

# BEST BEST & KRIEGER

## ATTORNEYS AT LAW

INDIAN WELLS  
(760) 568-2611

IRVINE  
(949) 263-2600

LOS ANGELES  
(213) 617-8100

ONTARIO  
(909) 989-8584

655 West Broadway, 15th Floor  
San Diego, California 92101  
(619) 525-1300  
(619) 233-6118 Fax  
BBKlaw.com

RIVERSIDE  
(951) 686-1450

SACRAMENTO  
(916) 325-4000

WALNUT CREEK  
(925) 977-3300

### Ricardo J. Soto

(619) 525-1329

Ricardo.Soto@bbkllaw.com

File No. 60743.00001

October 1, 2007

VIA E-MAIL AND FIRST CLASS MAIL

COZADLAW@SBCGLOBAL.NET

Ronald J. Cozad  
Law Offices of Ronald J. Cozad  
2006 Palomar Airport Road, Suite 207  
Carlsbad, CA 92011

Re: *Leon Page v. San Diego County School Risk Management Joint Powers Authority*  
San Diego Superior Court Case No. 37-2007-00055782-CU-WM-NC

Dear Mr. Cozad:

Pursuant to the settlement agreement in the above-cited case, enclosed you will find the records that are responsive to the public records requests, dated August 3, 2007 and August 15, 2007, of Leon Page, and that were withheld by San Diego County Schools Risk Management Joint Powers Authority. The first three (3) documents are responsive to Mr. Page's request of August 3rd, and the remaining documents are responsive to his request of August 15th.

If you have any questions or need more information, please feel free to contact me.

Sincerely,

  
Ricardo J. Soto  
for BEST BEST & KRIEGER LLP

RJS:

Enclosures

cc: Diane Crosier, Executive Director, San Diego County Schools Risk Management Joint Powers Authority (w/out enclosures)

DAVID B. MOON, JR.  
JUDGE OF THE SUPERIOR COURT, RETIRED  
POST OFFICE BOX 97K  
RANCHO SANTA FE, CALIFORNIA 92067  
TELEPHONE: (858) 759-6119  
FACSIMILE: (888) 759-6127  
EMAIL: dbm@judgedavidmoon.com  
WEBSITE: www.judgedavidmoon.com

VIA FACSIMILE AND U.S. MAIL

June 21, 2007

Robert P. Otilie, Esq.  
550 West "C" Street, Suite 1400  
San Diego, CA 92101

Daniel R. Shinoff, Esq.  
Stutz, Artiano, Shinoff & Holtz  
2488 Historic Decatur Rd., Suite 200  
San Diego, CA 92106

RE: In Re The Mira Costa Community College District  
Our File No: 07-00641

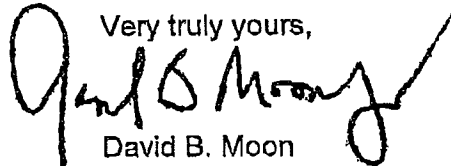
Dear Counsel:

I am pleased we were able to resolve this matter in mediation. We would not have been able to achieve a resolution had it not been for the parties' bargaining in good faith and your assistance. It was a pleasure working with you.

I have enclosed a billing which reflects the time expended by me in this matter. Additionally, at Mr. Otilie's request, I am returning his mediation brief.

I look forward to working with you again in the future.

Very truly yours,



David B. Moon

DBM:irc  
Enclosure(s)

**DAVID B. MOON, JR.**  
Superior Court Judge, Retired  
P. O. BOX 972  
RANCHO SANTA FE, CALIFORNIA 92067  
Tax ID No. EIN 75-3165861  
Telephone: (858) 759-6119  
Facsimile: (858) 759-6127  
E-Mail: dbm@judgedavidmoon.com

