



SAN DIEGO COUNTY  
REGIONAL AIRPORT AUTHORITY  
**STAFF REPORT**

Item No.  
**8**

Meeting Date: **MARCH 7, 2013**

**Subject:**

**Authorize the Rejection of the Claim of Claudine Alvstrale**

**Recommendation:**

Adopt Resolution No. 2013-0022, Authorizing the Rejection of the Claim of Claudine Alvstrale.

**Background/Justification:**

On January 16, 2013, Claudine Alvstrale ("Alvstrale") filed a claim (Attachment A) with the Authority alleging that on November 27, 2012, she sustained damages to her sweatshirt as she sat down in a chair waiting for her flight to board in the Commuter Terminal at San Diego International Airport. Alvstrale claims damages in the amount of \$52.00 to cover the cost of replacing and shipping the sweatshirt.

Alvstrale alleges in her claim that she was in the waiting area before boarding her flight at San Diego International Airport and her sweatshirt was ripped on the sharp plastic edges of a broken cup holder located on the arm rest as she sat down in her seat.

Alvstrale's claim should be denied. An investigation into the incident revealed no notice to the Authority of an unsafe condition of the seats or cup holders. Authority maintenance crew do check the chairs and cupholders every night for evidence of breakage and replace or remove any found to be unsafe or broken.

**Fiscal Impact:**

Not applicable.

**Authority Strategies:**

This item supports one or more of the Authority Strategies, as follows:

- Community Strategy     Customer Strategy     Employee Strategy     Financial Strategy     Operations Strategy

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**Environmental Review:**

- A. California Environmental Quality Act: This Board action is not a project that would have a significant effect on the environment as defined by the California Environmental Quality Act (CEQA), as amended. 14 Cal. Code Regs. §15378. The Board action is not a "project" subject to CEQA. Cal. Pub. Res. Code §21065.
  
- B. California Coastal Act: This Board action is not a "development" as defined by the California Coastal Act. Cal. Pub. Res. Code §30106.

**Equal Opportunity Program:**

Not applicable.

**Prepared by:**

SUZIE JOHNSON  
PARALEGAL

JAN 16 2013



SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY  
ACCIDENT OR DAMAGE CLAIM FORM

Please complete all sections.  
Incomplete submittals will be returned, unprocessed.  
Use typewriter or print in ink.

FOR AUTHORITY CLERK USE ONLY
Document No.: <u>CL-191</u>
Filed: <u>1-16-13</u>

1) Claimant Name: <u>Claudine Alvstrale</u>	
2) Address to which correspondence regarding this claim should be sent: <u>Claudine Alvstrale</u> <u>9959 Rio San Diego Dr. Apt. 81</u> <u>San Diego, CA 92108</u>	
Telephone No.: <u>619-709-7905</u>	Date:
3) Date and time of incident: <u>November 27, 2012 around 4 p.m.</u>	
4) Location of incident: <u>San Diego Airport, Commuter Terminal</u>	
5) Description of incident resulting in claim: <u>Please see attached e-mail.</u>	
6) Name(s) of the Authority employee(s) causing the injury, damage or loss, if known: <u>n/a</u>	
7) Persons having firsthand knowledge of incident: <u>n/a</u>	
Witness (es)	Physician(s):
Name:	Name:
Address:	Address:
Phone:	Phone:

8) Describe property damage or personal injury claimed:

clothes ("Hunky Dory Essential Jersey Tank") : \$ 52.00  
see damage in attached photos

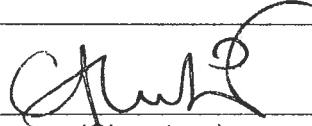
9) Owner and location of damaged property or name/address of person injured:

Same as 1) and 2)

10) Detailed list and amount of damages claimed as of date of presentation of claim, including prospective damages. If amount exceeds \$10,000.00, a specific amount need not be included.

Tank top \$42.00  
Shipping of tank top \$10

Dated: December 20, 2012 Claimant:



(Signature)

**Notice to Claimant:**

Where space is insufficient, please use additional paper and identify information by proper section number.

