



# CITY OF NEWPORT BEACH

OFFICE OF THE CITY CLERK  
P.O. BOX 1768, NEWPORT BEACH, CA 92658-8915

(714) 644-3005

FILING A CLAIM FOR DAMAGES AGAINST  
THE CITY OF NEWPORT BEACH

Fill out the attached claim form. Please give all available information, including copies of any receipts, estimates, etc. Please make sure that the claimant's full name, any parties involved, the date and the location of the occurrence are included on the claim form.

Please return the completed claim form to:

THE CITY CLERK  
CITY OF NEWPORT BEACH  
3300 Newport Boulevard  
P.O. Box 1768  
Newport Beach, CA 92658-8915

The claim will then be presented to and, in all probability, denied by the City Council. Written notice of the action taken by the Council will be sent to you by the City Clerk. If you have any questions about your claim or the action taken by the Council, please contact Bill Brown, the City's Risk Manager, at 644-3300.

CLAIM FOR DAMAGE AGAINST  
THE CITY OF NEWPORT BEACH

1. Name of claimant: Juan Eduardo ALVEAR-FUENTES
2. Address of claimant: 635 w. BAKER # K 104, Costa Mesa CA<sup>92626</sup>  
of/and
3. Address to which notices are to be sent: P.O. BOX 4104  
COSTA MESA CA 92628
4. Date, place and other circumstances of the occurrence or transaction which gave rise to the claim asserted: July 30<sup>th</sup>, 1990 at 9:20pm, on  
Pacific Coast Highway (across the "Reuben E. Lee")  
I was stopped at GUN POINT! (pointing their  
guns at me), shooting, making me kneel down,  
searching through my person and my car, I was  
hand cuffed! All of this, because  
they made a mistake, confusing my car with  
an stolen vehicle!!!
5. General description of indebtedness, obligation, injury, damage or loss incurred:  
a violation of article 9 of "The Universal Declaration  
of Human Rights", when, as if I were a  
dangerous criminal, they stopped me at "GUN POINT"!  
So for FEAR and APREHENSION I DEMAND COMPENSATION
6. Was a Police report taken? They perpetrated the action themselves
7. Name or names of the City of Newport Beach employee or employees causing the injury, damage or loss, if known: Police officers: C. VLACILEK #90  
and Scott Breslin #43, in cars 108537 (LIC. PLATE)
8. The amount claimed as of the date of presentation of the claim, including the estimated amount of any prospective injury, damage or loss, insofar as it may be known at the time of presentation of this claim, together with the basis of computation of the amount claimed: Violation of my Human Rights,  
inflicting FEAR & APREHENSION \$1,000.-

Signature of claimant or his/her  
Authorized representative:

Juan Alvear

Today's Date:

08 03 90  
month day year

Telephone number: (714) 662 7280  
area code



Come to an Open House with

# CONGRESSMAN CHRISTOPHER COX

Saturday, August 18  
9 a.m. to Noon  
1 p.m. to 4 p.m.  
4000 MacArthur Blvd.  
Suite 430, East Tower  
Newport Beach

Dear Friend:

In the last two years, regular "Open Houses" have become a tradition in our Orange County Congressional offices.

Once again, I'd like to invite you to an Open House to discuss your views on issues that will challenge our community and our country in the year ahead.

Your Orange County Congressional staff and I will also be happy to assist you with any problems you may be having with the federal government.

I look forward personally to seeing you there.

Sincerely,



Stopped at point  
Scott Breslin  
Police Officer #43

9:20 pm

License Plate  
108537

POLICE DEPARTMENT

870 Santa Barbara Dr., Newport Beach, CA 92660  
(714) 644-3681



# CITY OF NEWPORT BEACH

OFFICE OF THE CITY CLERK  
P.O. BOX 1768, NEWPORT BEACH, CA 92658-8915

(714) 644-3005

August 28, 1990

Juan E. Alvear-Fuentes  
P.O. Box 4104  
Costa Mesa, Ca. 92628

Your claim for damages against the City of Newport Beach was presented to the City Council on August 27, 1990, at which time the Council denied your claim.

Should you have any questions regarding this claim, please contact Mr. William Brown of the City's Personnel Office, City Hall (714) 644-3300.

Very truly yours,

*Wanda E. Raggio*

Wanda E. Raggio  
City Clerk

**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 an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

cc: Riviera Adjusters  
Safety & Insurance Admin.  
File Copy

SMALL CLAIMS CASE NO. 908C2867

**— NOTICE TO DEFENDANT —  
 YOU ARE BEING SUED BY PLAINTIFF**

To protect your rights, you must appear in this court on the trial date shown in the table below. You may lose the case if you do not appear. The court may award the plaintiff the amount of the claim and the costs. Your wages, money, and property may be taken without further warning from the court.

**— AVISO AL DEMANDADO —  
 A USTED LO ESTAN DEMANDANDO**

Para proteger sus derechos, usted debe presentarse ante esta corte en la fecha del juicio indicada en el cuadro que aparece a continuación. Si no se presenta, puede perder el caso. La corte puede decidir en favor del demandante por la cantidad del reclamo y los costos. A usted le pueden quitar su salario, su dinero, y otras cosas de su propiedad, sin aviso adicional por parte de esta corte.

PLAINTIFF/DEMANDANTE (Name and address of each):

JUAN EDUARDO ALVEAR FUENTES  
 P.O. BOX 4104  
 Costa Mesa, CA 92628-4104

PLAINTIFF/DEMANDANTE (Name and address of each):

DEFENDANT/DEMANDADO (Name and address of each):

CITY OF NEWPORT BEACH/  
 NEWPORT BEACH POLICE DEPARTMENT  
 3300 Newport Blvd.  
 P.O. BOX 1768  
 Newport Beach, CA 92658-8915

DEFENDANT/DEMANDADO (Name and address of each):

See attached sheet for additional plaintiffs and defendants.

