

CLAIM FOR DAMAGE, INJURY, OR DEATH		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requested on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.		FORM APPROVED OMB NO. 1105-0008	
1. Submit To Appropriate Federal Agency: U.S. CUSTOMS AND BORDER PROTECTION (b)(7)(E)			2. Name, Address of claimant and claimant's personal representative, if any. (See instructions on reverse.) (Number, Street, City, State and Zip Code) (b)(6), (b)(7)(C)		
3. TYPE OF EMPLOYMENT <input type="checkbox"/> MILITARY <input checked="" type="checkbox"/> CIVILIAN	4. DATE OF BIRTH (b)(6), (b)(7)(C)	5. MARITAL STATUS Married	6. DATE AND DAY OF ACCIDENT (b)(6), (b)(7)(C) 2018	7. TIME (A.M. OR P.M.) 1:35 P.M.	
8. Basis of Claim (State in detail the known facts and circumstances attending the damage, injury, or death, identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary.) (b)(6), (b)(7)(C) and her family, including her husband and three minor children, were traveling westbound on (b)(7)(E) when they approached the intersection of (b)(7)(E) . As the (b)(6), (b)(7)(C) vehicle crossed this intersection, on-duty US Custom Agent (b)(6), (b)(7)(C) who was traveling (b)(7)(E) in his on-duty emergency vehicle, failed to stop at the stop sign before entering the intersection at (b)(7)(E) and traveled into the direct path of the (b)(6), (b)(7)(C) vehicle causing the two vehicles to collide with great force. The impact was so severe, it totaled the (b)(6), (b)(7)(C) vehicle and caused Agent (b)(6), (b)(7)(C) vehicle to flip onto its side, coming to rest on a nearby dirt path. (b)(7)(E) (b)(7)(E) (b)(6), (b)(7)(C)					
9. PROPERTY DAMAGE					
NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). (b)(6), (b)(7)(C)					
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF DAMAGE AND THE LOCATION WHERE PROPERTY MAY BE INSPECTED. (See instructions on reverse side.) The (b)(6), (b)(7)(C) vehicle was towed by (b)(6), (b)(7)(C) and was a total loss.					
10. PERSONAL INJURY/WRONGFUL DEATH					
STATE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE NAME OF INJURED PERSON OR DECEDENT. (b)(6), (b)(7)(C)					
11. WITNESSES					
NAME		ADDRESS (Number, Street, City, State, and Zip Code)			
(b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)			
12. (See instructions on reverse.) AMOUNT OF CLAIM (in dollars)					
12a. PROPERTY DAMAGE N/A as to claimants as they didn't own vehicle. Property damage pending.	12b. PERSONAL INJURY 75,000,000.00	12c. WRONGFUL DEATH Not Applicable	12d. TOTAL (Failure to specify may cause forfeiture of your rights.) \$75,000,000.00+		
I CERTIFY THAT THE AMOUNT OF CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE AND AGREE TO ACCEPT SAID AMOUNT IN FULL SATISFACTION AND FINAL SETTLEMENT OF THIS CLAIM					
SIGNATURE OF CLAIMANT (b)(6), (b)(7)(C)		13b. Phone number of person signing form (b)(6), (b)(7)(C)	14. DATE OF SIGNATURE (b)(6), (b)(7)(C) 2019		
CIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM The claimant is liable to the United States Government for the civil penalty of not less than \$5,000 and not more than \$10,000, plus 3 times the amount of damages sustained by the Government. (See 31 U.S.C. 3729.)		CRIMINAL PENALTY FOR PRESENTING FRAUDULENT CLAIM OR MAKING FALSE STATEMENTS Fine of not more than \$10,000 or imprisonment for not more than 5 years or both. (See 18 U.S.C. 287, 1001.)			

INSURANCE COVERAGE

In order that subrogation claims may be adjudicated, it is essential that the claimant provide the following information regarding the insurance coverage of his vehicle or property.

15. Do you carry accident insurance? Yes If yes, give name and address of insurance company (Number, Street, City, State, and Zip Code) and policy number. No

(b)(6), (b)(7)(C)

16. Have you filed a claim on your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes No

Claimants have put **(b)(6), (b)(7)(C)** on notice of the claim.

