# CLAIM FOR DAMAGES

TO PERSON OR PROPERTY

## WARNING

1. CLAIMS FOR DEATH, INJURY TO PERSON OR TO PERSONAL PROPERTY MUST BE FILED NOT LATER THAN 6 MONTHS AFTER THE OCCURENCE. (GOVERNMENT CODE SECTION 911.2)
2. ALL OTHER CLAIMS FOR DAMAGES MUST BE FILED NOT LATER THAN ONE YEAR AFTER THE OCCURENCE. (GOVERNMENT CODE SECTION 911.2)
3. SUBJECT TO CERTAIN EXCEPTIONS, YOU HAVE ONLY SIX (6) MONTHS FROM THE DATE OF THE WRITTEN NOTICE OF REJECTION OF YOUR CLAIM TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)
4. IF WRITTEN NOTICE OF REJECTION OF YOUR CLAIM IS NOT GIVEN, YOU HAVE TWO (2) YEARS FROM ACCRUAL OF THE CAUSE OF ACTION TO FILE A COURT ACTION. (GOVERNMENT CODE SECTION 945.6)

TO: CITY OF LOS ANGELES

Claim Number: C25-16193 Filed Date: 06/25/2025

Name of Claimant: Mr. Jack Kearns

Age of Claimant: 30

Date of Birth: [redacted]

Sex: Male

Home Address of Claimant: [redacted]

Home Telephone Number: [redacted]

Email Address: [redacted]

Business Address of Claimant:

Business Telephone Number:

Give address to which you desire notices or communications to be sent regarding this claim:

[redacted]

How did DAMAGE or INJURY occur? Please include as much detail as possible.

See Attachment

When did DAMAGE or INJURY occur? Please include the date and time ofthe damage or injury.

06/14/2025

Where did DAMAGE or INJURY occur? Please describe fully, and locate on the diagram on the reverse side of this sheet.Where appropriate, please give street names and addresses or measurements from specific landmarks:

Spring Street and First Street, Los Angeles, CA

What particular ACT or OMISSION do you claim caused the injury or damage? Please give names of City employees causing the injury or damage and identity of any vehicles involved by license plate number, if known.

See Attachment

Attorney Information:

Rebecca Brown
128 N. Fair Oaks Ave, Pasadena, CA, 91103

Please list names and addresses of Witnesses, Doctors and Hospitals:

Michael Pineda A. Timo Illig J Jose Hidalgo N

What DAMAGE or INJURIES do you claim resulted? Please give full extent of injuries or damages claimed:

See Attachment

What is the AMOUNT of your claim? Please itemize your damages:

$5,000,000.00

Please itemize your damages:

“Unlimited” Civil Case.

If you have received any insurance payments, please give the names of the insurance companies:

**CLAIM FOR DAMAGES**
(Government Code § 910 et seq.)

June 25, 2025

To:
Los Angeles City Clerk
200 North Spring Street
City Hall – Room 395
Los Angeles, CA 90012

1. Name of Claimant: Jack Kearns

2. Address of Claimant: Claimant can be reached through his attorneys. See contact information below.

3. Notices concerning claim should be sent to:

   Attn: Rebecca Brown
   Hadsell Stormer Renick & Dai LLP
   128 N. Fair Oaks Avenue
   Pasadena, CA 91103

4. Circumstances giving rise to claim are as follows:

At approximately 6:30 p.m. on June 14, 2025, an officer from the Los Angeles Police Department (LAPD) shot demonstrator Jack Kearns in the back of the head with a 40 millimeter kinetic impact projectile as Mr. Kearns was attempting to disperse and leave a protest, sending Mr. Kearns to the emergency room.

At approximately 4:30 p.m. on June 14, 2025, Mr. Kearns arrived at a protest in downtown Los Angeles against Immigration and Customs Enforcement raids and activity in Los Angeles. He joined protesters on the street in front of City Hall. The crowd was peaceful and Mr. Kearns walked around handing out water to people who had been tear gassed. Eventually, law enforcement officers pushed the demonstrators down Spring Street, to the intersection with First Street. Suddenly, Mr. Kearns realized that the group of demonstrators was kettled, surrounded on each side, by LAPD officers. Mr. Kearns observed several people trying to find a safe path to leave but unable to do so. Mr. Kearns observed LAPD officers pulling out zip ties and assembling in formations. Although he never heard a dispersal order, Mr. Kearns did not want to get arrested, so he asked several LAPD officers how he could leave the area. No officer would tell him how to leave and instead made comments such as “You gotta stay here” and “You can’t leave.”

