KITTITAS COUNTY PROSECUTING ATTORNEY'S OFFICE

PUBLIC HEARING STAFF REPORT

AGENDA DATE:

December 7, 2010

ACTION REQUESTED:

McPherson Claim for Damages

BACKGROUND: On 10/15/2010, County building inspector Dan Davis backed into her parked car while he was out on inspections in a County vehicle. This resulted in damage to the front left of her 2006 Volvo.

INTERACTION: Ms. McPherson submitted a claim for damages along with three cost estimates - \$2,853.48, \$2,324.35, and \$2,342.27. I spoke with Kirk Holmes, Interim Director of CDS and he agreed that we should pay this claim as the County appears at fault.

RECOMMENDATION:

Pay Ms. McPherson \$2,324.35 after receipt of release of

claim.

ATTACHMENTS: Claim for Damages.

LEAD STAFF:

Neil A. Caulkins, Deputy Prosecuting Attorney

PROSECUTOR &
COMMISSIONERS JIC
DEPARTMENT KIX
INSURANCE Y

201011010033KITTITAS CO PROS 13



KITTITAS COUNTY CLAIM FOR DAMAGES

Return to: County Auditor 205 W 5th, Suite 105 Ellensburg, WA 98926



Instructions:

Please read the entire form before completion. Fill out each question as completely as possible, to the best of your ability. Do not hesitate to use the back side of this form if you need more than the space provided. An incomplete response may delay the processing of your claim.

1.	Name (Including spouse, if married): Debrah L. MCherson
2.	Mobile Phone #: (Home): (20)824-4523(Work): (2)06-595-2247
3.	Address (include former address if at present address for less than 6 months):
	19403 Military Rd. S.
	Sectal, WA 98188
4.	Date of Incident: 10/15/10
5.	Location of Incident: 601 Ridge crest Drive
	Ronald, WA
	(New construction)

6. Describe in detail the defect which caused the injury:
7. Describe in narrative form and in detail exactly how the incident occurred: Mr. Daniel Davis backed into my cav. Left front of cav damaged
8. Was claim investigated by a police officer? Yes
Chris Cain Sheriff X State Patrol City Police
9. Description of claimant's vehicle: Volvo Make 2006 Year Model C70 CV License No. 473X5 N
10. Describe what you did after the accident occurred: Exchanged information with Daniel Davis and contacted the Kithitas County Sheriff's office for site VISH and report.
11. Describe the conversations you had, if any, with County personnel during or after the incident occurred: Daniel Davi 5 contacted me and emailed me
the Kittitas County Claim for Damages form/report so I could start the process and get my car repaired.
12. Describe the damages or injuries which you sustained as a result of the incident: No personal injuries. I was not in the car at the time of the incident.
13. What is the amount of damages claimed? (Include estimates and bills, if available): Three estimates attached \$2853.48 \$2324.35 \$2341.27
14. How did you identify the County as the party responsible for your damage? I was at the location at the time of the incident due to an inspection.
15. List the names and addresses of all witnesses to the incident: <u>Andrew Clark</u> 678-637-4795

Stephanie Moore 50	9-674-6336
16. Are you covered by insurance? agent/carrier? State Farm / I do not wish to use my \$500 Deductible. Dated this 29 Day of Octo	YesIf yes, who is your insurance Carol Florez_ 425-455-1600 Insurance for this situation due to the ober, 2010.
	Ochah Mahan Signature of Claimant
* ነ	* *_Notary * * * Verified signature of Claimant
Subscribed and sworn (affirmed) to before	ore me this 29 hay of October, 201.
PUBLIC PUBLIC OF WASHINGTON	Notary Public in and for the State of Washington Residing at Seattle

COLLISION EXCHANGE OF INFORMATION

OFFICER NAME: CHRIS OCAIN

509-859-3325

CASE NUMBER:

BADGE #: 50

COLLISION DATE AND TIME: 10/15/2010 2:12 PM

AGENCY: KITTITAS COUNTY SO

LOCATION: RIDGCREST MP:0.75

AT SR 903

MOTOR VEHICLE UNIT 1:

VEH YEAR: 2008

VEH MAKE: FORD

VEH MODEL: ESCAPE

PLATE #: 84068C

VEH OWNER: KITTITAS COUNTY

DL #: DAVISDF350MZ

DL STATE: WA

NAME: DANIEL F DAVIS

ADDRESS: 1200 EAST CAPITOL

ELLENSBURG, WA 98926

TOWED BY:

INSURED BY:

DAY PHONE:

POLICY #:

NIGHT PHONE:

MOTOR VEHICLE UNIT 2:

VEH YEAR: 2006

VEH MAKE: VOLVO

VEH MODEL: C70CV

PLATE #: 473XSN

VEH OWNER: DEBRAH L MCPHERSON

TOWED BY:

INSURED BY: STATE FARM

POLICY #: 113 8683-C28-47

DL #: MCPHEDL341LR

DL STATE: WA

NAME: DEBRAH L MCPHERSON

ADDRESS: 19403 MILITARY RD S

SEATAC, WA 98188

DAY PHONE:

NIGHT PHONE:

Page: 1 of 1

10/28/2010 at 01:37 PM 97672

BIG E AUTO REBUILD INC.

PERFECTION IN COLLISION REPAIRS 912 S.W. 146TH SEATTLE, WA 98166 (206)243-7916 Fax: (206)243-9530

PRELIMINARY ESTIMATE

Written By: DAN GORNEY Adjuster:

Claim # Insured:

Policy # Owner: Debrah McPherson Deductible: Address: 19403 Military Rd S.

Date of Loss: 10/15/2010
Type of Loss: Liability Seatac, WA 98188

Cellular: (206) 595-2247

Point of Impact:

Business: (206)243-7916 Inspect BIG E AUTO REBUILD INC.

Location: 912 S.W. 146TH

SEATTLE, WA 98166

Business: (360)292-4500 Insurance WaCouty Risk Pool

Company: 4 Days to Repair

2006 VOLV C70 T-5 5-2.5L-T 2D CNVT red Int:

VIN: YV1MC68236J001044 Lic: 473XSN WA Prod Date: Odometer: 20161

VIN: YV1MC68236J001044 Lic: 473XSN WA Prod Date: Odometer: 20161

Air Conditioning Rear Defogger Tilt Wheel
Cruise Control Telescopic Wheel Intermittent Wipers

Keyless Entry Rear Window Wiper Alarm

Message Center Body Side Moldings Dual Mirrors

Console/Storage Traction Control Stability Control

Fog Lamps Clear Coat Paint Power Steering

Power Brakes Power Windows Power Locks

Power Driver Seat Power Passenger Seat Power Mirrors

Heated Mirrors Power Trunk/Gate Release Memory Package

AM Radio Stereo

Search/Seek CD Changer/Stacker Anti-Lock Brakes (4)

Driver Air Bag Passenger Air Bag Front Side Impact Air Bag

4 Wheel Disc Brakes Cloth Seats Bucket Seats

6 Speed Transmission Overdrive Aluminum/Alloy Wheels

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
1 2*	Don'l I	FRONT LAMPS	1	454.	67	0.2	
3	_	F Headlamp assy im headlamps	T	404.	07	0.5	
4 5 *	Repl Li	FENDER Fender	1	528.	52	2.4	1.8
6		dd for Clear Coat					0.7
7 8		dd for Edging dd for Clear Coat					0.5 0.1
9		FRONT BUMPER & GRILLE					

PRELIMINARY ESTIMATE 2006 VOLV C70 T-5 5-2.5L-T 2D CNVT red Int:

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
10*		Bumper cover primed				3.0	2.6
11		Add for Clear Coat					1.0
		License bracket				0.2	
				<u>31.</u>			
	Repl	LT H'lamp bracket	1	<u> 19.</u>	50	0.1	
15# 16		OVERHAUL FRT. BUMPER COVER DOOR	1			2.2	
17	Blnd	LT Door shell					1.0
18*		LT Body side mldg				0.3	1.0
19		LT R&I mirror				$\frac{0.3}{0.4}$	
20		LT Belt molding				0.3	
21#	IVα I	CLEAN SIDE MLD. GLUE FROM VEHICLE	1	2.	00	0.3	
22#		CLEAN AND RETAPE LT DR. SIDE MLD.	1	6.	00	1.0	
23	R&I	LT R&I trim panel				0.5	
24		LT Handle, outside				0.3	
25		HOOD					
26	Blnd	Hood (ALU)					1.3
27		WINDSHIELD					
28	R&I	RT W/S hood nozzle				0.2	
29		LT W/S hood nozzle				0.2	
30#	Subl	HAZARDOUS WASTE REMOVEAL					
31#		COVER VEHICLE FOR OVERSPRAY	1	6.	00 T	0.3	
32#	Refn	TINT TO COLOR MATCH					0.5
33#		FLEX ADDITIVE	1	6.	00 T		
34#	Refn	PRIME AND BLOCK					1.0
35#		COLORSAND AND BUFF		10.		1.0	
36#		MISC. CLIPS AND FASTENERS	1	10.	00		
		Subtotals ==>		1079.	32	13.5	10.5
		Parts					1062.32
		Body Labor	13	.5 hrs	3 @ \$	50.00/hr	675.00
		Paint Labor	10	.5 hrs	9 \$	50.00/hr	525.00
		Paint Supplies				30.00/hr	
		Body Supplies Sublet/Misc.	5	.8 hrs	8 @ \$	2.00/hr	11.60 17.00
		SUBTOTAL					
		Sales Tax			5.92 @	9.5000%	
		GRAND TOTAL				\$	2853.48
		CUSTOMER PAY INSURANCE PAY		- 		\$	0.00

10/28/2010 at 01:37 PM 97672

PRELIMINARY ESTIMATE

2006 VOLV C70 T-5 5-2.5L-T 2D CNVT red Int:

I HEARBY AUTHORIZE ABOVE REPAIR WORK AND ANY ADDITIONAL RELATED REPAIRS FOUND DURING TEAR DOWN AND WHILE THE REPAIRS ARE IN PROGRESS ALONG WITH ALL NECCESSARY MATERIALS. MY VEHICLE MAY BE DRIVEN BY YOUR EMPLOYEES AT MY RISK. I AGREE TO PAY CASH ON DELIVERY OF VEHICLE. UNTIL PAID IN FULL, YOU SHALL HAVE A LIEN ON THE VEHICLE FOR THE AMOUNT OWING. I FURTHER AGREE THAT YOU WILL NOT BE HELD RESPONSIBLE FOR THE VEHICLE OR ARTICLES LEFT IN IT IN CASE OF FIRE, THEFT, OR CAUSES BEYOND YOUR CONTROL.

AUTHORIZED BY:

PLEASE SEND PAYMENTS DIRECTLY TO: BIG E AUTO REBUILD INC.

912 SW 146TH ST. BURIEN WA 98166

{206} 243-7916 FAX: {206} 243-9530

IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES, AND DENIAL OF INSURANCE BENEFITS.

