

Assigned for all purposes to: Spring Street Courthouse, Judicial Officer: Michael Whitaker

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10 SUPERIOR COURT FOR THE STATE OF CALIFORNIA
11 COUNTY OF LOS ANGELES

12 ARNOLDO V. SANDOVAL, an individual,
13 Plaintiff,

14 vs.

15 COUNTY OF LOS ANGELES; ESTATE OF
16 JONATHAN P. TATONE; PRISCILLA
17 GARZA-STEWART, ADMINISTRATOR OF
18 THE ESTATE OF JONATHAN P. TATONE;
19 and DOES 1 through 50, inclusive,
20 Defendants.

Case No. 22STCV02464

COMPLAINT FOR:

- 1. ASSAULT AND BATTERY
- 2. NEGLIGENCE

DEMAND FOR JURY TRIAL

21
22 COMES NOW Plaintiff ARNOLDO V. SANDOVAL, an individual, and complains and
23 alleges of Defendants, and each of them, as follows:

24 1. This action arises out of an assault and shooting that occurred on June 1, 2021, at
25 the Los Angeles County Fire Department Station 81 located at 8710 Sierra Highway, City of
26 Agua Dulce, State of California.

27 2. On June 1, 2021 Plaintiff ARNOLDO V. SANDOVAL (“Plaintiff”), suffered
28 serious injury and paralysis at the hands of the shooter Jonathan P. Tatone who, at the time of the

1 shooting and for years prior thereto, was a Firefighter employee of the Fire Department of the
2 County of Los Angeles, where Plaintiff worked as a Firefighter Captain.

3 3. Plaintiff is, and at all times herein mentioned was, a resident of the State of
4 California, County of Los Angeles, and the causes of action arose within the County of Los
5 Angeles, State of California.

6 4. Defendant COUNTY OF LOS ANGELES is a public entity legally operating in the
7 State of California.

8 5. On or about June 1, 2021, after JONATHAN PATRICK TATONE shot and injured
9 Plaintiff, he took his own life and he is deceased. Defendants, ESTATE OF JONATHAN
10 PATRICK TATONE, DECEASED, and PRISCILLA GARZA-STEWART AS
11 ADMINISTRATOR/PERSONAL REPRESENTATIVE OF THE ESTATE OF JONATHAN P.
12 TATONE are therefore named as Defendants. Within the time allowed by law, Plaintiff filed his
13 verified Claim with the Clerk of the above-entitled court and mailed a copy to the personal
14 representative of the ESTATE OF JONATHAN PATRICK TATONE, PRISCILLA GARZA-
15 STEWART ADMINISTRATOR OF THE ESTATE OF JONATHAN P. TATONE. On October
16 21, 2021, Plaintiff's Creditor's Claim was filed by the Court. A copy of the Claim so filed and
17 mailed is attached, marked as Exhibit "1" to this Complaint, and incorporated by this reference.
18 On October 26, 2021, Defendants, namely PRISCILLA GARZA-STEWART as Administrator
19 and Personal Representative of the Jonathan P. Tatone Estate rejected Plaintiff's Creditor's
20 Claim. A copy of the rejection is attached, marked as Exhibit "2" to this Complaint, and
21 incorporated by this reference.
22

23 6. On November 23, 2021, within six months of the June 1, 2021 shooting incident,
24 Plaintiff SANDOVAL filed his Claim for Damages with the County of Los Angeles. A copy of
25 the Claim for Damages is attached hereto as Exhibit 3.

26 7. At all times herein mentioned each Defendant was the agent, servant, partner,
27 employee, and joint-venturer of each of the remaining Defendants, and was at all times acting
28 within the course and scope of said agency, employment, and joint venture with the permission

1 and consent of each co-Defendant.

2 8. All corporate Defendants are, and at all times herein mentioned were, corporations
3 doing business in the State of California. Furthermore, all corporate Defendants are, and all times
4 mentioned herein were, the alter-egos of each and every other Defendant and there exists, at all
5 times herein mentioned has existed, a unity of interest and ownership between said Defendants
6 such that any separateness between them has ceased to exist in that the Defendants have
7 completely controlled, dominated, managed, and operated the corporate Defendants and have
8 intermingled the assets of each to suit their convenience. Further, the corporate Defendants are,
9 and at all times mentioned herein were, mere shells, instrumentalities and conduits through which
10 Defendants carried out their business in the corporate name while exercising complete control and
11 dominance of the business such that individuality or separateness did not exist.

12 9. At all times herein mentioned, each Defendant authorized and/or ratified the acts of
13 all employees, agents, and co-Defendants under their supervision and/or control.

14 10. The facts linking the fictitiously designated Defendants with the causes of action
15 alleged herein and/or the true names and capacities, whether individual, corporate, partnership,
16 and otherwise of Defendants, DOES 1 through 50, are unknown to Plaintiff at this time, who
17 therefore sue said Defendants by such fictitious names and will seek to amend this Complaint to
18 show their true names and/or capacities when ascertained. Said Defendants are sued as principals
19 and/or agents, servants, and employees of said principals who were performing acts within the
20 course and scope of their authority and employment. Each and every Defendant designated herein
21 as a "DOE" is responsible in some actionable manner for the events and happenings referred to
22 herein which proximately caused the injuries and damages alleged.