17. If deductible, state amount.

Not Applicable

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts.)

The vehicle involved is not owned by Claimants, however, Claimants' auto insurers have been notified and there appears to be \$5,000 per person available for medical payment through **(b)(6), (b)(7)(C)** auto insurance. So far, **(b)(6), (b)(7)(C)** and **(b)(6), (b)(7)(C)**

19. Do you carry public liability and property damage insurance? Yes If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code). No

(b)(6), (b)(7)(C)

INSTRUCTIONS

Claims presented under the Federal Tort Claims Act should be submitted directly to the "appropriate Federal agency" whose employee(s) was involved in the incident. If the incident involves more than one claimant, each claimant should submit a separate claim form.

Complete all items - Insert the word NONE where applicable.

A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN A FEDERAL AGENCY RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, AN EXECUTED STANDARD FORM 95 OR OTHER WRITTEN NOTIFICATION OF AN INCIDENT, ACCOMPANIED BY A CLAIM FOR MONEY

DAMAGES IN A SUM CERTAIN FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE APPROPRIATE FEDERAL AGENCY WITHIN **TWO YEARS** AFTER THE CLAIM ACCRUES.

Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency, not when it is mailed.

The amount claimed should be substantiated by competent evidence as follows:

(a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

If instruction is needed in completing this form, the agency listed in item #1 on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.

(b) In support of claims for damage to property, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.

The claim may be filed by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian or other representative.

(c) In support of claims for damage to property which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.

If claimant intends to file for both personal injury and property damage, the amount for each must be shown in item #12 of this form.

(d) Failure to specify a sum certain will render your claim invalid and may result in forfeiture of your rights.

PRIVACY ACT NOTICE

This Notice is provided in accordance with the Privacy Act, 5 U.S.C. 552a(e)(3), and concerns the information requested in the letter to which this Notice is attached.

- B. *Principal Purpose:* The information requested is to be used in evaluating claims.
- C. *Routine Use:* See the Notices of Systems of Records for the agency to whom you are submitting this form for this information.
- D. *Effect of Failure to Respond:* Disclosure is voluntary. However, failure to supply the requested information or to execute the form may render your claim "invalid".

A. *Authority:* The requested information is solicited pursuant to one or more of the following: 5 U.S.C. 301, 28 U.S.C. 501 et seq., 28 U.S.C. 2671 et seq., 28 C.F.R. Part 14.

PAPERWORK REDUCTION ACT NOTICE

This notice is solely for the purpose of the Paperwork Reduction Act, 44 U.S.C. 3501. Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Director, Torts Branch, Attention: Paperwork Reduction Staff, Civil Division, U.S. Department of Justice, Washington, D.C. 20530 or to the Office of Management and Budget. Do not mail completed form(s) to these addresses.