Return completed form to:

Tony Russell, Director, Corporate Services/Authority Clerk  
Corporate Services Department  
P.O. Box 82776  
San Diego, CA 92138-2776

## 5) Description of incident

----- Original Message -----

From: Claudine Alvstrale <claudine7911@gmail.com>  
To: Customer Service Department <customerservice@san.org>  
Sent: Monday, December 10, 2012 05:24:00 AM  
Subject: Tracking #48750 - Other (Claudine Alvstrale)

Re: Claim

Dear Sir or Madam,

I took a flight from San Diego to LAX on November 27 departing from the commuter terminal. While in the waiting area I sat down on a chair and the arm rest ripped a big hole in my top. At first glance you couldn't notice that the arm rest was broken, but I later saw that the cup holder was missing and the arm rest was very sharp, I could as well have gotten hurt if I had positioned myself closer to the arm rest. I alarmed both the security and the airline personnel about the problem so that nobody would get hurt using that chair. I have photos of the chair and its arm rest and also another chair with a complete arm rest for your comparison that I would be happy to send to you as proof. I hope that you replace that chair as soon as possible so that nobody gets hurt.

I would like to replace my ripped top and respectfully ask you to reimburse me for the costs. I have photos of the hole in the top I would be happy to send to you as proof of the damage. The top is a "Hunky Dory" top called "Essential Jersey Tank" and I can replace it by ordering it from the Hunky Dory website for 299 SEK (42 USD) with additional freight cost of 70 SEK (10 USD).

Proof of cost of the top: [http://www.hunkydory.se/web/Online\\_Store/Blusar\\_Toppar/Essential\\_Jersey\\_Tank-2451.aspx](http://www.hunkydory.se/web/Online_Store/Blusar_Toppar/Essential_Jersey_Tank-2451.aspx)  
Proof of the freight cost: [http://www.hunkydory.se/web/delivery\\_3.aspx](http://www.hunkydory.se/web/delivery_3.aspx)

