

CITY OF RIALTO LIABILITY

CLAIM FOR DAMAGES TO PERSON OR PROPERTY

CITY CLERK'S DATE STAMP

CITY OF RIALTO 2025 JUL -7 PHI2: 31

SECONTE

1. Claims for death, injury to person, or to personal property must be filed not later than six (6) months after the occurrence (Gov. Code §911.2).

- 2. Claims for damages to real property must be filled not later than one (1) year after the occurrence (Gov. Code §911.2).
- 3. READ ENTIRE CLAIM FOR BEFORE FILING
- 4.ATTACH SEPARATE SHEETS, IF NECESSARY, TO GIVE FULL DETAILS

RETURN TO: Rialto City Clerk's Office

Mail: 150 S. Palm Ave., Rialto, CA 92376 Address: 290 W. Rialto Ave., Rialto, CA 92376

CLAIMANT INFORMATION:	
Veronica Casillas Lopez, Vienna Lopez and Vivyanna Lopez	See Attachment A
FULL NAME	DATE OF BIRTH
HOME ADDRESS INCLUDING CITY, STATE & ZIP	HOME TELEPHONE NO.
	()
BUSINESS ADDRESS INCLUDING CITY, STATE & ZIP	BUSINESS TELEPHONE NO.
ADDRESS AT WHICH CLAIMANT DESIRES TO RECEIVE See Attachment A	
NOTICES OR COMMUNICATIONS REGARDING THIS CLAIM	
(if different from home address provided above):	
1. WHEN DID DAMAGE OR INJURY OCCUR? DATE:January 17, 2025	TIME: 6:05 □ AM 🗗 PM
2. PLACE OF ACCIDENT (OCCURRENCE) BE SPECIFIC – Describe fully and (if applicable) to Where appropriate, give street names and addresses, measurements and landmarks. I-10 at Rancho Avenue, Rialto, California 3. HOW DID DAMAGE OR INJURY OCCUR?	and on diagram on reverse did of this enect.
See Attachment A	
4. WERE POLICE AT THE SCENE? YES NO WERE PARAMEDICS AT THE SCENE? 5. WHAT PARTICULAR ACT OR OMISSION DO YOU CLAIM CAUSED THE INJURY OR DAI employee causing the injury or damage, if known. See Attachment A	
6. GIVE TOTAL AMOUNT OF CLAIM Include estimate of amount of any prospective injury or damage	ge \$ See Attachment A
HOW WAS THE ABOVE AMOUNT COMPUTED? Be specific, list doctor bilis, repair estimates, e	etc. Please attach 2 estimates.
DAMAGES INCURRED TO DATE:	
Item/Date:	Amount: \$
Item/Date:	Amount: \$

ESTIMATED PROSPECTIVE DAMAGES, AS FAR AS KNOWN: Amount: \$ Item/Date: Amount: \$_____ Item/Date: TOTAL ESTIMATED AMOUNT PROSPECTIVE DAMAGES: 7. WITNESSES TO DAMAGE OR INJURY List all persons known to have information (attach additional pages, if necessary) NAME: See Attachment A NAME: _____ ADDRESS: ADDRESS: ______ TELEPHONE: () TELEPHONE: (____) 8. IF INJURED, PROVIDE NAME, CONTACT INFORMATION AND DATE/TIME DOCTOR(S) OR HOSPITAL(S) VISITED: NAME: See Attachment A NAME: _____ ADDRESS: ADDRESS: ____ TELEPHONE: (____) TELEPHONE: (____) DATE: TIME: AM PM DATE: _____ TIME: ____ AM 🗆 PM 9. PLEASE READ THE FOLLOWING CAREFULLY: For all vehicle accident claims, place on the following diagram, the names of streets, including NORTH, EAST, SOUTH AND WEST directions. Indicate place of accident by "X" and by showing house numbers or distances to street corners. If a city/town vehicle was involved, designate by letter "A" location of the City/Town vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw Clty/Town vehicle; location of City/Town vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of Impact by "X". ⇒ NOTE: IF THE DIAGRAM BELOW DOES NOT FIT THE SITUATION, PLEASE ATTACH A PROPER DIAGRAM SIGNED BY THE CLAIMANT. **CURB PARKWAY** SIDEWALK I HAVE READ THE FOREGOING CLAIM AND KNOW THE CONTENTS THEREOF, AND CERTIFY THAT THE SAME IS TRUE OF MY OWN KNOWLEDGE EXCEPT AS TO THOSE MATTERS WHICH ARE HEREIN STATED UPON MY INFORMATION AND BELIEF; AND AS TO THOSE MATTERS I BELIEVE THEM TO BE TRUE. ✓ | CERTIFY (OB-DECLARE) UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT. SIGNATURE OF CLAIMANT OR AGENT Raffi H. Ohanian TYPE OR PRINT NAME Attorney for Claimant, Veronica Casillas Lopez RELATIONSHIP TO CLAIMANT NOTE: PRESENTATION OF A FALSE CLAIM IS A FELONY (CA PENAL CODE 72) RETURN CLAIM TO: RIALTO CITY CLERK'S OFFICE - 150 S. PALM AVE., RIALTO, CA 92376