**PLAINTIFF'S CLAIM**

- Defendant owes me the sum of \$1000.00, not including court costs, because (describe claim and date):  
 Violation of article 9 of the universal declaration of human rights, United Nations 1948; and fear and apprehension inflicted. 7/30/90
- I have asked defendant to pay this money, but it has not been paid.
- This court is the proper court for the trial because  A (In the box at the left, insert one of the letters from the list marked "Venue Table" on the back of plaintiff's claim. If you select D, E, or F, specify additional facts in this space.)
- I have filed more than 12 claims in this court, including this claim, during the previous 12 calendar months.
- I understand that
  - I may talk to an attorney about this claim, but I cannot be represented by an attorney at the trial in the small claims court.
  - I must appear at the time and place of trial and bring all witnesses, books, receipts, and other papers or things to prove my case.
  - I have no right of appeal on my claim, but I may appeal a claim filed by the defendant in this case.
  - If I cannot afford to pay the fees for filing or service by a sheriff, marshal, or constable, I may ask that the fees be waived.
- I have received and read the information sheet explaining some important rights of plaintiffs in the small claims court.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 9/12/90

Juan Eduardo Alvea Fuentes

(TYPE OR PRINT NAME)

(SIGNATURE OF PLAINTIFF)

**ORDER TO DEFENDANT**

You must appear in this court on the trial date and at the time LAST SHOWN IN THE BOX BELOW if you do not agree with the plaintiff's claim. Bring all witnesses, books, receipts, and other papers or things with you to support your case.

TRIAL DATE	DATE	TIME	PLACE	COURT USE
	1. 10/17/90	8:45 am	Division 9, second floor of the above entitled Court	
	2.		Division, second floor of the above entitled Court	
	3.		Division, second floor of the above entitled Court	

4.  SEE REVERSE SIDE FOR HEARING DATE.

Filed on (date): 9/12/90 J. PETERSON, Clerk, by \_\_\_\_\_, Deputy

**— You have a right to a small claims advisor free of charge. Read the information sheet on the reverse. —**



**NOTICE TO ALL PLAINTIFFS AND DEFENDANTS:**

Your small claims case has been decided. If you lost the case, and the court ordered you to pay money, your wages, money, and property may be taken without further warning from the court. Read the back of this sheet for important information about your rights.

**AVISO A TODOS LOS DEMANDANTES Y DEMANDADOS:**

Su caso ha sido resuelto por la corte para reclamos judiciales menores. Si la corte ha decidido en su contra y ha ordenado que usted pague dinero, le pueden quitar su salario, su dinero, y otras cosas de su propiedad, sin aviso adicional por parte de esta corte. Lea el reverso de este formulario para obtener información de importancia acerca de sus derechos.

PLAINTIFF/DEMANDANTE (Name and address of each):

JUAN EDUARDO ALVEAR-FORTES  
P.O. BOX 4104  
Costa Mesa, CA 92628-4104

PLAINTIFF/DEMANDANTE (Name and address of each):

DEFENDANT/DEMANDADO (Name and address of each):

CITY OF NEWPORT BEACH/  
NEWPORT BEACH POLICE DEPARTMENT  
3300 Newport Blvd.  
P.O. BOX 1768  
Newport Beach, CA 92658-8915

DEFENDANT/DEMANDADO (Name and address of each):

See attached sheet for additional plaintiffs and defendants.

**NOTICE OF ENTRY OF JUDGMENT**

Judgment was entered as checked below on (date): NOV 01 1990, as ordered by: JOHN WATSON;

1.  Defendant(s) shall pay the above named plaintiff(s) \$ \_\_\_\_\_ principal and \$ \_\_\_\_\_ costs on plaintiff's claim.
2.  Defendant does not owe plaintiff any money on plaintiff's claim.
3.  The above named plaintiff(s) shall pay defendant(s) \$ \_\_\_\_\_ principal and \$ \_\_\_\_\_ costs on defendant's claim.
4.  Plaintiff does not owe defendant any money on defendant's claim.
5.  Possession of the following property is awarded to plaintiff (address of property): \_\_\_\_\_
6.  Payments are to be made at the rate of \$ \_\_\_\_\_ per month, beginning on (date): \_\_\_\_\_ and on the \_\_\_\_\_ day of each month thereafter until paid in full. If any  1  2 payment(s) is missed, the entire balance becomes due immediately.
7.  Other (specify): \_\_\_\_\_
8.  This judgment results from a motor vehicle accident on a California highway and was caused by the judgment debtor's operation of a motor vehicle. If the judgment is not paid, the judgment debtor's driver's license may be suspended.
9. Enforcement of the judgment is automatically postponed until the time for filing an appeal expires, (20 days from date this notice was mailed if defendant appears at the trial or 30 days if defendant did not appear) and if filed, until the appeal is decided.
10.  This notice was personally delivered to (insert name and date): \_\_\_\_\_
11. CLERK'S CERTIFICATE OF MAILING - I certify that I am not a party to this action. This Notice of Entry of Judgment was mailed first class, postage prepaid, in a sealed envelope to the parties at the addresses shown above. The mailing and this certification occurred at the place and on the date shown below.

Place of mailing: Newport Beach, California,

Date of mailing: NOV 01 1990

J. PETERSON, Clerk, by J. DALKA, Deputy

- You have a right to a small claims advisor free of charge. Read the information sheet on the reverse. -