23 **FIRST CAUSE OF ACTION**

24 **FOR DAMAGES FOR ASSAULT AND BATTERY**

25 **(Against All Defendants)**

26 Plaintiff ARNOLDO V. SANDOVAL complains and alleges of Defendants, COUNTY OF
27 LOS ANGELES, ESTATE OF JONATHAN P. TATONE, PRISCILLA GARZA-STEWART
28 ADMINISTRATOR OF THE ESTATE OF JONATHAN P. TATONE, and DOES 1 through 50,

1 inclusive, and each of them, on information and belief, as follows:

2 11. Plaintiff realleges and incorporates herein by this reference, as though fully set
3 forth, each and every allegation set forth in paragraphs 1 through 10 above.

4 12. On June 1, 2021, JONATHAN PATRICK TATONE (Deceased), and DOES 1
5 through 25, inclusive, intentionally made harmful or offensive contact with Plaintiff's body by
6 shooting him with a bullet from a gun. At no time did Plaintiff consent to said contact. A
7 reasonable person in Plaintiff's situation would have been offended by the contact.

8 13. Said contact by JONATHAN PATRICK TATONE (Deceased), and Does 1 through
9 25, inclusive, was done with the intention to cause a harmful or offensive contact with Plaintiff
10 and, in fact, did cause Plaintiff to sustain severe injuries and the damages described herein.
11 Defendants' conduct was a substantial factor in causing Plaintiff's harm. By reason of Defendant
12 JONATHAN PATRICK TATONE's acts, Plaintiff was placed in great fear for his life and
13 physical well-being before being shot by Defendant, JONATHAN PATRICK TATONE
14 (Deceased).

15 14. Defendant, JONATHAN PATRICK TATONE (Deceased), assaulted Plaintiff at
16 Los Angeles County Fire Department Station 81 located at 8710 Sierra Highway, in the City of
17 Agua Dulce, State of California. The Plaintiff served as a Fire Captain whereas Defendant,
18 JONATHAN PATRICK TATONE (Deceased), served as a Firefighter Engineer. The Defendant
19 had a longstanding job-related workplace dispute with his co-worker, Tory Carlon (Deceased)
20 who also served as a Firefighter Engineer, but worked a different shift than JONATHAN
21 PATRICK TATONE (Deceased). For years prior to the subject shooting, TATONE exhibited
22 threatening, bullying, combative, angry, and unstable behavior, and said conduct was made
23 known TATONE'S employer COUNTY OF LOS ANGELES and its supervisors. After a shift
24 change on the morning of June 1, 2021, TATONE returned to the fire station where he shot and
25 killed Tory Carlon, and then shot and critically wounded Plaintiff.

26 15. The following conduct demonstrated JONATHAN PATRICK TATONE'S and
27 DOES 1 through 25's oppression and/or malice: Without warning or provocation, Defendant,
28 JONATHAN PATRICK TATONE (Deceased), and DOES 1 through 25, shot the Plaintiff with a

1 bullet from a gun resulting in critical injuries to plaintiff.

2 16. Defendants, JONATHAN PATRICK TATONE (Deceased), and DOES 1 through
3 25, were aware of the probable dangerous consequences of said conduct and willfully and/or
4 deliberately failed to avoid those consequences.

5 17. Defendants, JONATHAN PATRICK TATONE'S conduct, and that of DOES 1
6 through 25, subjected Plaintiff to cruel and unjust hardship in conscious disregard of Plaintiff's
7 rights.

8 18. Defendants, JONATHAN PATRICK TATONE (Deceased), and DOES 1 through
9 25's, conduct was so vial, base, contemptible, miserable, wretched, or loathsome that it is looked
10 down upon and despised by ordinary decent people.

11 19. The acts, omissions and conduct of Defendants, JONATHAN PATRICK TATONE
12 (Deceased), and DOES 1 through 25, inclusive, were willful, despicable, wanton, malicious,
13 oppressive and in conscious disregard of the rights and safety of others, including Plaintiff herein,
14 thus warranting the assessment of punitive and exemplary damages against the Estate Defendants.

15 20. Defendant COUNTY OF LOS ANGELES and Does 26 through 50 are responsible
16 and liable for the subject assault and battery upon plaintiff SANDOVAL by TATONE as the
17 COUNTY OF LOS ANGELES and Does 26 through 50 were themselves guilty of positive
18 misconduct, and were joint participants in the subject assault and battery by TATONE because
19 the COUNTY OF LOS ANGELES and Does 26 through 50 purposefully **ratified** the employee
20 TATONE'S tortious conduct by knowing of the employee shooter's longstanding threatening,
21 bullying, combative, angry, and unstable behavior as a COUNTY OF LOS ANGELES employee
22 at Station 81 for years prior to the June 1, 2021 shooting incident, and purposely failing to take
23 any preventative action to remove the bullying, combative, angry, and unstable employee
24 TATONE from Station 81 and the Fire Department, and away from co-workers such as plaintiff
25 who were the known targets of TATONE'S dangerous animus.