Estimate based on MOTOR CRASH ESTIMATING GUIDE. Unless otherwise noted all items are derived from the Guide ERN9714, CCC Data Date 10/15/2010, and the parts selected are OEM-parts manufactured by the vehicles Original Equipment Manufacturer. OEM parts are available at OE/Vehicle dealerships. OPT OEM (Optional OEM) or ALT OEM (Alternative OEM) parts are OEM parts that may be provided by or through alternate sources other than the OEM vehicle dealerships. OPT OEM or ALT OEM parts may reflect some specific, special, or unique pricing or discount. OPT OEM or ALT OEM parts may include "Blemished" parts provided by OEM's through OEM vehicle dealerships. Asterisk (*) or Double Asterisk (**) indicates that the parts and/or labor information provided by MOTOR may have been modified or may have come from an alternate data source. Tilde sign (~) items indicate MOTOR Not-Included Labor operations. Non-Original Equipment Manufacturer aftermarket parts are described as AM, Qual Repl Parts or Comp Repl Parts which stands for Competitive Replacement Parts. Used parts are described as LKQ, Qual Recy Parts, RCY, or USED. Reconditioned parts are described as Recond. Recored parts are described as Recore. NAGS Part Numbers and Benchmark Prices are provided by National Auto Glass Specifications. Labor operation times listed on the line with the NAGS information are MOTOR suggested labor operation times. NAGS labor operation times are not included. Pound sign (#) items indicate manual entries. Some 2010 vehicles contain minor changes from the previous year. For those vehicles, prior to receiving updated data from the vehicle manufacturer, labor and parts data from the previous year may be used. The Pathways estimator has a complete list of applicable vehicles. Parts numbers and prices should be confirmed with the local dealership.

CCC Pathways - A product of CCC Information Services Inc.

Job Number:

10/28/2010 at 02:16 PM 23810

BURIEN TOYOTA - CHEVROLET, INC

Federal ID #:911430800 COLLISION REPAIR CENTER 225 SOUTH 140TH ST SEATTLE, WA 98168

(206)243-0700 Fax: (206)243-4536

PRELIMINARY ESTIMATE

Written By: Greg Brown Adjuster:

Insured: DEBRAH McPHERSON

Owner: DEBRAH McPHERSON

Address: 19403 MILITARY RD. S.

SEATAC, WA 98188

Day: (206)595-2247

Claim # Policy #

Deductible:

Date of Loss: Type of Loss:

Point of Impact: 11. Left Front

Inspect BURIEN TOYOTA - CHEVROLET, INC Business: (206)243-0700

Location: 225 SOUTH 140TH ST

SEATTLE, WA 98168

Insurance Company:

Days to Repair

2006 VOLV C70 T-5 5-2.5L-T VIN: YV1MC68236J001044 Lic		Odometer: 20163			
Air Conditioning	Rear Defogger	Tilt Wheel			
Cruise Control	Telescopic Wheel	Intermittent Wipers			
Keyless Entry	Rear Window Wiper	Alarm			
Message Center	Body Side Moldings	Dual Mirrors			
Console/Storage	Traction Control	Stability Control			
Fog Lamps	Clear Coat Paint	Power Steering			
Power Brakes	Power Windows	Power Locks			
Power Driver Seat	Power Passenger Seat	Power Mirrors			
Heated Mirrors	Power Trunk/Gate Release	Memory Package			
AM Radio	FM Radio	Stereo			
Search/Seek	CD Changer/Stacker	Anti-Lock Brakes (4)			
Driver Air Bag	Passenger Air Bag	Front Side Impact Air Bag			
4 Wheel Disc Brakes	Cloth Seats	Bucket Seats			
Automatic Transmission	Overdrive	Aluminum/Alloy Wheels			
NO. OP.	DESCRIPTION QTY E	XT. PRICE LABOR PAINT			

NO.	OP.	DESCRIPTION	ТQ	Y EXT.	PRICE	LABOR	PAINT
1		FRONT LAMPS					
2	Repl	LT Headlamp assy	1	377	.70	0.2	0.0
3		Aim headlamps	0	0	.00	0.5	0.0
4		FRONT BUMPER & GRILLE					
5*	Rpr	Bumper cover primed	0	0	.00	2.0	2.6
6		Add for Clear Coat	0	0	.00	0.0	1.0
7	R&I	Upper grille	0	0	.00	0.2	0.0
8	R&I	Lower grille	0	0	.00	0.1	0.0