CLAIM FOR DAMAGE, INJURY, OR DEATH		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requested on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.		FORM APPROVED OMB NO. 1105-0008	
1. Submit To Appropriate Federal Agency: U.S. Customs and Border Protection Office of the Chief Counsel 1300 Pennsylvania Ave., N.W. Washington, D.C. 20229			2. Name, Address of claimant and claimant's personal representative, if any. (See instructions on reverse.) (Number, Street, City, State and Zip Code) (b)(6), (b)(7)(C)		
3. TYPE OF EMPLOYMENT <input type="checkbox"/> MILITARY <input checked="" type="checkbox"/> CIVILIAN	4. DATE OF BIRTH (b)(6), (b)(7)(C)	5. MARITAL STATUS Married	6. DATE AND DAY OF ACCIDENT (b)(6), (b)(7)(C) 2017	7. TIME (A.M. OR P.M.) Approx. 5 A.M.	
8. Basis of Claim (State in detail the known facts and circumstances attending the damage, injury, or death, identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary.) On Wednesday, (b)(6), (b)(7)(C) 2017, U.S. Customs and Border Protection officers forcibly entered (b)(6), (b)(7)(C) home by knocking down the front door. Eight to ten officers entered the home with guns drawn and ordered (b)(6), (b)(7)(C) his girlfriend and his children to the floor. The officers then proceeded to ransack and search every room of the home causing irreparable damage to (b)(6), (b)(7)(C) person belongings and vehicles. This resulted in damages of exceeding \$25,000. See Attachment A, "Supplemental to Claim Form 95" for further details.					
9. PROPERTY DAMAGE					
NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). N/A					
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF DAMAGE AND THE LOCATION WHERE PROPERTY MAY BE INSPECTED. (See Instructions on reverse side.) During the search of Claimant's home, officer's caused damage and/or destroyed Claimant's personal property, including shelves, shoes, speakers, plants, glassware, front door and bed frame. Officers also damaged Claimant's Dodge Ram, Cadillac, Acura, and Ford Fiesta. See Attachment A for details.					
10. PERSONAL INJURY/WRONGFUL DEATH					
STATE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE NAME OF INJURED PERSON OR DECEDENT. N/A					
11. WITNESSES					
NAME		ADDRESS (Number, Street, City, State, and Zip Code)			
(b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)			
12. (See instructions on reverse.) AMOUNT OF CLAIM (in dollars)					
12a. PROPERTY DAMAGE 25,000.00	12b. PERSONAL INJURY	12c. WRONGFUL DEATH	12d. TOTAL (Failure to specify may cause forfeiture of your rights.) 25,000.00		
I CERTIFY THAT THE AMOUNT OF CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE AND AGREE TO ACCEPT SAID AMOUNT IN FULL SATISFACTION AND FINAL SETTLEMENT OF THIS CLAIM					
13a. SIGNATURE (b)(6), (b)(7)(C)	13b. Phone number of person signing form (b)(6), (b)(7)(C)		14. DATE OF SIGNATURE (b)(6), (b)(7)(C) 1/8		
CIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM The claimant is liable to the United States Government for the civil penalty of not less than \$5,000 and not more than \$10,000, plus 3 times the amount of damages sustained by the Government. (See 31 U.S.C. 3729.)			CRIMINAL PENALTY FOR PRESENTING FRAUDULENT CLAIM OR MAKING FALSE STATEMENTS Fine of not more than \$10,000 or imprisonment for not more than 5 years or both. (See 18 U.S.C. 287, 1001.)		

INSURANCE COVERAGE

In order that subrogation claims may be adjudicated, it is essential that the claimant provide the following information regarding the insurance coverage of his vehicle or property.

15. Do you carry accident insurance? Yes If yes, give name and address of insurance company (Number, Street, City, State, and Zip Code) and policy number. No

16. Have you filed a claim on your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes No

17. If deductible, state amount.

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts.)

19. Do you carry public liability and property damage insurance? Yes If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code). No

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Complete all items - Insert the word NONE where applicable.

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ATTACHMENT A

Supplemental to Claim Form SF 95
(b)(6), (b)(7)(C)

6-7. Date and Time of Injury:

On Wednesday, (b)(6), (b)(7)(C) 2017 at approximately 5 A.M., U.S. Customs and Border Protection (CBP) officers forcibly entered (b)(6), (b)(7)(C) home by knocking down the front door. (b)(7)(E) officers entered the home with guns drawn and ordered (b)(6), (b)(7)(C) and his girlfriend to the floor. Officers pushed (b)(6), (b)(7)(C) year old daughter, forcibly entered (b)(6), (b)(7)(C) year old son's bedroom and ordered the children to join (b)(6), (b)(7)(C) girlfriend on the floor. Officers then proceeded to ransack and destroy (b)(6), (b)(7)(C) personal property and vehicles resulting in \$15,000 worth of property damage.