26 21. As a result of the acts, omissions, and conduct of Defendants, Plaintiff has suffered
27 pecuniary loss, loss of financial support, and other losses and damages including, but not limited
28 to, loss of physical abilities, pain and suffering, emotional distress, and disfigurement.

1 bullying, combative, angry, and unstable employee TATONE from Station 81 and the Fire
2 Department, and away from co-workers such as plaintiff who were the known targets of
3 TATONE'S dangerous animus.

4 30. Defendant COUNTY OF LOS ANGELES and Does 26 through 50 breached said
5 duty of care by purposely failing to take any preventative action to remove the bullying,
6 combative, angry, and unstable employee TATONE from Station 81 and the Fire Department, and
7 away from co-workers such as plaintiff who were the known targets of TATONE'S dangerous
8 animus after said defendants were aware of the employee's dangerous propensities as described
9 herein.

10 31. As a result of the acts, omissions, and conduct of Defendants as alleged herein,
11 Plaintiff ARNOLDO SANDOVAL, suffered permanent lifetime injuries, requiring lifetime
12 medical care and treatment, and a lifetime of pain and suffering and emotional distress damages.

13 32. As a result of the acts omissions, and conduct of Defendant Plaintiff has sustained
14 pecuniary loss, and other losses and damages including, but not limited to, loss of physical
15 abilities, pain and suffering, emotional distress, and disfigurement.

16 33. As a further result of the acts, omissions and conduct of Defendants, Plaintiff has
17 incurred expenses for medical services in an amount not known at this time.

18 34. As a further result of the acts, omissions and conduct of Defendants, Plaintiff has
19 incurred and will continue to incur lost earnings and wages (including employment benefits), and
20 various and sundry expenses and losses which would not have otherwise been incurred, all in an
21 amount not known at this time.

22 35. The Plaintiffs are or may be entitled to interests and costs, pursuant to Civil Code
23 § 3287(a), 3288, and 3291, as well as Code of Civil Procedure § 1032 and 1033.5, in addition to
24 any other interests and costs which Plaintiff may be awarded.

25 36. At all times herein mentioned, the aforesaid acts, omissions and conduct of
26 Defendants, and each of them, were careless and negligent. Therefore, Defendants are liable for
27 the damages sustained by Plaintiff, as alleged herein.

28 37. The above-described acts and/or omissions of each of the Defendants in this cause

1 of action sustained the injuries and damages alleged in the Prayer for Damages for this cause of
2 action as set forth hereinafter.

3 **PRAYER**

4 **WHEREFORE**, Plaintiff, ARNOLDO SANDOVAL, prays for judgment against the
5 Defendants, and each of them, in an amount within the jurisdiction of the above-entitled court as
6 follows:

7 **CAUSE OF ACTION FOR ASSAULT AND BATTERY**

- 8 1. For general damages in a sum within the jurisdiction of the Superior Court of the
9 State of California, to be proven at trial pursuant to California Code of Civil Procedure § 425.10;
- 10 2. For all medical and related expenses, according to proof;
- 11 3. For all loss of employment wages and benefits, according to proof;
- 12 4. For all various and sundry and pecuniary losses and expenses, both past and future,
13 according to proof;
- 14 5. For loss of physical abilities, pain and suffering, emotional distress, and
15 disfigurement, according to proof;
- 16 6. For interests and costs pursuant to Civil Code § 3287(a), 3288, and 3291, as well as
17 Code of Civil Procedure § 1032 and 1033.5, according to proof;
- 18 7. For punitive and/or exemplary damages, according to proof (against Estate and
19 Administrator of Estate only);
- 20 8. For costs incurred herein;
- 21 9. For such other and further relief as the Court deems just and proper;

22 **CAUSE OF ACTION FOR NEGLIGENCE**

- 23 10. For general damages in a sum within the jurisdiction of the Superior Court of the
24 State of California, to be proven at trial pursuant to California Code of Civil Procedure § 425.10;
- 25 11. For all medical and related expenses, according to proof;
- 26 12. For all loss of employment wages and benefits, according to proof;
- 27 13. For all various and sundry and pecuniary losses and expenses, both past and future,
28 according to proof;

EXHIBIT 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number and address) ARNOLDO V. SANDOVAL 12806 BORDEN AVENUE SYLMAR, CA 91342 ATTORNEY FOR (Name): IN PRO PER	TELEPHONE AND FAX NOS. 805-300-1092	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Stanley Mosk Courthouse		
ESTATE OF (Name): JONATHAN P. TATONE		
CREDITOR'S CLAIM		CASE NUMBER: 21STPB06115

You must file this claim with the court clerk at the court address above before the LATER of (a) four months after the date letters (authority to act for the estate) were first issued to the personal representative, or (b) sixty days after the date the *Notice of Administration* was given to the creditor, if notice was given as provided in Probate Code section 9051. You must also mail or deliver a copy of this claim to the personal representative and his or her attorney. A proof of service is on the reverse.
WARNING: Your claim will in most instances be invalid if you do not properly complete this form, file it on time with the court, and mail or deliver a copy to the personal representative and his or her attorney.