*Richard  
07-1376*

June 21, 2007

**STATEMENT**

Robert P. Otilie, Esq.  
550 West "C" Street, Suite 1400  
San Diego, CA 92101

Daniel R. Shinoff, Esq.  
Stutz, Artiano, Shinoff & Holtz  
2488 Historic Decatur Rd., Suite 200  
San Diego, CA 92106

RE: In Re The Mira Costa Community College District  
Our File No: 07-00641

06/08/07	Mediation session	5.7 hours
06/14/07	Telephone conferences with counsel	.3 hours
06/18/07	Review Mr. Otilie's brief and exhibits	.7 hours
06/19/07	Telephone conference Mr. Shinoff	.1 hours
06/19/07	Mediation session	10.0 hours
	<b>TOTAL</b>	<b>16.8 hours</b>

16.8 hours at \$350 per hour =

\$ 5,880.00

Payable by Stutz, Artiano, Shinoff & Holtz

\$ 5,880.00

Please make checks payable to Judge David Moon; include our file number, case name, and client's name. This statement is due and payable upon receipt.

Thank you.

*ok to pay  
att 6/21/07  
legal - meade*

Client: MIRACOSTA COMMUNITY COLLEGE DISTRICT  
Payee: David B. Moon, Jr.  
P.O. Box 972  
Rancho Santa Fe, CA 92067

IRS/SSN:  
Check Number: 108589  
Check Date: 06/25/2007  
Amount: 5,880.00

Claimant: RICHART, VICTORIA  
Claim#: 07-1376  
For:  
Status: Open

Incident Date: 06/21/2007  
Payment Type: Legal - Other  
Invoice No: your file #07-  
Invoice Date:

MIRACOSTA COMMUNITY COLLEGE

California Bank and Trust  
525 B Street, Suite 100  
San Diego, CA 92101-

90-3210  
1222

CHECK NO. 108589

San Diego County Schools Risk Mgmt JPA  
525 B Street, Suite 100  
San Diego, CA 92111

DATE  
06/25/2007

AMOUNT  
\*\*\*\*\*5,880.00  
VOID IF NOT CASHED WITHIN 90 DAYS

Pay Fifty Eight Hundred Eighty Dollars And 00/100

TO  
David B. Moon, Jr.  
P.O. Box 972  
Rancho Santa Fe, CA 92067

TWO SIGNATURES REQUIRED ON AMOUNTS OVER \$5000



MIRACOSTA COMMUNITY COLLEGE DISTRICT  
 One Barnard Drive, Oceanside, CA 92056  
 (760) 757-2121 • Fax (760) 795-6609 • www.miracosta.edu

RECEIVED  
 AUG 16 2007  
 JPA RISK MGT.

August 14, 2007

Diane M. Crosier, Esq.  
 Executive Director  
 Risk Management JPA  
 6401 Linda Vista Road, #505  
 San Diego, CA 92111-7399

Dear Ms. Crosier:

Attached to this letter is a copy of the settlement agreement between the MiraCosta Community College District and Victoria Richart.

The MiraCosta Community College District herein requests that the San Diego and Imperial County Schools Risk Management JPA contribute \$353,418 towards the cost of the settlement. Please send the check to my attention.

Please do not hesitate to contact me if you have any questions.

Yours truly,

*James E. Austin*  
 James E. Austin  
 Vice President  
 Business and Administrative Services

JEA:gs

Attachment: copy of the settlement

*per Jim's  
 his mistake.  
 agreed figure is  
 \$325,000  
 Jay  
 8/23/07*

OCEANSIDE CAMPUS  
 One Barnard Drive, Oceanside, CA 92056  
 (760) 757-2121 • Fax (760) 795-6609

SAN ELIJO CAMPUS  
 3333 Manchester Ave., Cardiff-by-the-Sea, CA 92007  
 (760) 944-4449 • Fax (760) 634-7875

COMMUNITY LEARNING CENTER  
 1831 Mission Ave., Oceanside, CA 92054  
 (760) 795-8710 • Fax (760) 795-8730

