



THE CITY OF SAN DIEGO

December 28, 2007

MNA Consulting/Otay Coalition
c/o John E. Ponder, Esq.
501 West Broadway, 19th Floor
San Diego, CA 92101

Reference: **City File #:** LP08-1300-0855
 Date of Incident: June 29, 2007
 Claimant/Your Client: **MNA Consulting/Otay Coalition**

Dear MNA Consulting/Otay Coalition:

Your claim, which was filed sometime ago against the City of San Diego, was referred to this office for investigation, and, with the advice of the office of the City Attorney, a determination of legal liability.

As you may know, the liability of a municipality to persons who claim damages is strictly limited by the acts of the legislature of the State of California governing municipal operations.

Because subsequent investigation and legal opinion determined that your claim cannot be honored, and because no formal denial has been caused to be issued by the City of San Diego within the 45-day time period as prescribed in California Government Code Section 912.4, your claim is deemed denied by operation of that law.

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.

Sincerely,

Leroy Hostetler
Claims Representative

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Risk Management

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