1. Total amount of the claim: \$15,000,000.00
2. Claimant (name): ARNOLDO V. SANDOVAL
 - a. an individual
 - b. an individual or entity doing business under the fictitious name of (specify):
 - c. a partnership. The person signing has authority to sign on behalf of the partnership.
 - d. a corporation. The person signing has authority to sign on behalf of the corporation.
 - e. other (specify):
3. Address of claimant (specify): 12806 BORDEN AVE
SYLMAR, CA 91342
4. Claimant is the creditor a person acting on behalf of creditor (state reason):
5. Claimant is the personal representative the attorney for the personal representative.
6. I am authorized to make this claim which is just and due or may become due. All payments on or offsets to the claim have been credited. Facts supporting the claim are on reverse attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
 Date: OCTOBER 21, 2021
 ARNOLDO SANDOVAL

 (TYPE OR PRINT NAME AND TITLE) 
(SIGNATURE OF CLAIMANT)

INSTRUCTIONS TO CLAIMANT

- A. On the reverse, itemize the claim and show the date the service was rendered or the debt incurred. Describe the item or service in detail, and indicate the amount claimed for each item. Do not include debts incurred after the date of death, except funeral claims.
- B. If the claim is not due or contingent, or the amount is not yet ascertainable, state the facts supporting the claim.
- C. If the claim is secured by a note or other written instrument, the original or a copy must be attached (state why original is unavailable.) If secured by mortgage, deed of trust, or other lien on property that is of record, it is sufficient to describe the security and refer to the date or volume and page, and county where recorded. (See Prob. Code, § 9152.)
- D. Mail or take this original claim to the court clerk's office for filing. If mailed, use certified mail, with return receipt requested.
- E. Mail or deliver a copy to the personal representative and his or her attorney. Complete the *Proof of Mailing or Personal Delivery* on the reverse.
- F. The personal representative or his or her attorney will notify you when your claim is allowed or rejected.
- G. Claims against the estate by the personal representative and the attorney for the personal representative must be filed within the claim period allowed in Probate Code section 9100. See the notice box above.

ESTATE OF (Name)
JONATHAN P. TATONE

CASE NUMBER
21STPB06115

DECEDENT

FACTS SUPPORTING THE CREDITOR'S CLAIM

See attachment (if space is insufficient)

Date of item	Item and supporting facts	Amount claimed
06/01/2021	<p>THIS CLAIM IS CONTINGENT. CREDITOR RESERVES ALL RIGHTS UNDER PROBATE CODE SECTION 9104 TO AMEND OR REVISE THIS CLAIM, AND ANY SUCH AMENDMENT, PURSUANT TO 9104(B), SHALL NOT RESTRICT THE AMOUNT OF ANY AMENDED CLAIM.</p> <p>ON JUNE 1, 2021, IN THE COUNTY OF LOS ANGELES, DECEDENT NEGLIGENTLY, WILLFULLY AND/OR INTENTIONALLY DISCHARGED A FIREARM IN THE DIRECTION OF AND IMMEDIATE VICINITY OF CLAIMANT, WHILE CLAIMANT WAS PERFORMING DUTIES AS A MEMBER OF THE LOS ANGELES COUNTY FIRE DEPARTMENT. AS A DIRECT AND PROXIMATE RESULT, CLAIMANT WAS STRUCK, RESULTING IN SERIOUS, CONTINUING AND PERMANENT PERSONAL INJURIES AND ATTENDANT MEDICAL AND HOSPITALIZATION EXPENSES, TOGETHER WITH LOSS OF CURRENT AND FUTURE EARNINGS. THE MEDICAL EXPENSES AND LOSS OF EARNINGS ARE CONTINUING AND THE FULL AMOUNT THEREOF IS CURRENTLY UNASCERTAINED. THIS CLAIM SUBMITTED IS A GOOD FAITH ESTIMATE OF TOTAL DAMAGES INCURRED, INCLUDING CLAIMS FOR EMOTIONAL DISTRESS.</p>	15,000,000.00
TOTAL:		\$ 15,000,000.00

PROOF OF MAILING PERSONAL DELIVERY TO PERSONAL REPRESENTATIVE

(Be sure to mail or take the original to the court clerk's office for filing)

1. I am the creditor or a person acting on behalf of the creditor. At the time of mailing or delivery I was at least 18 years of age.
2. My residence or business address is (specify): 12806 BORDEN AVE, SYLMAR CA 91342
3. I mailed or personally delivered a copy of this *Creditor's Claim* to the personal representative as follows (check either a or b below):
 - a. Mail. I am a resident of or employed in the county where the mailing occurred.
 - (1) I enclosed a copy in an envelope AND
 - (a) deposited the sealed envelope with the United States Postal Service with the postage fully prepaid.
 - (b) placed the envelope for collection and mailing on the date and at the place shown in items below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
 - (2) The envelope was addressed and mailed first-class as follows:
 - (a) Name of personal representative served: PRISCILLA GARZA-STEWART C/O CRISTIAN R. ARRIETA
 - (b) Address on envelope: LOWTHORP RICHARDS, ET.AL. 300 E ESPLANADE DR, STE. 850, OXNARD CA 93036
 - (c) Date of mailing: OCTOBER 21, 2021
 - (d) Place of mailing (city and state): EL SEGUNDO, CA
 - b. Personal delivery. I personally delivered a copy of the claim to the personal representative as follows:
 - (1) Name of personal representative served:
 - (2) Address where delivered:
 - (3) Date of mailing:
 - (4) Time delivered:

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

Date: OCTOBER 21, 2021

JESSICA RODRIGUEZ

(TYPE OR PRINT NAME OF CLAIMANT)

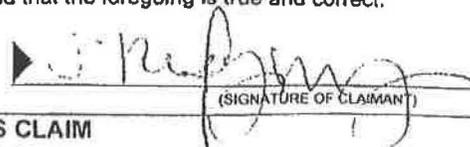

(SIGNATURE OF CLAIMANT)

EXHIBIT 2

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Cristian R. Arrieta 236837 Lowthorp Richards et al. 300 E. Esplanade Drive, Suite 850 Oxnard, CA 93036 TELEPHONE NO: (805) 981-8555 FAX NO. (Optional): (805) 983-1967 E-MAIL ADDRESS (Optional): carrieta@lrmmmt.com ATTORNEY FOR (Name): PRISCILLA GARZA-STEWART	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: 111 N. HILL STREET CITY AND ZIP CODE: LOS ANGELES, CA 90012-3014 BRANCH NAME: STANLEY MOSK COURTHOUSE	
ESTATE OF (Name): JONATHAN P. TATONE <div style="text-align: right;">DECEDENT</div>	
ALLOWANCE OR REJECTION OF CREDITOR'S CLAIM	CASE NUMBER: 21STPB06115

NOTE TO PERSONAL REPRESENTATIVE
 Attach a copy of the creditor's claim to this form. If approval or rejection by the court is not required, do not include any pages attached to the creditor's claim.

PERSONAL REPRESENTATIVE'S ALLOWANCE OR REJECTION

1. Name of creditor (specify): Arnolndo V. Sandoval
2. The claim was filed on (date): October 21, 2021
3. Date of first issuance of letters: August 17, 2021
4. Date of Notice of Administration: August 24, 2021
5. Date of decedent's death: June 1, 2021
6. Estimated value of estate: \$ 720,000.00
7. Total amount of the claim: \$ 15,000,000.00
8. Claim is allowed for: \$ _____ (The court must approve certain claims before they are paid.)
9. Claim is rejected for: \$ 15,000,000.00 (A creditor has 90 days to act on a rejected claim.* See box below.)
10. Notice of allowance or rejection given on (date): October 27, 2021
11. The personal representative is authorized to administer the estate under the Independent Administration of Estates Act.

Date: October 26, 2021

PRISCILLA GARZA-STEWART
 (TYPE OR PRINT NAME OF PERSONAL REPRESENTATIVE)

(SIGNATURE OF PERSONAL REPRESENTATIVE)

NOTICE TO CREDITOR ON REJECTED CLAIM

From the date that notice of rejection is given, you must act on the rejected claim (e.g., file a lawsuit) as follows:

1. **Claim due:** within 90 days* after the notice of rejection.
2. **Claim not due:** within 90 days* after the claim become due.

* The 90-day period mentioned above may not apply to your claim because some claims are not treated as creditors' claims or are subject to special statutes of limitations, or for other legal reasons. You should consult with an attorney if you have any questions about or are unsure of your rights and obligations concerning your claim.

COURT'S APPROVAL OR REJECTION

12. Approved for: \$ _____
13. Rejected for: \$ _____

Date: _____

SIGNATURE OF JUDICIAL OFFICER

14. Number of pages attached: _____ SIGNATURE FOLLOWS LAST ATTACHMENT

(Proof of Mailing or Personal Delivery on reverse)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Cristian R. Arrieta 236837 Lowthorp Richards et al. 300 E. Esplanade Drive, Suite 850 Oxnard, CA 93036 TELEPHONE NO.: (805) 981-8555 FAX NO. (Optional): (805) 983-1967 E-MAIL ADDRESS (Optional): carrieta@lrmt.com ATTORNEY FOR (Name): PRISCILLA GARZA-STEWART	FOR COURT USE ONLY CASE NUMBER: 21STPB06115
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: 111 N. HILL STREET CITY AND ZIP CODE: LOS ANGELES, CA 90012-3014 BRANCH NAME: STANLEY MOSK COURTHOUSE	
ESTATE OF (Name): JONATHAN P. TATONE <div style="text-align: right;">DECEDENT</div>	
<div style="text-align: center;">ALLOWANCE OR REJECTION OF CREDITOR'S CLAIM</div>	

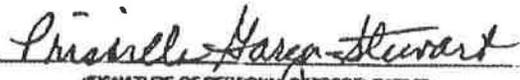
NOTE TO PERSONAL REPRESENTATIVE
 Attach a copy of the creditor's claim to this form. If approval or rejection by the court is not required, do not include any pages attached to the creditor's claim.

PERSONAL REPRESENTATIVE'S ALLOWANCE OR REJECTION

1. Name of creditor (specify): Arnolde V. Sandoval
2. The claim was filed on (date): October 21, 2021
3. Date of first issuance of letters: August 17, 2021
4. Date of Notice of Administration: August 24, 2021
5. Date of decedent's death: June 1, 2021
6. Estimated value of estate: \$ 720,000.00
7. Total amount of the claim: \$ 15,000,000.00
8. Claim is allowed for: \$ (The court must approve certain claims before they are paid.)
9. Claim is rejected for: \$ 15,000,000.00 (A creditor has 90 days to act on a rejected claim.* See box below.)
10. Notice of allowance or rejection given on (date): October 27, 2021
11. The personal representative is authorized to administer the estate under the Independent Administration of Estates Act.