TOTAL AMOUNT CLAIMED AS OF PRESENTATION OF THIS CLAIM:

\$ See Attachment A

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LAW OFFICES

THON BECK VANNI CALLAHAN & O'CONNOR

A PROFESSIONAL CORPORATION
140 SOUTH LAKE AVENUE, SUITE 208
PASADENA, CALIFORNIA 91101-4904
Tel: 626-795-8333 / Fax: 626-449-9933
RAFFI H. OHANIAN, State Bar No. 251433
rohanian@thonbeck.com

CITY OF RIALTO

2025 JUL -7 PHI2: 31

Attorneys for Claimant, VERONICA CASILLAS LOPEZ

SUPERIOR COURT OF THE STATE OF CALIFORNIA FOR THE COUNTY OF SAN BERNARDINO

VERONICA CASILLAS LOPEZ, VIENNA LOPEZ, a minor, VIVYANNA LOPEZ, a minor

Claimant,

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION; CITY OF RIALTO; COUNTY OF SAN BERNARDINO,

Respondents.

ATTACHMENT A

GOVERNMENT CLAIM FOR DAMAGES PURSUANT TO GOVERNMENT CODE SECTIONS 905 AND 910, ET SEQ

Pursuant to provisions of Sections 905 and 910, et seq., of the California Government Code, demand is hereby made by claimants VERONICA LOPEZ, VIENNA LOPEZ, a minor, and VIVYANNA LOPEZ, a minor against the following:

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

CITY OF RIALTO

COUNTY OF SAN BERNARDINO

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GOVERNMENT CLAIM FOR DAMAGES PURSUANT TO GOVERNMENT CODE SECTIONS 905 AND 910, ET SEQ

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VAIVINI CALLAHAIN & A PROFESSIONAL CORPORATION THE COMMONS 140 SOUTH LAKE AVENUE, SUITE 208 PASADENA, CALIFORNIA 91101-4904 626-795-8333	16
THON BECK VAINI CALLAHAIN & O'CONN A PROFESSIONAL CORPORATION THE COMMONS 140 SOUTH LAKE AVENUE, SUITE 208 PASADENA, CALIFORNIA 91101-4904 626-795-8333	17
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Each claim is for an amount in excess of the minimum jurisdictional limits of the Superior Court of the State of California.

In support of this claim, the following information is submitted:

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CLAIMANT INFORMATION: 1.

