



SAN DIEGO COUNTY
REGIONAL AIRPORT AUTHORITY
STAFF REPORT

Item No.
6

Meeting Date: **FEBRUARY 14, 2013**

Subject:

Authorize the Rejection of the Claim of Bridgit Lee

Recommendation:

Adopt Resolution No. 2013-0010, authorizing the Rejection of the Claim of Bridgit Lee.

Background/Justification:

On December 27, 2012, Bridgit Lee ("Lee") filed a claim (Attachment A) with the Authority alleging that on November 19, 2012, she sustained damages to her yoga pants as she sat in a chair waiting for her flight to board in Terminal One at San Diego International Airport. Lee claims damages in the amount of \$135.00 to cover the cost of replacing and hemming the yoga pants.

Lee alleges in her claim that she was in the waiting area before boarding her flight at San Diego International Airport and her yoga pants were ripped on the sharp plastic edges of a broken cup holder located on the arm rest as she slid into her seat.

Lee'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.

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

000042

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



BOOKAAA

DEC 27 2012

Corporate Services

ATTACHMENT A

FOR AUTHORITY CLERK USE ONLY

Document No.: CL-185

Filed: 12/27/12

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.

1) Claimant Name: BRIGIT E. LEE

2) Address to which correspondence regarding this claim should be sent:
120 Vista View Place
Petaluma, CA 94952

Telephone No.: 707-321-5307 | Date: 12/12/12

3) Date and time of incident: 11-19-12 10:00 / 10:30 AM

4) Location of incident: Airport gate for flight 3544

5) Description of incident resulting in claim:
While sitting down to wait for my flight, slid into seat & cup holder on plane I was broken. Had sharp plastic edges & ripped my new yoga pants.
Thankfully it did not cut me, your rep had the holder removed immediately.
Cost: \$125.00 + \$10.00 hem fee = \$135.00
was lemon - very special & my first pair
I have pictures of chair & pants.
please refund.

6) Name(s) of the Authority employee(s) causing the injury, damage or loss, if known:

7) Persons having firsthand knowledge of incident:

Witness (es) Tami Loughlan	Physicians(s): witnesses
Name: David Van Bibber	Name: Tami Loughlan
Address: your Operations duty mgr	Address: 5703 Byron ct. Rocklin, CA 94765
Phone: 619-400-2551	Phone: 916-390-1458
	my traveling companion.

8) Describe property damage or personal injury claimed:

a hole taken in my most expensive yoga pants ever. Slight scratch on skin

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

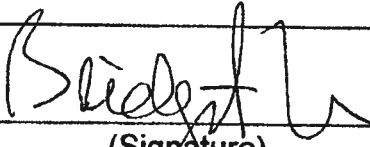
Bridget Lee
120 Vista Verde Pl.
Petaluma, CA 94952

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.

\$135⁰⁰ to buy a new pair of yoga pants hemmed.

Dated: 12/21/12

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

000045

RESOLUTION NO. 2013-0010

A RESOLUTION OF THE BOARD OF THE
SAN DIEGO COUNTY REGIONAL AIRPORT
AUTHORITY AUTHORIZING THE REJECTION OF
THE CLAIM OF BRIDGIT LEE

WHEREAS, on December 27, 2012, Bridgit Lee filed a claim with the San Diego County Regional Airport Authority for damages she allegedly incurred as a result of using a chair in Terminal One at San Diego International Airport; and

WHEREAS, at its regular meeting on February 14, 2013, the Board considered the claim filed by Bridgit Lee, 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 Bridgit Lee.

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 special meeting this 14th day of February, 2013, by the following vote:

AYES: Board Members:

NOES: Board Members:

ABSENT: Board Members:

ATTEST:

TONY R. RUSSELL
DIRECTOR, CORPORATE SERVICES/
AUTHORITY CLERK

APPROVED AS TO FORM:

BRETON K. LOBNER
GENERAL COUNSEL

000046