Date: October 26, 2021

PRISCILLA GARZA-STEWART
 (TYPE OR PRINT NAME OF PERSONAL REPRESENTATIVE)


 (SIGNATURE OF PERSONAL REPRESENTATIVE)

NOTICE TO CREDITOR ON REJECTED CLAIM

From the date that notice of rejection is given, you must act on the rejected claim (e.g., file a lawsuit) as follows:

1. Claim due: within 90 days* after the notice of rejection.
2. Claim not due: within 90 days* after the claim become due.

* The 90-day period mentioned above may not apply to your claim because some claims are not treated as creditors' claims or are subject to special statutes of limitations, or for other legal reasons. You should consult with an attorney if you have any questions about or are unsure of your rights and obligations concerning your claim.

COURT'S APPROVAL OR REJECTION

12. Approved for: \$
13. Rejected for: \$

Date:

SIGNATURE OF JUDICIAL OFFICER

SIGNATURE FOLLOWS LAST ATTACHMENT

(Proof of Mailing or Personal Delivery on reverse)

ESTATE OF
(Name): JONATHAN P. TATONE

CASE NUMBER:
21STPB06115

DECEDENT

PROOF OF MAILING PERSONAL DELIVERY TO CREDITOR

1. At the time of mailing or personal delivery I was at least 18 years of age and not a party to this proceeding.
2. My residence or business address is (*specify*):
300 E. Esplanade Drive, Suite 850
Oxnard, CA 93036
3. I mailed or personally delivered a copy of the *Allowance or Rejection of Creditor's Claim* as follows (*complete either a or b*):

a. Mail. I am a resident of or employed in the county where the mailing occurred.

(1) I enclosed a copy in an envelope AND

(a) deposited the sealed envelope with the United States Postal Service with the postage fully prepaid.

(b) placed the envelope for collection and mailing on the date and at the place shown in items below following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collecting and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

(2) The envelope was addressed and mailed first-class as follows:

(a) Name of creditor served: Arnoldo V. Sandoval

(b) Address on envelope: 12806 Borden Avenue
Syomar, CA 91342

(c) Date of mailing: October 27, 2021

(d) Place of mailing (*city and state*): Oxnard, CA

b. Personal delivery. I personally delivered a copy to the creditor as follows:

(1) Name of creditor served:

(2) Address where delivered:

(3) Date delivered:

(4) Time delivered:

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

Date: October 27, 2021

Darlene Arias

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

EXHIBIT 3

CLAIMS FOR DAMAGES TO PERSON OR PROPERTY

COUNTY OF LOS ANGELES



INSTRUCTIONS:

1. Read claim thoroughly.
2. Fill out claim as indicated; attach additional information if necessary.
3. Please use one claim form for each claimant.
4. Return this original signed claim and any attachments supporting your claim. This form must be signed.

DELIVER OR U.S. MAIL TO:
EXECUTIVE OFFICER, BOARD OF SUPERVISORS, ATTENTION: CLAIMS
500 WEST TEMPLE STREET, ROOM 383,
KENNETH HAHN HALL OF ADMINISTRATION, LOS ANGELES, CA 90012
(213) 974-1440

