

CLAIMS FOR THE FOLLOWING AGENCIES ARE FREQUENTLY FILED WITH THE CITY OF OAKLAND IN ERROR. IF YOUR CLAIM IS AGAINST ONE OF THESE AGENCIES, YOU SHOULD FILE IT DIRECTLY WITH THEM AT THE ADDRESS LISTED:

AC TRANSIT

1600 Franklin Street,
Oakland, CA 94612
(510) 891-4812

ALAMEDA COUNTY

Clerk of the Board of Supervisors,
1221 Oak Street, Room 536,
Oakland, CA 94612
(510) 272-6347

AT&T

Risk Management
(800) 894-0374

B.A.R.T.

800 Madison St., 3rd Floor
Oakland, CA 94607
(510) 464-6939

DISTRICT ATTORNEY'S OFFICE

ALAMEDA COUNTY

1225 Fallon Street
Oakland, CA 94612
(510) 272-6222

EAST BAY MUNICIPAL UTILITY DISTRICT

375 – 11TH Street
Oakland, CA 94607
(510) 287-0167

HOUSING AUTHORITY

1619 Harrison Street,
Oakland, CA 94612
(510) 874-1579

OAKLAND/NETWORK ASSOCIATES

COLISEUM

7000 Coliseum Way
Oakland, CA 94621
(510) 383-4816

OAKLAND UNIFIED SCHOOL DISTRICT

1025 – 2nd Avenue,
Oakland, CA 94606
(510) 879-8535

PACIFIC, GAS & ELECTRIC

P.O. Box 770000
Mail Code B23H
San Francisco, CA 94177
(800) 743-5000

PORT OF OAKLAND

Attn.: John Bettencourt
530 Water Street, 7th Floor
Oakland, CA 94607
(510) 627-1446

STATE OF CALIFORNIA

P. O. Box 23660
Oakland, CA 94623
(510) 286-5807

UNION PACIFIC

CLAIMS OPERATIONS

111 South Magnolia St.
Palestine, Texas 75801
(800) 638-3891

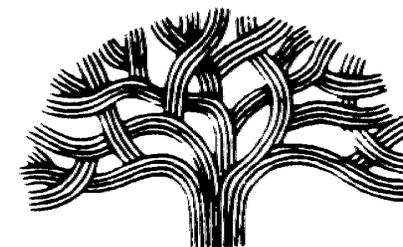
CALIFORNIA DEPT OF TRANSPORTATION

(CAL TRANS)

California Board of Control, Government
Claims Division
P.O. Box 3035
Sacramento, CA 945812
(800)-955-0045

CITY OF OAKLAND CLAIMS INFORMATION

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Pursuant to California Government Code §§ 905 et. seq. commonly referred to as the “Tort Claims Act”, unless otherwise provided, a claim must be filed with the City if you are seeking money or damages from the City.

This pamphlet sets forth some of the most common questions and answers regarding the filing of a claim with the City of Oakland. The Office of the City Attorney cannot provide you with legal advice in regards to your claim. If you have legal questions regarding your claim, you should consult with an attorney.

How do I file a claim?

The City of Oakland has a standard claim form that can be used for your convenience. The form must be filed with the Office of the City Clerk located at One Frank H. Ogawa Plaza, 2nd Floor, Oakland, CA. 94612.

How do I obtain a claim form?

The form can be picked up in person at the Office of the City Clerk, 2nd Floor City Hall. Or the form can be downloaded from www.oaklandcityattorney.org. Or a form can be mailed by calling the Office of the City Attorney at (510) 238-3601.

How long do I have to file a claim?

The Tort Claims Act sets forth the time limits for filing a claim for money or damages. (See Government Code § 911.2) Generally, a claim relating to death or injury to a person or to personal property should be filed within six months from the date of an occurrence.

What if the time has expired since the incident occurred?

You should file a Late Claim Application using the same claim form but title it as such and explain in detail why the claim is late. The Late Claim Application may be granted or denied. Only if it is granted will the City

*consider the merits of the claim. (*See Government Code § 911.4)*

What should I attach to the claim?

Provide a breakdown of the amount you are claiming and how it was computed. Attach copies of bills, payment receipts, photographs, diagrams, and other supporting documents for what you are claiming.

How many repair estimates do I submit?

If the damage is to a vehicle, please attach two repair estimates. Depending on the extent of the damage, we may require an appraisal inspection. If the claim involves damage to personal property, you must submit receipts for all damaged items. If no receipts are available, you must state the purchase date, price and name of the store where the items were purchased. If items are irreparable, you must make them available for our inspection.

Can I have the repairs done or do I have to wait for the investigation to be concluded?

If you so desire, you can go ahead and have the repairs completed. However, you should take photographs of the damage before repairs are made in order to substantiate your claim. Remember that a governmental entity will consider pre-loss condition in evaluating all damages.

Once I file the claim, what happens next?

You will receive a letter with the name of the adjuster assigned to your claim. If after 45 days, you have not heard anything, you can call the adjuster to inquire about how long it may take to process your claim. Some claims may take longer depending on their complexity.

Once the investigation of your claim has been concluded, we will contact you regarding the outcome.

What do I do if my claim is denied?

You have six months from the date of the denial of the claim to file a lawsuit in the court with appropriate jurisdiction.

(*ALL PERSONS ARE REFERRED TO GOVERNMENT CODE §§ 900-960.8 FOR A DETAILED DESCRIPTION OF THE CLAIMS FILING REQUIREMENTS WHEN PRESENTING A CLAIM OR FILING A LAWSUIT AGAINST A PUBLIC ENTITY OR AN EMPLOYEE OF THE PUBLIC ENTITY. THIS DOCUMENT IS NOT INTENDED TO ACT AS A WAIVER NOR WILL IT ESTOP THE CITY FROM ASSERTING NON-COMPLIANCE WITH THE TORT CLAIMS ACT)