

Form # 9 LATE CLAIM APPLICATION WAS FILED LATE

* TO BE TYPED ON CITY LETTERHEAD

TO: Name of claimant
c/o claimant's attorney, or
claimant's parents, if a minor

Use address on claim indicating address to which notices are to be sent. If such an address is not indicated, use claimant's home address.

RE: Claim of (NAME OF CLAIMANT)

Dear Sir:

NOTICE IS HEREBY GIVEN that your communication purporting to be an application for leave to present a late claim presented to the (NAME OF ENTITY) on (DATE OF SUBMISSION) is being returned to you because it was not presented within the time period required by law. See Section 911.4 of the Government Code. Because the purported application was not presented within the time allowed by law, no action was, or will be, taken on the application.

YOU ARE FURTHER NOTIFIED that the claim itself has not been considered and cannot be considered.

YOU ARE FURTHER NOTIFIED said application did not and does not and cannot comply with Section 911.4 of the California Government Code. If you nevertheless contend that your communication is proper and/or timely, the following warning may be applicable.

WARNING

If you wish to file a court action on this matter, you must first petition the appropriate court for an order relieving you from the provisions of Government Code Section 945.4 (claims presentation requirement). See Government Code Section 946.6. Such petition must be filed with the court within six (6) months from the date your application for leave to present a late claim was denied.

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.

Very truly yours,

(NAME OF ENTITY)
(NAME OF PERSON AUTHORIZED
TO SEND REJECTION NOTICES)

encl: Claim submitted

cc: ABAG PLAN