TIME STAMP
OFFICE USE ONLY

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES
FILED

2021 NOV 23 P 1:22

<p>1. <input checked="" type="checkbox"/> Mr. <input type="checkbox"/> Ms. <input type="checkbox"/> Mrs. LAST NAME FIRST NAME MI. Sandoval Arnoldo V.</p> <p>2. ADDRESS OF CLAIMANT 12806 Borden Avenue CITY STATE ZIP CODE Sylmar CA 81342</p> <p>HOME PHONE ALTERNATE PHONE (805) 300-1092</p> <p>3. CLAIMANT'S BIRTHDATE: 10/27/1966</p> <p>4. CLAIMANT'S SOCIAL SECURITY NUMBER</p> <p>5. ADDRESS TO WHICH CORRESPONDENCE SHOULD BE SENT Engstrom, Lipscomb & Lack, 10100 Santa Monica Blvd Ste. 1200 STREET CITY STATE ZIP CODE Los Angeles CA 90067</p> <p>6. DATE AND TIME OF INCIDENT 6/1/2021 10:55 am</p> <p>7. WHERE DID DAMAGE OR INJURY OCCUR? 8710 West Sierra Hwy Fire Station 81 STREET CITY STATE ZIP CODE Agua Dulce CA 91350</p> <p>8. DESCRIBE IN DETAIL HOW DAMAGE OR INJURY OCCURRED AND LIST DAMAGES (attach copies of receipts or repair estimates): Decedent Firefighter Jonathan P. Tatone, without provocation, after shooting and killing another co-worker Firefighter Tory Carlon, shot and critically wounded Captain Arnoldo Sandoval, striking Captain Sandoval in the abdomen, with the bullet striking Captain Sandoval's spinal cord before exiting his back, leaving Captain Sandoval with internal injuries, including damage to the nerves in his spinal cord which has resulted in severe and permanent right side/leg/foot paralysis and other nerve and organ damage. Captain Sandoval suffered permanent lifetime injuries, requiring lifetime medical care and treatment and a lifetime of pain and</p> <p>9. WERE POLICE OR PARAMEDICS CALLED? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> (IF YES) AGENCY'S NAME <u>CHP, Fire Department</u> REPORT # <u>Unknown</u></p> <p>CHECK IF LIMITED CIVIL CASE <input type="checkbox"/></p> <p>TOTAL DAMAGES TO DATE TOTAL ESTIMATED PROSPECTIVE DAMAGES \$ \$</p>	<p>10. WHY DO YOU CLAIM COUNTY IS RESPONSIBLE? Firefighter Jonathan P. Tatone (the shooter) was an employee of the Los Angeles County Fire Department working at 8710 West Sierra Highway Fire Station 81. The shooter had a long history of threatening and bullying behavior towards co-workers at Station 81 that spanned years prior to the June 1, 2021 shooting incident. The shooter's threatening behavior was reported frequently to Los Angeles County employees who had the power to remove the shooter from Station 81 and the Department or otherwise take appropriate action. The County of Los Angeles had actual and/or constructive knowledge of the shooter's animus toward his co-workers. Los Angeles County knew or should have known of the danger posed by the shooter but concealed that knowledge from Captain Sandoval and others, and ignored, accepted, condoned, and ratified the shooter's dangerous, abusive and threatening behavior to such an extent that Los Angeles County approved and ratified the shooter's conduct. Los Angeles</p> <p>11. NAMES OF ANY COUNTY EMPLOYEES (AND THEIR DEPARTMENTS) INVOLVED IN INJURY OR DAMAGE (IF APPLICABLE):</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">NAME Jonathan P. Tatone</td> <td>DEPARTMENT LA County Fire</td> </tr> <tr> <td>NAME</td> <td>DEPARTMENT</td> </tr> </table> <p>12. WITNESS(ES) TO DAMAGES OR INJURY: LIST ALL PERSONS AND ADDRESSES OF PERSONS KNOWN TO HAVE INFORMATION:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">NAME Fire Station 81 personnel on duty</td> <td>PHONE</td> </tr> <tr> <td>ADDRESS</td> <td></td> </tr> <tr> <td>NAME</td> <td>PHONE</td> </tr> <tr> <td>ADDRESS</td> <td></td> </tr> </table> <p>13. IF PHYSICIAN(S) WERE VISITED DUE TO INJURY, PROVIDE NAME, ADDRESS, PHONE NUMBER, AND DATE OF FIRST VISIT FOR EACH:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">DATE OF FIRST VISIT</td> <td style="width: 50%;">PHYSICIAN'S NAME Mayo Newhall Hospital</td> <td style="width: 30%;">PHONE</td> </tr> <tr> <td></td> <td>STREET CITY STATE ZIP CODE Valencia CA</td> <td></td> </tr> <tr> <td>DATE OF FIRST VISIT</td> <td>PHYSICIAN'S NAME Long Beach Memorial</td> <td>PHONE</td> </tr> <tr> <td></td> <td>STREET CITY STATE ZIP CODE</td> <td></td> </tr> </table>	NAME Jonathan P. Tatone	DEPARTMENT LA County Fire	NAME	DEPARTMENT	NAME Fire Station 81 personnel on duty	PHONE	ADDRESS		NAME	PHONE	ADDRESS		DATE OF FIRST VISIT	PHYSICIAN'S NAME Mayo Newhall Hospital	PHONE		STREET CITY STATE ZIP CODE Valencia CA		DATE OF FIRST VISIT	PHYSICIAN'S NAME Long Beach Memorial	PHONE		STREET CITY STATE ZIP CODE	
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THIS CLAIM MUST BE SIGNED

NOTE: PRESENTATION OF A FALSE CLAIM IS A FELONY (PENAL CODE SECTION 72)

CLAIMS FOR DEATH, INJURY TO PERSON OR TO PERSONAL PROPERTY MUST BE FILED NOT LATER THAN 6 MONTHS AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)

ALL OTHER CLAIMS FOR DAMAGES MUST BE FILED NOT LATER THAN ONE YEAR AFTER THE OCCURRENCE. (GOVERNMENT CODE SECTION 911.2)

14. PRINT OR TYPE NAME Richard P. Kinnan, Esq.	DATE 11/22/2021	15. SIGNATURE OF CLAIMANT OR PERSON FILING ON BEHALF OF GIVING RELATIONSHIP TO CLAIMANT 	DATE 11/22/2021
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Attachment 1

Attachment I to Claim against Los Angeles County arising from Serious Injury to
Firefighter Captain Arnaldo V. Sandoval

Response to No. 8

On June 1, 2021 at approximately 10:55 a.m. decedent Firefighter Jonathan P. Tatone, without provocation, after shooting and killing another co-worker Firefighter Tory Carlon, shot and critically wounded Captain Arnaldo Sandoval, striking Captain Sandoval in the abdomen, with the bullet striking Captain Sandoval's spinal cord before exiting his back, leaving Captain Sandoval with internal injuries, including damage to the nerves in his spinal cord which has resulted in severe and permanent leg, foot, and buttocks paralysis/weakness/numbness, and other nerve and organ damage. Claimant's injuries required a small bowel resection and major back/spine fusion and metal hardware installment. Captain Sandoval suffered permanent lifetime injuries, requiring lifetime medical care and treatment, and a lifetime of pain and suffering and emotional distress damages.