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), VIENNA LOPEZ (DOB:
VERONICA CASILLAS LOPEZ (DOB:
       ), and VIVYANNA LOPEZ (DOB:
                                              ),
Glendora, California 91740,
```

ADDRESS TO WHICH CLAIMANT WISHES CORRESPONDENCE TO BE 2. **MAILED:**

Raffi H. Ohanian, Esq., Thon Beck Vanni Callahan & O'Connor, 140 South Lake 91101-4904, 626-795-8333, Pasadena, California Avenue, Suite 208, rohanian@thonbeck.com.

DATE, TIME AND LOCATION OF THE DAMAGE OR INJURY:

January 17, 2025, 6:05 p.m., I-10 eastbound near Rancho Avenue, Rialto, California.

SUBJECT ACCIDENT / FACTUAL ALLEGATIONS:

On January 17, 2025, at approximately 6:05 p.m., decedent ERIC DANIEL LOPEZ was traveling eastbound on the I-10 freeway near Rancho Avenue in Rialto, California. At the same time, GESSELL GUADALUPE RODRIGUEZ was driving her 2018 Ford F150 westbound on the I-10 freeway near Rancho Avenue in Rialto, California. At the time this government claim is being filed, the subject Traffic Crash Report is still pending and thus claimants are lacking most significant facts from the investigation.

Based on information and belief, however, GESSELL GUADALUPE RODRIGUEZ lost control of her vehicle for unknown reasons and went over the center median and / / /

directly into eastbound traffic on the 10 freeway, striking decedent ERIC DANIEL LOPEZ's vehicle and killing him.

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NATURE OF INJURIES: 5.

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Death of ERIC DANIEL LOPEZ (husband to VERONICA CASILLAS LOPEZ and father to VIENNA LOPEZ and VIVYANNA LOPEZ).

WITNESSES, INVOLVED PARTIES, HOSPITAL AND DOCTORS: 6.

At the time of filing this government claim, the Traffic Crash Report is not yet finalized or complete, so claimants have limited information. What is known is that the investigating officer is Nathaniel J. Alva, Badge 022931, with the California Highway Patrol. Others unknown.

Decedent died due to blunt head trauma per the coroner, Sharon Wang, D.O.

Witnesses are unknown but claimants produce the first 3 pages of the Traffic Crash Report which is only what is available at this time.

AMOUNT OF DAMAGES CLAIMED: 7.

The amount claimed for claimants are in excess of \$25,000 for the wrongful death of ERIC DANIEL LOPEZ as well as a survivorship action. Pursuant to Government Code, Section 9120(f), "no dollar amount shall be included in this claim." This claim will not be a limited civil case (\$25,000 or less). The exact amount of said losses is unknown at this time and will be stated according to proof, pursuant to Code of Civil Procedure, Section 425.10.

GOVERNMENTAL ENTITIES ALLEGED TO BE AT FAULT: 8.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION CITY OF RIALTO

COUNTY OF SAN BERNARDINO

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NATURE OF CASE AND ALLEGATIONS:

On January 17, 2025, at approximately 6:05 p.m., decedent ERIC DANIEL LOPEZ was traveling eastbound on the I-10 freeway near Rancho Avenue in Rialto, California. At the same time, GESSELL GUADALUPE RODRIGUEZ was driving her 2018 Ford F150 westbound on the I-10 freeway near Rancho Avenue in Rialto, California. At the time this government claim is being filed, the subject Traffic Crash Report is still pending and thus claimants are lacking most significant facts from the investigation.

Based on information and belief, however, GESSELL GUADALUPE RODRIGUEZ lost control of her vehicle for unknown reasons and went over the center median and directly into eastbound traffic on the 10 freeway, striking decedent ERIC DANIEL LOPEZ's vehicle and killing him.

Defendants created and/or knew or should have known of the dangerous condition of the "center divider" which divided eastbound and westbound traffic of the 10 freeway near Rancho Avenue. There should have been proper barriers, such as a median barrier to prevent vehicles from crossing over into opposite traffic. Instead, present is a very low divider that does nothing to prevent vehicles from crossing over into oncoming traffic.

