

Phone (800) 298-4894 Fax (888) 970-0889 Email info@sweetlaw.com

April 29, 2022

Via Electronic Mail, Certified Mail:

Tracking #: 7022 0410 0001 9128 5990

Shannon Jensen 155 W. Durian Coalinga, CA 93210 E: sjensen@coalinga.com

Our Client:

Shancee Monclova

Date of Loss:

11/4/2021

City of Coalinga

Pursuant to Government Code Section 911.2, we are submitting a claim on behalf of the above-mentioned client for bodily injury or death, damage to personal property or damage to growing crops within six months of the incident which occurred at the intersection of W. Pole Street and California Street in the City of Coalinga.

Ms. Monclova was safely and lawfully walking across a pedestrian crossing when a driver collided with her causing severe injuries including but not limited to fractured ribs, broken sternum, broken tibia, etc.

Please direct all notices and correspondence to our address at 4950 MacArthur Blvd, Suite 650, Newport Beach, CA 92660.

Yours truly,

Sweet Lawyers, LLP

Samantha Williams, Esq.

EXHIBIT 1

TRAFFIC COLLISION REPORT CHP 555 Page 1 (Rev. 4-11) OPI 060

SPECI	AL CONDIT	TIONS		NUMBER		CITY					JUDICIAL DISTRICT	LOCAL REPO	RT NUMBER		
				1		Coaling	a				Fresno	CO21-000	0348		
				NUMBER	R HIT & RUI MISD.	COUNTY			REPORTING	DISTRICT	BEAT	DAY OF WEEL		AWAY	
				0	MISD.	Fresno						Thursday			
L	COLLISIO	N OCCURRED ON		and approximation and		The second second second second			MO. DAY	YEAR	TIME (2400)	NCIC#	OFFICER I.	D.	
0	W POLI	K STREET							11/0	4/2021	1855	1000	E1574		
C	MILEPOST	INFORMATION	,				GPS COORD	INATES				PHOTOGRAP	HS BY	NONE	
T	1	8 FEET		OF			LATITUDE		LONG	SITUDE				C) NONE	
0	⊠ AT IN	ITERSECTION WI					1				STATE HWY REL	E1574			
N	OR	24		NORTH	OF C	ALIFORNI	A STREET				П				
PARTY	DRIVER'S	LICENSE NUME	BER			CLASS	AIR BAG	SAFETY EQUIP.	VEH, YEAR	T	MAKE / MODEL / COLO	R LUCEN	NSE NUMBER	STATE	
1	F741404	17			CA	С	M	С	2017	KIA Motor	s Optima WHITE	Liou	8J0C311	CA	
DRIVER	NAME (FII	RST, MIDDLE, LA	(ST)										9300311		
\times	KAYLA	RENEE BURN	18						OWNER'S N	AMF	M CAME AS DOME				
PEDES-	STREET A	DDRESS						-			SAME AS DRIVE	K			
TRIAN		OLK #11							OWNER'S A	DRESS	SAME AS DRIVE	D .			
PARKED	CITY / STA								-		Biomenia	rk .			
VEHICLE	COALIN	iga /	CA /	93210							ALINGA, CA 93210 E ON ORDERS OF: OFF	IOED N	DRIVER	Torues	
BICY-	SEX	HAIR	· · · · · · · · · · · · · · · · · · ·	HEIGHT	WEIGHT	RIPT	TH DATE	RACE	DISPUSITIO	N OF VEHICLE	E ON ORDERS OF: DOFF	ICER 🔼	DRIVER	OTHER	
CLIST	F	BLN	BRO	503	145		2/1996	w			57				
OTHER	HOME PH	1	DICO	000	BUSINESS P	1	2/1990	AA		ANICAL DEFE		E APPAREN	T L REFER	TO NARRATIVE	
	(559) 36					HONE				NTIFICATION N	IUMBER: 5XXGT4L36F DESCRIBE VEHICLE DAM		PUADE IN	DAMAGE AREA	