10/28/2010 at 02:16 PM 23810

PRELIMINARY ESTIMATE

2006 VOLV C70 T-5 5-2.5L-T 2D CNVT Int:

NO.	OP.	DESCRIPTION	QTY	EXT. PRICE	LABOR	PAINT
9	R&I	R&I bumper cover	0	0.00		
10	R&I	License bracket	0		0.2	
11	R&I	RT Trim cover	0		0.2	
12	R&I	LT Trim cover	0	0.00	0.2	0.0
13		FENDER				
14	Repl	LT Fender	1	429.69	2.4	1.8
15		Add for Clear Coat	0		0.0	
16		Add for Edging	0	0.00	0.0	0.5
17		Deduct for Overlap	0	0.00	-0.5	0.0
18		PILLARS, ROCKER & FLOOR				
19	R&I	LT Rocker molding to CH# 97415	0	0.00	1.2	0.0
20		DOOR				
21	Blnd	LT Outer panel	0	0.00		1.0
22	R&I	LT Belt molding	0	0.00		
23*	R&I	LT Body side mldg	0	0.00		0.0
24#	Rpr	Clean and Retape Moulding	0	0.00		
25	R&I	LT R&I mirror	0	0.00	0.4	0.0
26	R&I	LT Handle, outside	0	0.00	0.3	0.0
27	R&I	LT R&I trim panel	0	0.00	0.5	0.0
28		HOOD				
29	Blnd	Hood (ALU)	0	0.00	0.0	1.3
30		WINDSHIELD				
31	R&I	RT W/S hood nozzle	0	0.00	0.2	0.0
32	R&I	LT W/S hood nozzle	0	0.00	0.2	0.0
33#	Subl	Hazardous waste removal	1	7.50	0.0	0.0
34#	Rep1	Cover car	1	5.00	0.3	0.0
	Repl	Flex additive	1	7.00	0.0	0.0
36#	_	Color tint	1	0.00	0.0	0.5
,	· ·	Subtotals ==>		826.89	11.0	9.4

Estimate Notes:

POSSIBLE ADDITIONAL DAMAGE MAY BE FOUND AFTER VEHICLE IS TORN DOWN.

Parts		826.89
Body Labor	11.0 hrs @ \$ 52.00/hr	572.00
Paint Labor	9.4 hrs @ \$ 52.00/hr	488.80
Paint Supplies	9.4 hrs @ \$ 25.00/hr	235.00
SUBTOTAL	\$	2122.69
Sales Tax	\$ 2122.69 @ 9.5000%	201.66
		
GRAND TOTAL	\$	2324.35

ADJUSTMENTS:

Deductible 0.00

10/28/2010 at 02:16 PM 23810

PRELIMINARY ESTIMATE

2006 VOLV C70 T-5 5-2.5L-T 2D CNVT Int:

\$ 0.00 CUSTOMER PAY \$ 2324.35

INSURANCE PAY

THIS ESTIMATE IS PRELIMINARY ONLY...ANY ADDITIONAL DAMAGES FOUND AFTER TEAR-DOWN ARE SUPPLEMENTAL. PART PRICES ARE ESTIMATED AT TIME OF ORIGINAL ESTIMATE AND WILL BE CORRECTED TO ACTUAL RETAIL AT TIME OF CLOSING

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10/28/2010 at 02:50 PM 29021

BURIEN HONDA BODY SHOP

GUARANTEED-COLLISION REPAIRS 112 SOUTH 150TH STREET SEATTLE, WA 98148 (206)246-9701 Fax: (206)248-2885

PRELIMINARY ESTIMATE

Written By: PAT DANIELSON Adjuster:

Claim # Insured: Policy # Owner: DEBRAH MCPHERSON

Address: 19403 MILITARY RD S Deductible:

> Date of Loss: 10/15/2010 SEATAC, WA 98188

Type of Loss: Cellular: (206)595-2247

Point of Impact: 12. Front **Evening:** (206) 824-4523

Inspect Location:

Insurance WA COUNTY RISK POOL

Company:

2006 VOLV C70 T-5 5-2.5L-T 2D CNVT RED Int:

Days to Repair

VIN: YV1MC68236J001044 Lic: 473XSN WA Prod Date: Odometer: 20164 Tilt Wheel Air Conditioning Rear Defogger Telescopic Wheel Intermittent Wipers Cruise Control Rear Window Wiper Alarm Keyless Entry Dual Mirrors Message Center Body Side Moldings Traction Control Stability Control Console/Storage Power Steering Clear Coat Paint Fog Lamps Power Locks Power Brakes Power Windows Power Passenger Seat Power Mirrors Power Driver Seat Power Trunk/Gate Release Memory Package Heated Mirrors

FM Radio Stereo AM Radio

Anti-Lock Brakes (4) CD Changer/Stacker Search/Seek Front Side Impact Air Bag Passenger Air Bag Driver Air Bag

Cloth Seats Bucket Seats 4 Wheel Disc Brakes

Overdrive Aluminum/Alloy Wheels 6 Speed Transmission

o opeca	1101101111		 					
NO.	OP.	DESCRIPTION	 QTY	EXT.	PRICE	LABOR	PAINT	
1 2* 3 4 5 6 7	R&I R&I R&I	FRONT BUMPER & GRILLE Bumper cover primed Add for Clear Coat R&I bumper cover Upper grille Lower grille LT H'lamp bracket FRONT LAMPS	1	12.	66	1.0 1.5 0.2 0.1 0.1	2.6 1.0	
9* 10	Repl	LT Headlamp assy Aim headlamps	1	464.	<u>57</u>	0.2		

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PRELIMINARY ESTIMATE 2006 VOLV C70 T-5 5-2.5L-T 2D CNVT RED Int:

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR I	PAINT
11		HOOD					
	Blnd	Hood (ALU)					1.3
13	_	FENDER	4	E 0 0	50	0 4	1 0
	Repl	LT Fender	1	528.	.52	2.4	
15		Add for Clear Coat					0.7 0.5
16		Add for Edging Add for Clear Coat					0.3
17 18		Deduct for Overlap				-0.5	0.1
19		WINDSHIELD				0.5	
20	P.C.T	RT W/S hood nozzle				0.2	
21		LT W/S hood nozzle				0.2	
22	IVOL	DOOR					
23	Blnd	LT Door shell					1.0
24	R&I					0.3	
25*		-				0.3	
26		<u>-</u>				0.4	
27		LT Handle, outside				0.3	
28		LT R&I trim panel				0.5	
29#		COVER CAR TO PREVENT OVERSPRAY	1	5.	.00	0.3	
30#	Rpr	CLEAN AND RETAPE DOOR SIDE MLDG				0.3	
31#		FLEX ADDITIVE	1	5.	.00		
32#		HAZARDOUS WASTE REMOVAL	1	4 .	.00		
		TINT COLOR				0.5	
34#		COLOR SAND AND BUFF PANELS				1.0	
		Subtotals ==>					9.0
		Parts Body Labor Paint Labor Paint Supplies	9 9	.8 hrs	5 @ \$ 5 @ \$	48.00/hr 48.00/hr 24.00/hr	1019.75 470.40 432.00 216.00
		SUBTOTAL Sales Tax	-	\$ 2138	3.15 (\$ 9.5000%	2138.15 203.12
		GRAND TOTAL				\$	2341.27
·		CUSTOMER PAY INSURANCE PAY				\$	0.00 2341.27

Job Number:

10/28/2010 at 02:50 PM 29021

PRELIMINARY ESTIMATE

2006 VOLV C70 T-5 5-2.5L-T 2D CNVT RED Int:

This estimate is being prepared for you based on a visual inspection of your vehicle. Sometimes, once the work has begun, additional worn or damaged parts are uncovered. This estimate does not cover such contingencies. All parts prices are based on invoice list. All monies must be received prior to vehicle release. Shop is not responsible for loss or damage to vehicle, or articles left in vehicle do to fire or theft or any other cause beyond our control.

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