

Frequently Asked Questions

1. Why is a resolution being provided to the unrepresented claimants from the February 2017 Coyote Creek flood?

Santa Clara Valley Water District believes resolving some 200 claims previously filed with the District by unrepresented claimants is the most responsible, efficient and economic method to get the claims resolved without engaging in litigation.

2. What if I claimed more than what the resolution is offering?

For each claim filed with the District that is less than or equal to \$5,000.00, the Santa Clara Valley Water District will resolve the claim for the amount stated on your claim. For each claim filed with the District that is more than \$5,000.00, the Santa Clara Valley Water District will resolve the claim for \$5,000.00. Thus, even if the amount claimed is greater than \$5,000, the maximum amount of the resolution would be \$5,000. It is non-negotiable.

3. What if I claimed less than what the resolution is offering?

Santa Clara Valley Water District is resolving the amount stated in your previously filed claim not to exceed \$5,000.

4. What do I need to do if I'm ready to accept a resolution to my claim?

As an unrepresented claimant, you will be invited to attend any one of the meetings that will be scheduled to provide a resolution to your filed claim. Be prepared to provide valid identification showing that you are the person who filed the claim and documentation demonstrating that you were occupying or owning the property claimed to have been damaged, and that you are the person who filed the claim and follow the steps outlined by the District's administrator.

5. Will accepting this resolution preclude me from any future legal action against Santa Clara Valley Water District?

Yes. You will be asked to sign a release forever waiving any additional claims or amounts against the Santa Clara Valley Water District with respect to the 2017 Coyote Creek flood.

6. My roommate/parent/child has also filed a claim. Is the resolution limited to one household or family member?

No. The resolution will be per claim previously filed with the Santa Clara Valley Water District. The resolution of each previously filed claim is as is set forth in question no. 2 above. Only previously filed claims will be resolved irrespective of the number of persons identified in the claim.

7. I filed a claim but realized additional damages since then. Can I amend my claim to include the additional damages?

No. The claims filing period has expired.

8. If I decide to not agree to the resolution, can I file a lawsuit?

Santa Clara Valley Water District does not provide legal advice. You should contact an attorney, or alternatively, a self-help organization.

9. What If I want to drop my lawsuit and accept a resolution to my claim?

Santa Clara Valley Water District does not provide legal advice. You should contact your attorney, or alternatively, a self-help organization.

10. With this resolution, is the Santa Clara Valley Water District admitting it did something wrong?

No.

11. How will I receive the resolution's compensation and how long will it take to receive it?

The District's claims administrator will provide a check to the person who submitted the previously filed claim on the day of the scheduled resolution meeting after you sign a release as set forth in question number five above.

12. If there is a disagreement on the resolution, who will mediate my claim?

This is a non-negotiable resolution. There will be no mediation or discussion concerning the value of the claim.

13. What if I need assistance in another language?

Spanish and Vietnamese interpreters will be available at the time of the meetings to assist.

14. I have additional questions, who do I contact?

Sedgwick
Alan Neal, National General Adjuster
916-472-3152
2281 Lava Ridge Ct.
Roseville, CA 95661

15. How much time do I have to decide on accepting a resolution?

You may appear at any of the planned meetings and participate in the process. Those meetings have yet to be scheduled.

16. Who will contact me to begin the resolution process?

Sedgwick will be contacting unrepresented claimants and will provide dates and times for the resolution meetings.