	. ,	CE CARRIER			() -	POLICY NU	14050		VEHIC	LE TYPE			SHADE IN	DAMAGE AREA	
	II OOI O II I	OL ORKINEK				POLIC! NO	MOER		01	01	UNK. NONE	☑ MINOR	6	~ (-)	
	DIR OF	ONSTREE	T OR HIGHY	NAY	**********************	The state of the s	SPEED L	MAIT		!	☐ MOD. ☐ MAJOR	☐ ROLL-O	VER O	0	
	TRAVE WES	L	STREET				O' LLD L		CA		DOT		0	0.	
								30	CAL-T	T	CP/PSC MC/MX				
PARTY 2	B567869	LICENSE NUMB	ER		STATE CA	CLASS	AIR BAG	SAFETY EQUIP.	VEH, YEAR		MAKE / MODEL / COLO	R LICE	NSE NUMBER	STATE	
DRIVER		RST, MIDDLE, LA	STI							ļ					
		E MARIE MO							OWNER'S N	AME	T CAME AS DON'E				
PEDES-	STREET A								OWNERS	-IVIL	SAME AS DRIVE	τ.			
TRIAN		ER STREET							OWNER'S AD	2005					
PARKED	CITY / ST/				The Paris of the P				OWNERSAL	DIKE	SAME AS DRIVE	Κ			
VEHICL	COALIN		CA /	93210					DISPOSITION	N OF VEHICLE	ON ORDERS OF: OFF	ICED [DRIVER [TOTLIED	
BICY-		HAIR		HEIGHT	WEIGHT	BIRT	H DATE	RACE		tor remoce	OFF	ICER L	DRIVER L	OTHER	
CLIST	F	BLK	BRO	504	180		5/1979	н	DDIOD MEGI	ANDAL DEEE	та Паком	E APPAREN	т П ветер	TO 114 DD 470 /F	
OTHER	HOME PH		Bito	004	BUSINESS P	1	0/10/0	1 11		ANICAL DEFEC		EAPPAREN	T L REFER	TO NARRATIVE	
										E TYPE	DESCRIBE VEHICLE DAM.	AGE	SHADE IN	DAMAGE AREA	
	INSURANC	CE CARRIER	To-000000000000000000000000000000000000			POLICY NU	MRFR			1		☐ MINOR	SHADE IN	DAMAGE AREA	
						1 000 110	WOL!		60				WED		
	DIR OF		T OR HIGHW	VAY			SPEED LI	MIT	MOD, MAJOR ROLL-OVER					(>)	
	TRAVE!	H W POLK						30	CA		DOT				
DARTY	CARLES CONTRACTOR OF THE PARTY	LICENSE NUMB	CATALOGUE DE LA COMPANION DE L	1	STATE [CLASS	AIR BAG	SAFETY EQUIP.	CAL-T	1	MAKE / MODEL / COLOR	2 1	10511111		
PARTY 3							, and some	0,427724077	VEH. TEAR		WATER WODELF GOLO	, LICE	NSE NUMBER	STATE	
	NAME (FIR	ST, MIDDLE, LA	ST)												
									OWNER'S NA	L	☐ SAME AS DRIVER	3			
PEDES-	STREET A	DDRESS													
TRIAN									OWNER'S AL	IUKE	☐ SAME AS DRIVER				
PARKED	CITY / STA	TE / ZIP				-									
VEHICLE	1 1								DISPOSITION	OF VEHICLE	ON ORDERS OF: OFF	ICER [DRIVER	OTHER	
BICY-		HAIR	EYES -	HEIGHT	WEIGHT	BIRT	H DATE	RACE				ioen	DIAVER _] OTHER	
CLIST									PRIOR MECH	IANICAL DEFE	CTS: T NON	E ADDADEN	T Decep	TO NARRATIVE	
OTHER	HOME PHO	ONE			BUSINESS P	HONE				NTIFICATION		LATIANEN	· U KEFER	TO IVARIOUITE	
										E TYPE	DESCRIBE VEHICLE DAM	AGE	SHADE IN	DAMAGE AREA	
	INSURANC	E CARRIER		***************************************	1	POLICY NU	MBER					☐ MINOR	STADE IN	- AND AND	
											☐ MOD. ☐ MAJOR		VER		
	DIR OF	ON STREE	OR HIGHW	VAY			SPEED LI	MIT	CA		DOT			>)	
	TRAVEL								CAL-T	тс	CP/PSC MC/MX				
PREPAR	ER'S NAME			-			DISPATCH NO	TIEIED	REVIEWER'S	-	MO/INA		DATE REV	IEWED	
	dt, Lee E'					Yes		N/A	Young, Se						
						16. 38		I					12/28/20	61	

