**  
Clerk of the Board of Supervisors

**KIMBERLY A. RECTOR**  
Assistant Clerk of the Board

September 28, 2017

MISAEAL GALINDO-GUSMAN  
c/o THE STERLING FIRM, APLC  
9031 PHYLLIS AVENUE  
WEST HOLLYWOOD, CA 90069

**RE: NOTICE OF REJECTION OF CLAIM**

**Claimant(s):** GALINDO-GUSMAN, Misael (minor)  
**Date of Loss:** 08/10/17  
**Claim No:** 391-17A  
**Date Claim Received:** 09/11/17

Notice is hereby given that the claim you presented to the Clerk of the Board of Supervisors was rejected by the Board on September 28, 2017.

**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.

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

This warning, and the six-month deadline, only apply to the extent a lawsuit would be based on California law, and do not apply to the extent a lawsuit would be based on federal law.

Kecia Harper-Ihem  
Clerk to the Board of Supervisors

By: *Cecilia Gil*  
Board Assistant

I declare that my business address is 1<sup>st</sup> Floor, County Administrative Center, 4080 Lemon Street, Riverside California, that I am a citizen of the United States of America, employed by the County of Riverside and am not a party to the action. On the date stated below I mailed the foregoing notice by depositing a copy thereof in the outgoing mail at Riverside, California, in a sealed envelope, with postage prepaid, addressed to the person(s) listed above. I declare under penalty of perjury that the foregoing is true and correct.

Executed at Riverside, California on September 28, 2017.

*Cecilia Gil*  
Cecilia Gil, Board Assistant

# EXHIBIT C



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  
 Justin Sterling, Esq. (SBN: 290642)  
 The Sterling Firm, APLC  
 9031 Phyllis Avenue, Suite 1, West Hollywood, CA 90069

TELEPHONE NO.: 310-498-2750 FAX NO.: 310-734-7102

ATTORNEY FOR (Name): Lus Gusman, an individual; Misael Galindo-Gusman, a minor, by and through his mother and guardian ad litem; Lus Gusman; Fernando Galindo, an individual

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF Riverside**

STREET ADDRESS: 4050 Main Street  
 MAILING ADDRESS: 4050 Main Street  
 CITY AND ZIP CODE: Riverside, CA 92501  
 BRANCH NAME: Riverside County Superior Court

CASE NAME:  
 Gusman v. Horton et al.

**FOR COURT USE ONLY**

**CIVIL CASE COVER SHEET**

**Unlimited** (Amount demanded exceeds \$25,000)  **Limited** (Amount demanded is \$25,000 or less)

**Complex Case Designation**

**Counter**  **Joinder**

Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER:  
**RIC 1721294**

JUDGE:  
 DEPT:

Items 1-6 below must be completed (see instructions on page 2).

1. Check **one** box below for the case type that best describes this case:

<p><b>Auto Tort</b></p> <p><input checked="" type="checkbox"/> Auto (22)  <input type="checkbox"/> Uninsured motorist (46)</p> <p><b>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</b></p> <p><input type="checkbox"/> Asbestos (04)  <input type="checkbox"/> Product liability (24)  <input type="checkbox"/> Medical malpractice (45)  <input type="checkbox"/> Other PI/PD/WD (23)</p> <p><b>Non-PI/PD/WD (Other) Tort</b></p> <p><input type="checkbox"/> Business tort/unfair business practice (07)  <input type="checkbox"/> Civil rights (08)  <input type="checkbox"/> Defamation (13)  <input type="checkbox"/> Fraud (16)  <input type="checkbox"/> Intellectual property (19)  <input type="checkbox"/> Professional negligence (25)  <input type="checkbox"/> Other non-PI/PD/WD tort (35)</p> <p><b>Employment</b></p> <p><input type="checkbox"/> Wrongful termination (36)  <input type="checkbox"/> Other employment (15)</p>	<p><b>Contract</b></p> <p><input type="checkbox"/> Breach of contract/warranty (06)  <input type="checkbox"/> Rule 3.740 collections (09)  <input type="checkbox"/> Other collections (09)  <input type="checkbox"/> Insurance coverage (18)  <input type="checkbox"/> Other contract (37)</p> <p><b>Real Property</b></p> <p><input type="checkbox"/> Eminent domain/Inverse condemnation (14)  <input type="checkbox"/> Wrongful eviction (33)  <input type="checkbox"/> Other real property (26)</p> <p><b>Unlawful Detainer</b></p> <p><input type="checkbox"/> Commercial (31)  <input type="checkbox"/> Residential (32)  <input type="checkbox"/> Drugs (38)</p> <p><b>Judicial Review</b></p> <p><input type="checkbox"/> Asset forfeiture (05)  <input type="checkbox"/> Petition re: arbitration award (11)  <input type="checkbox"/> Writ of mandate (02)  <input type="checkbox"/> Other judicial review (39)</p>	<p><b>Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)</b></p> <p><input type="checkbox"/> Antitrust/Trade regulation (03)  <input type="checkbox"/> Construction defect (10)  <input type="checkbox"/> Mass tort (40)  <input type="checkbox"/> Securities litigation (28)  <input type="checkbox"/> Environmental/Toxic tort (30)  <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)</p> <p><b>Enforcement of Judgment</b></p> <p><input type="checkbox"/> Enforcement of judgment (20)</p> <p><b>Miscellaneous Civil Complaint</b></p> <p><input type="checkbox"/> RICO (27)  <input type="checkbox"/> Other complaint (not specified above) (42)</p> <p><b>Miscellaneous Civil Petition</b></p> <p><input type="checkbox"/> Partnership and corporate governance (21)  <input type="checkbox"/> Other petition (not specified above) (43)</p>
--	---	---