The named entities above either owned, operated, maintained and/or controlled the I-10 freeway near Rancho Avenue in the City of Rialto, County of San Bernardino. The lack of a proper center divider/median barrier constituted a dangerous condition pursuant to Government Code Section 835 at the time of decedent's death. Moreover, the dangerous condition, which was a substantial factor in causing decedent's death, created a reasonably foreseeable risk of injury or death, and that either (a) a negligent or wrongful act or omission of an employee of the named entities within the scope of his or her employment created the dangerous condition, or (b) they had actual or constructive notice of the dangerous condition under Government Code Section 835.2 a sufficient time prior to decedent's death to have taken measures to protect against the dangerous condition.

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The subject property had various dangerous conditions existing thereon, including, but not limited, to the following:

- The subject barrier was improperly, dangerously, and defectively a) designed, built, drafted, engineered, modified, planned, contracted, and/or regulated;
- The subject barrier lacked any or had insufficient and/or defective b) warning signs or other forms of warning to alert persons on the 10 freeway of the dangers presented;
- There was negligence by the entities named above and the agents c) and/or employees in the ownership, control, maintenance, inspection, placement, management, and modifications of and to the property of the center median.

Defendants are also vicariously liable for its independent contractor(s)' torts (Gov. Code, §815.4), and is liable for nuisance (Civ. Code, §3479).

As stated above, the named entities above were on actual and certainly on constructive notice of the hazards presented by the very low to the ground center median that does nothing to prevent vehicles from crossing over and suspect prior incident similar to this case.

The specific identities of all employees are not known at this time and will likely come to light during the course of litigation.

RESERVATION OF RIGHT TO AMEND AND/OR SUPPLEMENT CLAIM: 10.

Claimants reserve the right to amend and/or supplement this Claim for Damages, including asserting new theories of liability or causes of action, upon discovery of new and/or additional information or facts.

I declare under penalty of perjury under the laws of the State of California that the foregoing including any attachments, is true and correct.

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Executed this 3nd day of July 2025, at Pasadena, California.

THON BECK VANNI CALLAHAN & O'CONNOR A Professional Corporation

By: RAFITH OHAMAN

RAFFI H. OHANIAN Attorneys for Claimants VERONICA CASILLAS LOPEZ, VIENNA LOPEZ, a minor, VIVYANNA

LOPEZ, a minor, VIV

STATE C: CALIFORNIA DEPARTMENT OF CALIFORNIA HIGHWAY PATROL TRAFFIC CRASH REPORT CHP 555 Page 1 (Rev. 2-22) OPI 060

Report Subject To Change

Page 1 of 37

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STATE © CALIFORNIA DEPARTMENT OF CALIFORNIA HIGHWAY PATROL TRAFFIC CRASH REPORT CHP 555 Page 1 (Rev. 2-22) OPI 060

Report Subject To Change

Page 2 of 37

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CUST	M	AUB	BRN	5' 6"	150	MO. 1	Day 164		н	PRIOR MECH	ANICAL DEFEC	TS:	X NON	E APPA	RENT	REFER TO	NARRATIVE		
OTHER	HOME PH	ONE			BUSINESS						NTIFICATION N			GF					
OPER-	R- INSURANCE CARRIER POLICY NUMBER										VEHICLE TYPE DESCRIBE VEHICLE DAMAGE UNK, NONE MINOR								
ATOR		ON NATIO	NAL IN	s co			-			01			MOD. X MAJOR	Ro	LL-OVER				
		ON STREET OR				LANE	THRU LANES	TOTAL	SPEED S LIMIT	T CA DOT									
	E	I-10 EAST	BOUND			4	4	4	65	CAL-T	: MAME	_ TC	P/PSC1	ACMX		DATE REVIEW	/ED		
	ER'S NAME LA NTET	: . j alva, 0	22931			DISPATO X YES	H NOTIFIED	юГ	□ N/A	REVIEWER'S	2 MAM					MALE MENICAL	, mark		
TACTOR	TAN SERVE	. J. Law 1 Cay U				التتا ا		i.				_							

STATE OF CALIFORNIA DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

Report Subject To Change

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TRAFFIC CRASH REPORT CHP 555 Page 1 (Rev. 2-22) OPI 060

Page 3 of 37

SPECIAL	CONDITIO	NS		NUMBER	HIT'& RUN FELONY	CITY			2.1	JUDICIAL DISTRICT IN BERNARDING SUPERIOR COURT SAN										
FATAL			RNARDINO			9860-2025-00167														