Page 2 of 14 TRAFFIC COLLISION CODING CHP 555 Page 2 (Rev. 4-11) OPI 060 DATE OF COLLISION (MO. DAY, YEAR) TIME (2400) OFFICER I.D. NCIC # NUMBER 1855 1000 11/04/2021 E1574 CO21-0000348 OWNER'S NAME OWNER'S ADDRESS NOTIFIED ☐ YES ☐ NO PROPERTY DAMAGE DESCRIPTION OF DAMAGE **SEATING POSITION** SAFETY EQUIPMENT AIR BAG INATTENTION CODES OCCUPANTS A - NONE IN VEHICLE B - UNKNOWN CHILD RESTRAINT Q - IN VEHICLE USED A - CELLPHONE HANDHELD L - AIR BAG DEPLOYED M - AIR BAG NOT DEPLOYED - CELLPHONE HANDSFREE - ELECTRONIC EQUIPMENT A - NONE IN VEHICLE
B - UNKNOWN
C - LAP BELT USED
D - LAP BELT NOT USED
E - SHOULDER HARNESS USED
F - SHOULDER HARNESS NOT USE R - IN VEHICLE NOT USED S - IN VEHICLE USE UNKNOW N - OTHER D - RADIO / CD T - IN VEHICLE IMPROPER U\$ P - NOT REQUIRED E - SMOKING 1 - DRIVER 2 TO 6 - PASSENGERS U - NONE IN VEHICLE F - FATING 1 2 3 EJECTED FROM VEHICL - CHILDREN 7 - STATION WAGON REA G - LAP/SHOULDER HARNESS USE 8 - REAR OCC. TRK OR WH - LAP/SHOULDER HARNESS NOT USE 4 5 6 0 - NOT EJECTED 1 - FULLY EJECTED M / C BICYCLE HELMET DRIVER PASSENGER H - ANIMALS I - PERSONAL HYGIENE - POSITION UNKNOWN J - PASSIVE RESTRAINT USED V-NO X - NO Y - YES 2 - PARTIALLY EJECTED J - READING 7 0 - OTHER K - PASSIVE RESTRAINT NOY USE P - NOT REQUIRED W-YES K - OTHER ITEMS MARKED BELOW FOLLOWED BY AN ASTERISK (*) SHOULD BE EXPLAINED IN THE NARRATIVE PRIMARY COLLISION FACTOR MOVEMENT PRECEDING 2 SPECIAL INFORMATION 2 TRAFFIC CONTROL DEVICES LIST NUMBER (#) OF PARTY AT FAUL COLLISION A CONTROLS FUNCTIONING A HAZARDOUS MATERIAL A STOPPED 1 A vcs 23103A B CONTROLS NOT FUNCTIONING® B CELL PHONE HANDHELD IN USE B PROCEEDING STRAIGHT C CONTROLS OBSCURED OTHER IMPROPER DRIVING: C CELL PHONE HANDSFREE IN USE C RAN OFF ROAD X D NO CONTROLS PRESENT/FACTOR D CELL PHONE NOT IN USE D MAKING RIGHT TURN C OTHER THAN DRIVER* TYPE OF COLLISION E SCHOOL BUS RELATED E MAKING LEFT TURN D UNKNOWN* A HEAD - ON F 75 FT MOTORTRUCK COMBO F MAKING UTURN B SIDESWIPE G 32 FT TRAILER COMBO G BACKING C REAR END H SLOWING/STOPPING WEATHER (MARK 1 TO 2 ITEMS) D BROADSIDE PASSING OTHER VEHICLE X A CLEAR E HIT OBJECT J CHANGING LANES B CLOUDY F OVERTURNED K PARKING MANEUVER X G VEHICLE PEDESTRIAN C RAINING L ENTERING TRAFFIC D SNOWING H OTHER": M OTHER UNSAFE TURNING E FOG / VISIBILITY .FT N XING INTO OPPOSING LANE F OTHER* MOTOR VEHICLE INVOLVED WITH O PARKED G MND A NON-COLLISION P MERGING X B PEDESTRIAN LIGHTING Q TRAVELING WRONG WAY A DAYLIGHT C OTHER MOTOR VEHICLE OTHER ASSOCIATED FACTOR(S) R OTHER": 2 B DUSK - DAWN D MOTOR VEHICLE ON OTHER ROADWAY (MARK 1 TO 2 ITEMS) X C DARK-STREET LIGHTS A VC SECTION VIOLATION E PARKED MOTOR VEHICLE CITED D DARK - NO STREET LIGHTS TRAIN B VC SECTION VIOLATION G BICYCLE DARK - STREET LIGHTS NOT FUNCTIONING* CITED E H ANIMAL: SOBRIETY - DRUG VC SECTION VIOLATION ROADWAY SURFACE CITED 2 PHYSICAL X A DRY FIXED OBJECT : B WET A HAD NOT BEEN DRINKING C SNOWY-ICY OTHER OBJECT E VISION OBSCUREMENT B HBD - UNDER INFLUENCE D SLIPPERY (MUDDY, OILY, ETC.) F INATTENTION*: C HBD - NOT UNDER INFLUENCE." G STOP & GO TRAFFIC D HBD. -IMPAIRMENT UNKNOWN.* H ENTERING / LEAVING RAMP PEDESTRIAN'S ACTIONS E UNDER DRUG INFLUENCE A HOLES DEEP RUTS A NO PEDESTRIANS INVOLVED PREVIOUS COLUSION F IMPAIRMENT - PHYSICAL* J UNFAMILIAR WITH ROAD B LOOSE MATERIAL ON ROADWAY* G IMPAIRMENT NOT KNOWN CROSSING IN CROSSWALK В C OBSTRUCTION ON ROADWAY DEFECTIVE VEH. EQUIP. H NOT APPLICABLE CITED D CONSTRUCTION-REPAIR ZONE 1 SLEEPY / FATIGUED CROSSING IN CROSSWALK - NOT AT INTERSECTION E REDUCED ROADWAY WIDTH D CROSSING - NOT IN CROSSWALK FLOODED* L UNINVOLVED VEHICLE G OTHER:* E IN ROAD - INCLUDES SHOULDER M OTHER*: X H NO UNUSUAL CONDITIONS NOT IN ROAD N NONE APPARENT G APPROACHING / LEAVING SCHOOL BUS O RUNAWAY VEHICLE Miscellaneous