Firefighter Jonathan P. Tatone (the shooter) was an employee of the Los Angeles County Fire Department working at 8710 West Sierra Highway Fire Station 81. The shooter had a long history of threatening and bullying behavior towards co-workers at Station 81 that spanned years prior to the June 1, 2021 shooting incident. The shooter's threatening behavior was reported frequently to Los Angeles County employees who had the power to remove the shooter from Station 81 and the Department, or otherwise take appropriate action. The County of Los Angeles had actual and/or constructive knowledge of the shooter's animus toward his co-workers. Los Angeles County knew or should have known of the danger posed by the shooter but concealed that knowledge from Captain Sandoval and others, and ignored, accepted, and condoned the shooter's dangerous, abusive and threatening behavior to such an extent that Los Angeles County approved and ratified the shooter's conduct. Los Angeles County's conduct, including the ratification of the shooter's behavior, was a substantial factor in causing Captain Sandoval's injuries and damages.

The County did not act appropriately to move a combative, angry and unstable employee, and in fact chose to ratify the shooter's behavior and conduct. Claimant's coworker Captain Richard O'Keefe contacted Battalion Chief Mike Halverson about the situation. The shooter then (on his day off) went to the Battalion Chief's (Mike Halverson) office to complain about the employee he later murdered. Battalion Chief (Halverson) did not take any action. Later, BC Halverson instructed Captain Uyehara and Claimant to serve Tatone and Carlon written reprimands/orders that forced Tatone the shooter to have more physical contact with the victim he murdered. Union Local 1014 also met with both Tatone and Carlon. The shooter also contacted PPS/Human Resources and made a complaint in regards to his ongoing complaint about Carlon. After his call to PPS/HR, the shooter packed up all his gear and emptied out all his work lockers, obviously expecting to be moved immediately. That did not happen. Claimant then personally made another proper notification to my Battalion Chief regarding Tatone about a verbal confrontation he had with Carlon. Instead of moving Tatone, both Captain Uyehara and Claimant received NOI's (Notices of Instruction), which are written reprimands. Tatone and Carlon additionally received NOI's and were counseled by the Battalion Chief. Claimant's

supervisors had several opportunities and the responsibility to move the shooter and de-escalate the possibility of any future altercation occurring at our station, but instead chose to ignore, accepted, condone, and ratify the shooter's dangerous, abusive and threatening behavior to such an extent that Los Angeles County approved and ratified the shooter's conduct, which directly lead to the shooting murder of Tory Carlon, and shooting and critical injury to Claimant.

Response to No. 10

On June 1, 2021 at approximately 10:55 a.m. decedent Firefighter Jonathan P. Tatone, without provocation, after shooting and killing another co-worker Firefighter Tory Carlon, shot and critically wounded Captain Arnaldo Sandoval, striking Captain Sandoval in the abdomen, with the bullet striking Captain Sandoval's spinal cord before exiting his back, leaving Captain Sandoval with internal injuries, including damage to the nerves in his spinal cord which has resulted in severe and permanent leg, foot, and buttocks paralysis/weakness/numbness, and other nerve and organ damage. Claimant's injuries required a small bowel resection and major back/spine fusion and metal hardware installment. Captain Sandoval suffered permanent lifetime injuries, requiring lifetime medical care and treatment, and a lifetime of pain and suffering and emotional distress damages.

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Response to No. 11

Jonathan Tatone, and currently unknown employees of Los Angeles County Fire Department. Claimant directs Los Angeles County to the Death Investigation being currently conducted by the Los Angeles Sheriff's Department. See Attachment 2: Incident Detail Report.

Response to No. 12

Claimant—available through counsel. Claimant directs Los Angeles County to the Death Investigation being currently conducted by the Los Angeles Sheriff's Department. See Attachment 2: Incident Detail Report. Jim Sparkman (paramedic), cell phone # (310) 922-8609, work phone (661) 268-0638; Rudy Saavedra (mechanic), cell phone # (661) 993-4418, work phone (213) 247-8963.

Response to No. 13

Claimant was initially treated beginning on June 1, 2021 at Henry Mayo Newhall Hospital in Valencia, California (661) 200-2000. He was subsequently treated at Long Beach Memorial Medical Center Rehabilitation Institute (562) 933-9001. Claimant's medical treatment is ongoing.

Physician Name: Dr Louie-Marc Contreras, 27420 Tourney Road, Suite 210, Valencia, Ca 91355. Phone (661) 253-1353. Date of visit: 06/01/2021.

Physician Name: Dr Tiffany P. Avila, Date of visit: 06/01/2021, Her current address and phone are unknown since she moved back to Michigan. Her previous office address and phone was 11550 Indian Hills Road, Mission Hills, Ca 91345, Phone (818) 361-0917