

CLAIM
COUNTY OF SANTA BARBARA

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COUNTY OF SANTA BARBARA
CLERK OF THE BOARD OF SUPERVISORS
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2021 OCT 18 P 3:39
COUNTY OF SANTA BARBARA
CLERK OF THE
BOARD OF SUPERVISORS

CLERK OF THE BOARD TIME STAMP

A. NAME AND ADDRESS OF THE CLAIMANT:

Kimberly Cantin
1425 Alameda Padre Serra
Santa Barbara, CA 93103

TELEPHONE: 805.883.8495

EMAIL (optional):

B. ADDRESS TO WHICH THE PERSON PRESENTING THE CLAIM DESIRES NOTICES TO BE SENT:

A. Barry Cappello
Cappello & Noel LLP
831 State Street, Santa Barbara, CA 93101
Attorney for Claimant

TELEPHONE:
805-564-2444

EMAIL (optional): abc@cappellonoel.com

C. DATE, PLACE, AND OTHER CIRCUMSTANCES OF THE OCCURRENCE OR TRANSACTION WHICH GAVE RISE TO THE CLAIM:

DATE: August 3, 2021 TIME: Approximately 3:30 p.m.

PLACE: Santa Barbara County Sheriff's Office, 4434 Calle Real, Santa Barbara, CA 93110

CIRCUMSTANCES: SEE ATTACHMENT 1

D. GENERAL DESCRIPTION OF THE INDEBTEDNESS, OBLIGATION, INJURY, DAMAGE, OR LOSS INCURRED SO FAR AS IT MAY BE KNOWN AT THE TIME OF PRESENTATION OF THE CLAIM:

Loss of Property; Emotional Distress; and Stress-related back pain.

E. NAME(S) OF THE PUBLIC EMPLOYEE(S) CAUSING THE INJURY, DAMAGE, OR LOSS:

Sheriff-Coroner William Brown, Sheriff's Department and Coroner's Bureau, and/or the County of Santa Barbara.

F IS THE AMOUNT CURRENTLY CLAIMED LESS THAN \$10,000? YES ___ NO X

IF "YES": STATE THE AMOUNT CLAIMED, AND THE BASIS OF COMPUTATION:

IF "NO": DO NOT STATE A DOLLAR AMOUNT, AND INSTEAD STATE WHETHER THE CLAIM WOULD BE A "LIMITED CIVIL CASE":

Claim is not a limited civil case.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA
THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT

Barry Cappello

SIGNATURE OF CLAIMANT OR REPRESENTATIVE

October 18, 2021

DATE SIGNED

ATTACHMENT 1 TO CLAIM

Kimberly Cantin (“Kim”) is the sole surviving parent of John Michael Cantin (“Jack”). Jack was killed during the Montecito Mudslide/Debris Flow on January 9, 2018. His body was never recovered. Kim is the statutorily designated person to receive and dispose of Jack’s remains.

Between May - July 2021, a UCSB Anthropology Department team found human remains and concluded to a 90% certainty that they were Jack’s remains. Sheriff-Coroner William Brown (“Sheriff”) rejected that report, and returned the two bones to Kim that had been tested by his alleged expert.

Kim subsequently loaned the Sheriff one more of the rest of the remains, a shin bone, to be tested for DNA. This loan was based on the Sheriff’s agreement to only take one of the bones for testing, and to return the remnants of that bone to Kim. After DNA testing occurred, Kim demanded the bone back. The Sheriff now refuses to return the bone and further demands that Kim give him all the remaining bones for testing. The Sheriff is also refusing to amend the Death Certificate to allow Kim to bury her son’s remains. On information and belief, the Sheriff is acting to protect the non-credible report of his alleged expert.