Mr. Kearns saw an area where no LAPD officers were standing and ran through that area, running north on First Street, in an attempt to disperse and safely leave the area. Mr. Kearns made it approximately forty yards when an LAPD officer shot him in the back of the head with a 40 millimeter kinetic impact projectile, commonly known as a rubber bullet. Mr. Kearns immediately

felt a sharp and intense pain in the back of his head as he took a few steps and fell to the ground. Immediately after, four LAPD officers piled on top of Mr. Kearns, who was bleeding profusely from his head, and zip tied him. The officers picked Mr. Kearns up, and one of them stated "You didn't get too far now, did you." Mr. Kearns never engaged in any behavior that could be characterized as violent or dangerous, much less behavior that could plausibly justify this extreme use of force.

Mr. Kearns asked the officers to call him an ambulance. The zip tied Mr. Kearns was eventually placed on a gurney, but LAPD would not allow paramedics to render any medical aid to Mr. Kearns or even give him water because they were purportedly waiting for a detective to show up to determine whether Mr. Kearns was under arrest. The officers refused to answer Mr. Kearns' repeated questions of if he was under arrest, and if so, what for. Instead, the officers attempted to interrogate the bleeding Mr. Kearns and took photos of him.

Eventually, paramedics, accompanied by LAPD officers, took Mr. Kearns to a hospital. Although LAPD officers refused to tell Mr. Kearns what time it was when they arrived at the hospital, he later learned he arrived at approximately 7:45 p.m., an hour and fifteen minutes after he'd been shot. At the hospital, LAPD kept Mr. Kearns handcuffed to the hospital bed. After a CT scan was performed on Mr. Kearns, he was transferred to a different hospital for further testing and treatment. Mr. Kearns was diagnosed with a brain bleed, a severe concussion, and blunt force trauma. Mr. Kearns received four staples in his head and was given morphine and other pain medication. Mr. Kearns was also prescribed anti-seizure medication.

While Mr. Kearns was at the hospital undergoing testing and treatment, LAPD officers remained with him and continued to attempt to interrogate him. The LAPD officers denied Mr. Kearns' requests to access his phone. A lawyer representing Mr. Kearns arrived at the hospital and requested to see him. LAPD Detective Jose Hidalgo (#37533) refused to allow the attorney access to Mr. Kearns for approximately thirty minutes.

Finally, at approximately 2:00 a.m. on June 15, 2025, LAPD officers gave Mr. Kearns a citation for a misdemeanor violation of PC 409, failure to disperse. The LAPD officers finally left the hospital.

Mr. Kearns remained in the hospital for observation until Monday, June 17, 2025. On this date, LAPD published a new release regarding their shooting of Mr. Kearns and identifying Mr. Kearns by name, that grossly misrepresents LAPD's use of force against and arrest of him.

Mr. Kearns has continued to experience headaches and concussion symptoms. Mr. Kearns was instructed to follow concussion protocol, including resting, not exercising, and not looking at screens. Mr. Kearns was forced to put his entire life on hold: he could not work, could not exercise, could not drive, could not engage in his hobbies, and had to cancel a family vacation.

Mr. Kearns suffered excruciating pain at the hands of LAPD. He has also suffered severe psychological trauma from being shot unexpectedly and unprovoked by LAPD.

Employees of the LAPD subjected Mr. Kearns to unnecessary and unreasonable force and violated his rights to freedom of speech and assembly. This claim includes but is not limited to violations

of state and federal constitutional and civil rights and laws, including but not limited to federal causes of action under 42 U.S.C. §§ 1983 and 1985, and state causes of action including but not limited to Civil Code §§ 51.7 and 52.1, Cal. Penal Code §13652, intentional torts, non-intentional torts, negligence, intentional infliction of emotional distress, negligent infliction of emotional distress, battery, assault, conversion, false arrest, false imprisonment, malicious prosecution, vicarious liability, non-vicarious liability, conspiracy, and whatever other legal theories may apply.

5. Date, Time and Place damage occurred and nature thereof: June 14, 2025, approximately 6:30 p.m. Intersection of Spring Street and First Street in Los Angeles, California.

6. Public property and/or public officers or employees causing injury, damage or loss: Los Angeles Police Department, LAPD Officer Pineda (#36398), LAPD Officer T. Illig (#36893), LAPD Detective Jose Hidalgo (#37533), and Los Angeles Police Department personnel whose identities are presently unknown.

7. Name, address and telephone number of witnesses: Los Angeles Police Department, 1401 W Sixth Street, Los Angeles, CA 90017, LAPD Officer Pineda (#36398), LAPD Officer T. Illig (#36893), LAPD Detective Jose Hidalgo (#37533), Nathan Calica, c/o Hadsell Stormer, Renick & Dai LLP, and unknown community members.

8. Claimed amount: $5 million. This would be an "unlimited" civil case.

Notice of Waiver of Defense Based on Defect or Omission Pursuant to Government Code § 911: Any defense based on an asserted insufficiency, defect or omission in this claim shall be waived by a failure to give notice of the insufficiency pursuant to Government Code § 911.

Rebecca Brown

Digital Signature