				NUMBER KILLED	HIT & RUN MISDEMEANO					REPORTING DISTRICT BEAT						DAY OF WEEK TOW AWAY				
				2			RASH DATE		O CRASH TIME	2 10 (00)	103 NOTIFICATION DATE NOTIF, TIME (2400)					W T(F)	S X YE	s L NO		
		CCURRED ON	(2400) I	OTIFICATION I O, DAY 1/17/2025	YEAR	1811	AC (2100)	9860		022931										
		ESTBOUND			1805		1/1//2020		STATE HM		DIGITAL N	MEDIA								
유	AT INTERSECTION WITH X OR: [Distance] [Units] [Direction] of RANCHO AVENUE												X YES	□ NO	☐YES ⊠NO					
Ä	GPS COOF	RDINATES FOR LO	CATION (L	OC.) AND AR	EA(S) OF IMPAG	CT (AOI)	LAT.	SAME A	AS LOCATION	LONG.		9	AOI LAT.	DIRECER		RATIVE	NG,			
LOCATION	LOC. LAT	r. 34.068551		LONG.	17.341976	AOI 1							2							
	AOI LA	т.		LONG.		AOI	LAT.	LONG.			AOI LAT.			LO	NG. A	DDTL, AOI(s)				
04077	DBIVE B'S	LICENSE NUMBE	R		STATE	CLASS	AIR BAG	SA	FETY EQUIP.	VEH, YEAR	MAKEMOD	EL/COL				LICENSE NU	IMBER	STATE		
PARTY 7	DIGVERS	EIGE TO E TO MISE	,		CA	C	M		G	2013 HOND ACCORD WHI										
DRIVER	NAME (FI	RST, MIDDLE, LAS	ST)																	
X		RTO CASTI	LLO							OWNER'S N	AME	2	SAME AS	DRIVER						
PEDES- TRIAN	STREET	ADDRESS								OWNER'S A	nnnsee	-	71							
PARKED	CITY/STA	TE/ZIP								OWNERSP	DUNESS	Ľ	SAME AS	DRIVER						
VEHICLE										DISPOSITIO	N OF VEHICLE	ON ORD	ERS OF:	OFFIC	CER	X DRIVE	R 🔲	OTHER		
BICY- CUST	SEX	HAIR	EYES	HEIGHT	WEIGHT	Mo. C	HDATE Pay Year		RACE		NAWAY	AT0					7			
Ш	M	BRN	BRN	5' 7"	145 BUSINESS	I IONE			H		HANICAL DEFE			X NONE	APPARI	ENI	REFERTO	NARRATIVE		
OTHER	HOME PH	IONE			NONE	-none					ICLE TYPE		RIBE VEHIC	LE DAMAG	3E		SEDA	401-1		
OPER-	INSURAN	CE CARRIER	- 100		01	f	D'	JNK. 🔲	NONE [X MINC	OR		*							
	INFINI	TY		VI.			MOD.	MAJOR [ROLI	L-OVER										
	DIR OF TRAVEL	ON STREET OR I	HIGHWAY			LANE	LANES	LAN	ES LIMIT	CADOT										
	E	I-10 EASTI			STATE	CLASS	AIR BAG	I SA	FETY EQUIP.	CALTTCP/PSCMC/MX VEH, YEAR MAKE/MODEUCOLOR LICENSE NUMBER STATE								STATE		
PARTY 8	DAVERS	FIOTHER HOME		- 1	CA	C	M		G	2013			RY GRY	(CA		
DRIVER		RST, MIDDLE, LAS																		
X		PORFIRIO	GONZA	LEZ				_		OWNER'S NAME X SAME AS DRIVER										
PEDES- TRIAN	STREET	ADDRESS								OWNER'S ADDRESS X SAME AS DRIVER										
PARKED	CITY/STA	TE/ZIP								SAME AS DRIVER										
VEHICLE										DISPOSITION OF VEHICLE ON ORDERS OF: OFFICER X DRIVER OTHER										
EICY- CLIST	SEX	HAIR	EYES	HEIGHT	WEIGHT	Mo. I	HDATE Day Year	.	RACE H	DRIVEN AWAY PRIOR MECHANICAL DEFECTS: X NONE APPARENT REFER TO NARRATIVE										
OTHER	M HOME PH	BLK	BRN	5' 11"	145 BUSINESS	PHONE				VEHICLE IDENTIFICATION NUMBER:										
	110mLT	10.112			NONE					VEHICLE TYPE DESCRIBE VEHICLE DAMAGE SEDAN-LET UNK. NONE MINOR										
OPER- ATOR	INSURAN	ICE CARRIER				POLICY N	UMBER			0.1	ï						No. Tolk			
	AAAS					LANE	THRU	ТОТ	AL SPEED											
	TRAVEL	I-10 EAST				LANE 3	LANES	LAN		CAL-T		TC	P/PSC		IC/MX					
PARTY	E DRIVER'S	LICENSE NUMBE			STATE	CLASS	AIR BAG		FETY EQUIP.	VEH. YEAR	MAKE/MOD					LICENSE N	IMBER	STATE		
9																				
DRIVER	NAME (FI	RST, MIDDLE, LAS	ST}							OWNER'S I	AME		٦٥٠٠٠٠	. nn: /				1		
PEDES-	STREET	ADDRESS										L	_ SAME AS	DRIVER						
TRIAN										OWNER'S	DDRESS		SAMEAS	S DRIVER						
PARKED VEHICLE	CITY/STA	TE/ZIP										AN	2500 65							
BICY-											N OF VEHICLE	ON ORL	DERS OF:	OFF	CER	DRIVE	R	OTHER		
CUST	SEX	HAIR			, LIGHT	Ma, I	Day Year			PRIOR MECHANICAL DEFECTS: NONE APPARENT REFER TO NARRATIVE										
OTHER	HOME PH	HONE			BUSINESS	PHONE					ENTIFICATION	-								
										VEI	ICLE TYPE		CRIBE VEHIC	NONE	GE MIN	OR				
OPER- ATOR	INSURAN	ICE CARRIER				POLICY N	UMBER			MOD. MAJOR ROLL-OVER										
\sqcup	DIR OF	ON STREET OR	HIGHWAY			LANE	THRU		TAL SPEED	CA		الا	DOT-							
	TRAVEL						LANES	LAN	NES LIMIT											
PREPAR	ER'S NAMI	Ē					H NOTIFIED			REVIEWER	'S NAME						DATE REVIE	NED		
last conv	TANTEL	JALVA, O	22931			X YES	3	NO	N/A											

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PERSONAL INJURY LAWYERS THON BECK VANNI THE COMMONS

ALLAHAN &O'COMMOI

140 SOUTH LAKE AVENUE, SUITE 208

PANADENA, CALIFORNIA 91101-4904

TO

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Rialto City Clerk's Office 150 South Palm Avenue Rialto, California 92376



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