"See Attached Sketch"
"See Attached factual diagram"

INJURED / WITNESS / PASSENGER CHP 555 Page 3 (Rev. 4-11) OPI 060

	DLLISION (MO.	DAY.	YEAR)	TIME (2400)	1	NCIC#			OF	FICER	R I.D.				NUM	3ER			
11/04/202	11			1855		1000			E.	574					CO2	21-0000	348		
WITHERS ONLY	PASSENGER ONLY	AGE	SEX				IJURY ("X"			INJ	URE) WA	S ("X" C	ONE)	PART' NUMBE	y SEAT	AIR	SAFETY	EJECTED
				FATAL INJURY	SEVER INJUR	E Y	OTHER VISIBLE INJU	RY COMPLAIN' PAIN	OF DE	IVER	PASS	PED.	BICYCLIS	т отн	ER NUMBE	POS	. BAG	EQUIP,	EJECTED
		25	F		⊠							\boxtimes			2			P	
	D.B. / ADDRES		2/12/199	6 / 31E	W POLK ST	DEET 4	11 COALINGA	CA 02240 U	ъ									Teleph	
	NLY) TRANSPOR				W. OLK OII	Viete 6 77	EMS RUN NUM			N TO							-	(999)	62-1720
DESCRIBE IN	A FIRE EMS			-					Con	nmun	ity Reg	ional I	Medical C	enter				-	
	injuries to rig	ght side	and rig	iht leg / hip															
⊠ #1		20	F						[
	D.B. / ADDRES /N ROCHA		11/2001	/ 625 FI	RESNO STRE	EET CC	ALINGA CA 9	2240 1164										Telepho	one 21-3477
	NLY) TRANSPOR		11/2001	7 02011	VEOING STRE	LLIGO	EMS RUN NUME		TAKE	N TO					-			(223) 0	21-34//
DESCRIBE IN	uunte																		
SEGGI NIDE III																			
⊠ #2		44	M																
	D.B. / ADDRES WHEELER /		2/1076	/ 252 C	etdeet i ea	40085	CA 93245 US	A .					I					Telepho	
	ILY) TRANSPOR		271010	7 302 6	SINEE! LEN	HOOKE	EMS RUN NUME		TAKE	N TO			***************************************					(559) 3	09-2640
DESCRIBE IN																			
			1							-, T									
	.B. / ADDRES	S				į]								Telepho	100
1 1																		retebu	ile
(INJURED ON	LY) TRANSPOR	TED BY					EMS RUN NUME	BER	TAKE	от и									
DESCRIBE IN																			
D NAME (DO	.B. / ADDRES]									
I I	.b. / ADDKES	0																Telepho	ne
(INJURED ON	LY) TRANSPORT	ED BY					EMS RUN NUME	IER	TAKE	OT N									
DESCRIBE IN.	JURIES						<u>I</u>					Manustrum .							
										ן נ									
NAME / D.O.	.B. / ADDRES	S												-		-		Telepho	ne
	LY) TRANSPORT	ED BY	****				EMS RUN NUMB	ER	TAKE	OT V									
DESCRIBE INJ		****																	
DESCRIBE INC	JURIES																		
PREPARED B	Υ		77000	A CONTRACTOR OF THE PARTY OF TH	ID NUM	BER		MO DAY YEAR	!	1	VIEWER				THE RESERVE THE PARTY OF THE PA			DAY YEAR	
Schmidt, L	.ee E1574				E1574	ţ		11/04/2021		Y	oung,	Sean I	E0936				12/2	28/2021	