8. Basis of claim:

The incident upon which this claim is based took place on Wednesday (b)(6), (b)(7)(C) 2017 at approximately 5 A.M. when U.C. Customs and Border Protection officers forcibly entered (b)(6), (b)(7)(C) home located at (b)(6), (b)(7)(C) and his girlfriend were getting ready for work and preparing the children for school when (b)(6), (b)(7)(C) heard an officer yell (b)(7)(E) proceeded by a loud banging noise. (b)(6), (b)(7)(C) immediately yelled "wait, wait!" so that he could open the door for the officers but the officers continued to hit the front door and broke it down. The door was made of wood and metal and had a glass window in the center. The officer's actions resulted in damage to the door, glass window and the door frame. The glass window on the door was shattered, a section of the door frame was torn off and the section where the door's latch and knob are located was ripped apart and the wood torn. See Exhibit A, photos of damage left my CBP officers.

no exhibit A

Approximately (b)(7)(E) officers from CBP and the (b)(7)(E) Department entered (b)(6), (b)(7)(C) home with their guns drawn. The officers also had a K-9 dog with them. The officers were all wearing green and black jackets and ordered (b)(6), (b)(7)(C) and his girlfriend to get down on the floor. (b)(6), (b)(7)(C) immediately obeyed the officer's orders and got face-down on the living room floor. (b)(6), (b)(7)(C) girlfriend did the same in the kitchen. (b)(6), (b)(7)(C) year old daughter was startled by the commotion and ran towards (b)(6), (b)(7)(C) girlfriend. An officer then pushed (b)(6), (b)(7)(C) daughter and forced her to join (b)(6), (b)(7)(C) girlfriend on the floor. (b)(6), (b)(7)(C) year old son was locked in his bedroom and officers were going to knock down the bedroom door. (b)(6), (b)(7)(C) pleaded with them to not do that and the officers were eventually able to get the son's bedroom door open. They escorted (b)(6), (b)(7)(C) son to kitchen

CBP Federal Tort Claim for (b)(6), (b)(7)(C)

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and ordered him onto the floor with (b)(6), (b)(7)(C) girlfriend and daughter. The officers then lifted (b)(6), (b)(7)(C) off the floor and put him on a couch in the living room. Officers brought (b)(6), (b)(7)(C) girlfriend and children to the living room as well and placed them on another couch across from (b)(6), (b)(7)(C)

An (b)(7)(E) officer by the name (b)(6), (b)(7)(C) approached the living area where (b)(6), (b)(7)(C) and his children were sitting. (b)(6), (b)(7)(C) confiscated both of (b)(6), (b)(7)(C)' cell phones and asked (b)(6), (b)(7)(C) where "the drugs" were. (b)(6), (b)(7)(C) told the officer he did not have any. (b)(6), (b)(7)(C) said "Don't play stupid" and then threatened to arrest (b)(6), (b)(7)(C) and his girlfriend and take (b)(6), (b)(7)(C) children away from him. Another officer (Officer A) wearing a uniform that said "CBP" on it asked (b)(6), (b)(7)(C) why (b)(6), (b)(7)(C) had chain locks on the doors in the interior of his home, including the patio, back and front doors. (b)(6), (b)(7)(C) girlfriend responded to the officer's inquiry and said that the locks were for security to keep an eye on the couple's (b)(6), (b)(7)(C) year old daughter who often goes into different rooms of the house unattended. (b)(6), (b)(7)(C) said the locks were okay because they were for safety.

The officers went into the garage to search and proceeded to destroy (b)(6), (b)(7)(C) girlfriend's plastic flowers that she uses to make holiday decorations and that she had stored in boxes. They destroyed the boxes holding the flowers, dumped the flowers on the floor and proceeded to step on them as they continued to search the garage. Other officers continued to search every other room in the home. (b)(6), (b)(7)(C) girlfriend also had a large plastic bag filled with CDs and DVDs in the living room that she intended to organize and store in a portable CD wallet for easy access. Officer A took the bag of CDs and DVDs to the (b)(6), (b)(7)(C) daughter's bedroom and dumped the entire bag on the floor. Officer A told (b)(6), (b)(7)(C) that he could not own all of items and furniture he had in his home on a plumber's salary. (b)(6), (b)(7)(C) told Officer A that he purchased everything in his home and that the furniture was recently paid off after three years of payments. (b)(6), (b)(7)(C) offered to show Officer A the receipts for the furniture but Officer A refused and said, "Everyone says that shit."