2. This case  is  is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- |  |  |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties   | d. <input type="checkbox"/> Large number of witnesses  |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence   | f. <input type="checkbox"/> Substantial postjudgment judicial supervision  |
3. Remedies sought (check all that apply): a.  monetary b.  nonmonetary; declaratory or injunctive relief c.  punitive
4. Number of causes of action (specify): Five
5. This case  is  is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: 11/3/2017  
 Justin Sterling, Esq.

  
 (SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

**NOTICE**

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE  
4050 Main Street  
Riverside, CA 92501  
[www.riverside.courts.ca.gov](http://www.riverside.courts.ca.gov)

NOTICE OF DEPARTMENT ASSIGNMENT FOR ALL PURPOSES

GUSMAN VS HORTON

CASE NO. RIC1721294

This case is assigned to the Honorable Judge Sunshine S Sykes in Department 06 for all purposes.

The Case Management Conference is scheduled for 05/08/18 at 8:30 in Department

The plaintiff/cross-complainant shall serve a copy of this notice on all defendants/cross-defendants who are named or added to the complaint and file proof of service.

Any disqualification pursuant to CCP Section 170.6 shall be filed in accordance with that section. The court follows California Rules of Court, Rule 3.1308(a) (1) for tentative rulings (see Riverside Superior Court Local Rule 3316). Tentative Rulings for each law and motion matter are posted on the Internet by 3:00 pm on the court day immediately before the hearing at <http://www.riverside.courts.ca.gov/tentativerulings.shtml>. If you do not have internet access, you may obtain the tentative ruling by telephone at (760)904-5722.

To request oral argument, not later than 4:30 pm on the court day before the hearing you must (1) notify the judicial secretary at (760)904-5722 and (2) inform all other parties. If no request for oral argument is made by 4:30 pm, the tentative ruling will become the final ruling on the matter effective the date of the hearing.

Requests for accommodations can be made by submitting Judicial Council form MC-410 no fewer than five court days before the hearing. See California Rules of Court, rule

CERTIFICATE OF MAILING

I certify that I am currently employed by the Superior Court of California, County of Riverside, and that I am not a party to this action or proceeding. In my capacity, I am familiar with the practices and procedures used in connection with the mailing of correspondence. Such correspondence is deposited in the outgoing mail of the Superior Court. Outgoing mail is delivered to and mailed by the United States Postal Service, postage prepaid, the same day in the ordinary course of business. I certify that I served a copy of the foregoing NOTICE on this date, by depositing said copy as stated above.

Court Executive Officer/Clerk

Date: 11/09/17

by:

  
GLORY GRIFFIN, Deputy Clerk

## Mailing List

Notice 'CDACMC' has been printed for the following Attorneys/Firms  
or Parties for Case Number RIC1721294 on 11/09/17:

THE STERLING FIRM APLC  
9031 PHYLLIS AVE SUITE 1  
WEST HOLLYWOOD, CA 90069