DATE OF COLLISION (MO. DAY. YEAR) TIME (2400) NCIC# OFFICER I.D. NUMBER
11/04/2021 1855 1000 E1574 CO21-0000348

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED





PREPARED BY		MO DAY YEAR		MO DAY YEAR
Schmidt, Lee E1574	E1574	11/04/2021	Young, Sean E0936	12/28/2021

DATE OF COLLISION (MO. DAY. YEAR)	TIME (2400)	NCIC#	OFFICER I.D.	NUMBER
11/04/2021	1855	1000	E1574	CO21-0000348

FACTUAL DIAGRAM LEGEND:

None.

Physical Evidence Description:

None.

Physical Evidence Locations:

None located.

Positions of Rest:

Vehicle laid to rest at AOI.

FACTS:

Notification:

On 11/04/2021 at about 1855 hours, I was dispatched to a vehicle versus pedestrian collision at the intersection of W Polk Street and N California Street. I responded from the Coalinga Police Department and arrived on scene at 1856 hours. All times, speeds, and measurements are approximate. All measurements were obtained using a roll meter.

Scene Description:

This collision occurred at the intersection of W Polk Street and N California Street in the city of Coalinga. W Polk Street is a straight, level, east/west designated city street of asphalt material. W Polk Street is a two-way street with one eastbound lane and one westbound lane separated by a turn lane, and is bordered by a six-inch raised concrete curb and side walk on the north and south side of the roadway.

N California Street is a straight, level, north/south designated city street of asphalt material. N California Street is a two-way street with one eastbound lane and one westbound lane, and is bordered by a six inch raised concrete curb and side walk on the east and west side of the roadway. There are no dividing marking separating the two lanes.

W Polk Street and N California Street intersect at about a 90-degree angle. The intersection is a two-way controlled by roadway markings with painted while limit lines, painted pedestrian crosswalk and posted stop signs on N California Street. The traffic on W Polk Street does have stop signs or traffic control devices at this intersection, but does have a painted pedestrian crosswalk located just west of the intersection with N California Street.

Parties:

PREPARED BY	ID NUMBER	MO DAY YEAR	REVIEWERS NAME	MO DAY YEAR
Schmidt, Lee E1574	E1574	11/04/2021	Young, Sean E0936	12/28/2021

DATE OF COLLISION (MO. DAY. YEA	R) TIME (2400)	NCIC#	OFFICER I.D.	NUMBER	
11/04/2021	1855	1000	E1574	CO21-0000348	

<u>Party 1 (Kayle Burns)</u> was located standing on the north sidewalk along W Polk Street upon my arrival. P-1 was identified by her verbal statements and valid issued California Driver's License. P-1 provided proof of insurance in her name.