Client: MIRACOSTA COMMUNITY COLLEGE DISTRICT  
Payee: MIRACOSTA COMMUNITY COLLEGE DISTRICT

One Barnard Dr.  
Oceanside, CA 92056389

IRS/SSN:  
Check Number: 108767  
Check Date: 08/20/2007  
Amount: 150,000.00

Claimant: RICHART, VICTORIA  
Claim#: 07-1376  
For: partial settlement - reimbursement to  
Status: Open

Incident Date: 08/21/2007  
Payment Type: Bodily Injury  
Invoice No:  
Invoice Date:

MIRACOSTA COMMUNITY COLLEGE

California Bank and Trust  
525 B Street, Suite 100  
San Diego, CA 92101-

90-3210  
1222

CHECK NO. 108767

San Diego County Schools Risk Mgmt JPA  
525 B Street, Suite 100  
San Diego, CA 92111

DATE  
08/20/2007

AMOUNT  
\*\*\*\*\*150,000.00  
VOID IF NOT CASHED WITHIN 90 DAYS

Pay One Hundred Fifty Thousand Dollars And 00/100

TO MIRACOSTA COMMUNITY COLLEGE DISTRICT

One Barnard Dr.  
Oceanside, CA 92056389

TWO SIGNATURES REQUIRED ON AMOUNTS OVER \$5000

Client: MIRACOSTA COMMUNITY COLLEGE DISTRICT  
Payee: MIRACOSTA COMMUNITY COLLEGE DISTRICT

One Barnard Dr.  
Oceanside, CA 92056389

IRS/SSN:  
Check Number: 108768  
Check Date: 08/22/2007  
Amount: 150,000.00

Claimant: RICHART, VICTORIA  
Claim#: 07-1376  
For: Reimbursement of general damages  
Status: Open

Incident Date: 06/21/2007  
Payment Type: Bodily Injury  
Invoice No:  
Invoice Date:

MIRACOSTA COMMUNITY COLLEGE

San Diego County Schools Risk Mgmt JPA  
525 B Street, Suite 100  
San Diego, CA 92111

California Bank and Trust  
525 B Street, Suite 100  
San Diego, CA 92101-

90-3210  
1222

CHECK NO. 108768

DATE  
08/22/2007

AMOUNT  
\*\*\*\*\*150,000.00  
VOID IF NOT CASHED WITHIN 90 DAYS

Pay One Hundred Fifty Thousand Dollars And 00/100

TO MIRACOSTA COMMUNITY COLLEGE DISTRICT  
One Barnard Dr.  
Oceanside, CA 92056389

TWO SIGNATURES REQUIRED ON AMOUNTS OVER \$5000

Client: MIRACOSTA COMMUNITY COLLEGE DISTRICT  
Payee: MIRACOSTA COMMUNITY COLLEGE DISTRICT

One Barnard Dr.  
Oceanside, CA 92056389

IRS/SSN:  
Check Number: 108780  
Check Date: 08/23/2007  
Amount: 25,000.00

Claimant: RICHART, VICTORIA  
Claim#: 07-1376  
For: Reimbursement of settlement  
Status: Open

Incident Date: 06/21/2007  
Payment Type: Bodily Injury  
Invoice No:  
Invoice Date:

MIRACOSTA COMMUNITY COLLEGE

San Diego County Schools Risk Mgmt JPA  
525 B Street, Suite 100  
San Diego, CA 92111

California Bank and Trust  
525 B Street, Suite 100  
San Diego, CA 92101-

90-3210  
1222

CHECK NO. 108780

DATE  
08/23/2007

AMOUNT  
\*\*\*\*\*25,000.00  
VOID IF NOT CASHED WITHIN 90 DAYS

Pay Twenty Five Thousand Dollars And 00/100

TO MIRACOSTA COMMUNITY COLLEGE DISTRICT

One Barnard Dr.  
Oceanside, CA 92056389

TWO SIGNATURES REQUIRED ON AMOUNTS OVER \$5000