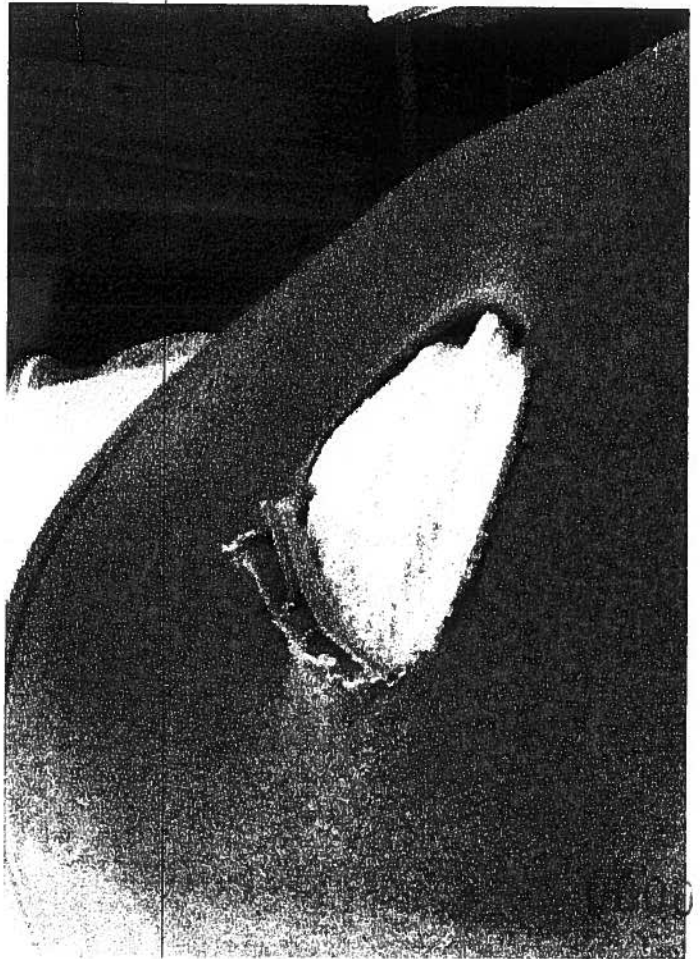
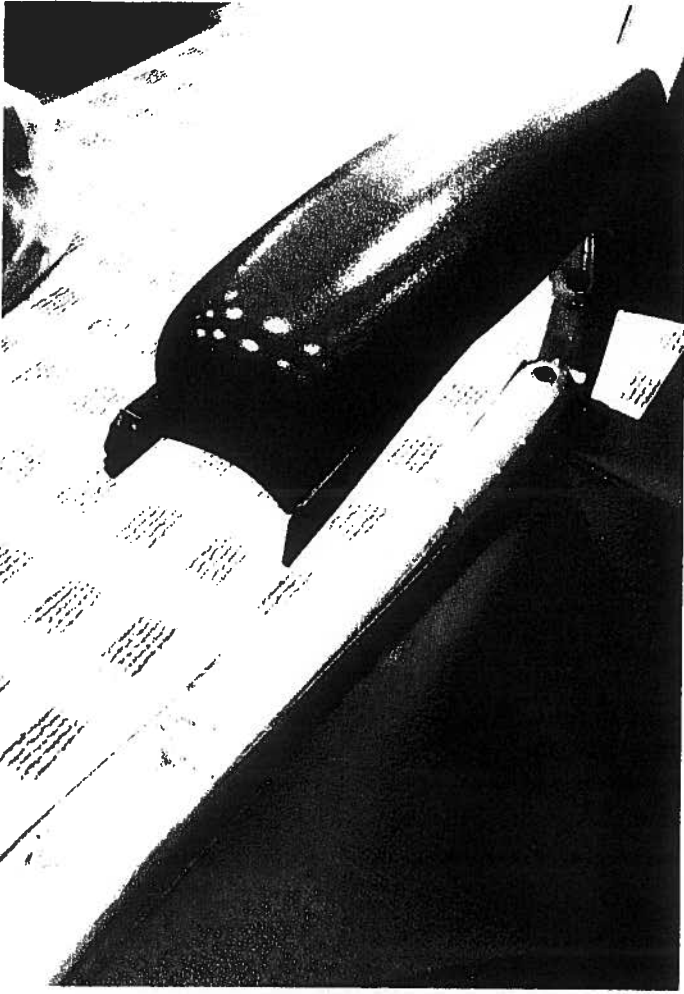
Thank you for your cooperation!

Sincerely

Claudine Alvstrale  
+1 619 709 7905  
claudine7911@gmail.com

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RESOLUTION NO. 2013-0022

A RESOLUTION OF THE BOARD OF THE  
SAN DIEGO COUNTY REGIONAL AIRPORT  
AUTHORITY AUTHORIZING THE REJECTION OF  
THE CLAIM OF CLAUDINE ALVSTRALE.

WHEREAS, on January 16, 2013, Claudine Alvstrale filed a claim with the San Diego County Regional Airport Authority for damages she allegedly incurred as a result of using a chair in the Commuter Terminal at San Diego International Airport; and

WHEREAS, at its regular meeting on March 7, 2013, the Board considered the claim filed by Claudine Alvstrale, the report submitted to the Board, and found that the claim should be rejected.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby AUTHORIZES the rejection of the claim of Claudine Alvstrale.

BE IT FURTHER RESOLVED that this Board DETERMINES this action is not a "project" as defined by the California Environmental Quality Act (CEQA), Cal. Pub. Res. Code §21065; nor is it a "development" as defined by the California Coastal Act, Cal. Pub. Res. Code §30106.

PASSED, ADOPTED, AND APPROVED by the Board of the San Diego County Regional Airport Authority at a regular meeting this 7th day of March, 2013, by the following vote:

AYES: Board Members:

NOES: Board Members:

ABSENT: Board Members:

ATTEST:

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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

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BRETON K. LOBNER  
GENERAL COUNSEL

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