<u>Vehicle 1 (Kia Optima)</u> was located on its wheels facing west in the turn lane of W Polk Street directly behind the location of P-2. V-1 sustained minor damage to its front right bumper. There were no prior exterior or mechanical defects noted prior to the collision.

<u>Party 2 (Shancee Monclova)</u> was located on her right side on the pavement in the turn lane of W Polk Street. P-2 was identified by her verbal statements and valid issued California Driver's License.

<u>Witness 1 (Jacquelyn Rocha)</u> was located standing on the north sidewalk along W Polk Street upon my arrival. W-1 was identified by her verbal statements and valid issued California Driver's License.

Witness 2 (Jeffery Wheeler) was located near P-2 in the turn lane of W Polk Street upon my arrival. W-2 was identified by his verbal statements and valid issued California Driver's License.

Physical Evidence:

There was no physical evidence near the AOI.

Other Factual Information:

P-2 was transported to Fresno Community Regional Medical Center (CRMC) by EMS for unknown injuries suffered to left side of body from traffic collision.

STATEMENTS:

<u>Party 1 (Burns)</u> was contacted near the scene and related the following information. Below is a summary of the statement given by P-1.

P-1 was driving westbound on W Polk Street approaching N California Street. P-1 stated while coming towards the intersection she did not see P-2 walking across the street. P-1 then attempted to brake prior to entering the crosswalk at the intersection; however, struck P-2 causing injury to P-2 right side. P-1 driving V-1 immediately stopped V-1 and moved to check on P-2 who was lying on the asphalt in the middle of the intersection. P-1 stated she was wearing her seat belt, was not on the phone, had not been drinking or taking any type of prescribed medication.

<u>Party 2 (Monclova)</u> was contacted later following medical clearance at CRMC and related the following information. Below is a summary of the statement given by P-2.

PREPARED BY	ID NUMBER	MO DAY YEAR	REVIEWERS NAME	MO DAY YEAR
Schmidt, Lee E1574	E1574	11/04/2021	Young, Sean E0936	12/28/2021

DATE OF COLLISION (MO. DAY. YEAR) TIME (2400) NCIC# OFFICER I.D. NUMBER 11/04/2021 1855 1000 E1574 CO21-0000348

P-2 was walking with W-2 along the sidewalk on the south side of W Polk Street prior to entering the pedestrian crosswalk. P-2 along with W-2 then entered the crosswalk safely with no visible signs of oncoming vehicle traffic. P-2 said once halfway into the crosswalk P-2 observed V-1 driving towards her and failing to stop. V-1 then struck P-2 while in the crosswalk on W Polk Street.

Witness 1 (Rocha) was contacted near the scene and related the following information. Below is a summary of the statement given by W-1.

W-1 was driving behind V-1 prior to the collision. W-1 stated she observed P-2 enter the crosswalk from the south sidewalk along W Polk Street before V-1 driven by P-1 entered the crosswalk. W-1 stated V-1 quickly broke and attempted to maneuver away from P-2. W-1 then observe V-1 abruptly stop in the intersection and get out to check on P-2.

Witness 2 (Wheeler) was contacted near the scene and related the following information. Below is a summary of the statement given by W-2.

W-2 was walking with P-2 in the designated pedestrian crosswalk prior to the collision. W-2 stated he did not observe V-1 until it collided with P-2 while inside the crosswalk approximately halfway across W Polk Street.

OPINIONS AND CONCLUSION:

Summary:

P-1 was driving V-1 westbound on W Polk Street towards the intersection of N California Street. P-2 was walking in the pedestrian crosswalk from the southern sidewalk of W Polk Street. As a result, P-1 driving V-1 struck P-2 in the pedestrian crosswalk.

Area of Impact (AOI):

The area of impact where the front of V-1 struck P-2 was located 17.8 feet north of the south curb prolongation of W Polk Street and 23.4 feet west of the west curb prolongation of Fifth Street.

Cause:

P-1 caused the collision in violation of VC 23103(a) A person who drives a vehicle upon a highway in willful or wanton disregard for the safety of persons or property is guilty of reckless driving

RECOMMENDATION:

This report is for documentation only.

PREPARED BY	ID NUMBER	MO DAY YEAR	REVIEWERS NAME	MO DAY YEAR
Schmidt, Lee E1574	E1574	11/04/2021	Young, Sean E0936	12/28/2021