(b)(6), (b)(7)(C) called another officer to come pick up (b)(6), (b)(7)(C). Another (b)(7)(E) (b)(7)(E) car arrived and (b)(6), (b)(7)(C) escorted (b)(6), (b)(7)(C) out to the vehicle where another officer was waiting. The officer drove (b)(6), (b)(7)(C) to the (b)(7)(E) and placed him in a cell by himself. (b)(6), (b)(7)(C) was in the cell for two hours before (b)(6), (b)(7)(C) arrived at the station. (b)(6), (b)(7)(C) asked and (b)(6), (b)(7)(C) allowed (b)(6), (b)(7)(C) to use the restroom. When (b)(6), (b)(7)(C) returned he was escorted to a small table next to the cell where he was being held. (b)(6), (b)(7)(C) asked (b)(6), (b)(7)(C) about someone named (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) that he did not know anyone named (b)(6), (b)(7)(C) told (b)(6), (b)(7)(C) that he did know him and that (b)(6), (b)(7)(C) had seen (b)(6), (b)(7)(C) home. (b)(6), (b)(7)(C) denied knowing him and that this person was ever at his home. (b)(6), (b)(7)(C) said that this was the result of a long-term investigation and that (b)(6), (b)(7)(C) did know (b)(6), (b)(7)(C) again explained that he did not know anyone named (b)(6), (b)(7)(C) said that (b)(6), (b)(7)(C) drove a red Chevy Silverado. (b)(6), (b)(7)(C) reiterated once again that he did not know anyone named (b)(6), (b)(7)(C) and that he was never at (b)(6), (b)(7)(C) home, unless this person came when (b)(6), (b)(7)(C) was not home. (b)(6), (b)(7)(C) said he would show him a picture of (b)(6), (b)(7)(C) home which he never did. (b)(6), (b)(7)(C) then escorted (b)(6), (b)(7)(C) back to his cell. A doctor then arrived at

the cell and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) then took (b)(6), (b)(7)(C) out of his cell and demanded (b)(6), (b)(7)(C) provide him with the passwords to his cell phones. (b)(6), (b)(7)(C) refused to provide such information while (b)(6), (b)(7)(C) addressed him in such a manner. (b)(6), (b)(7)(C) then said that he would not call CPS (Child Protective Services) if (b)(6), (b)(7)(C) gave him his passwords. (b)(6), (b)(7)(C) asked what would happen to his vehicles and (b)(6), (b)(7)(C) told him that they would not touch them. (b)(6), (b)(7)(C) then agreed to give (b)(6), (b)(7)(C) the passwords to his phones. (b)(6), (b)(7)(C) presented him with a paper written in English authorizing officers to go through (b)(6), (b)(7)(C) cell phone.

Sometime later, (b)(6), (b)(7)(C) took (b)(6), (b)(7)(C) out of his cell and escorted him outside to another vehicle with a female officer waiting to transport him to another facility. (b)(6), (b)(7)(C) was then driven to a downtown facility where he was told he was being held for ICE (Immigration and Customs Enforcement). During this time, (b)(6), (b)(7)(C) was able to speak to his girlfriend. She explained what she witnessed the officers do once (b)(6), (b)(7)(C) was escorted from his home on (b)(6), (b)(7)(C) 2017. (b)(6), (b)(7)(C) girlfriend informed him that after he was arrested officers continued searching the home and damaged some of (b)(6), (b)(7)(C) property. In the garage, the officers tore out some shelves (b)(6), (b)(7)(C) had installed on the wall and damaged a bass speaker (b)(6), (b)(7)(C) had in the garage. Officers cut along both sides of the speaker and in the center of the speaker. Officers took (b)(6), (b)(7)(C) small pepper tree out of its plastic pot and threw it on the ground damaging the tree and spilling its soil everywhere. In the kitchen, the officers emptied the cabinets and threw crystal white glasses on the floor causing them to break and shatter. In (b)(6), (b)(7)(C) daughter's bedroom, officers tore off pieces of the bed frame. Officers also tore apart a pair Adidas Air gym shoes (b)(6), (b)(7)(C) had by tearing the shoe from the sole and ruining the shoes. (b)(6), (b)(7)(C) girlfriend also witnessed and explained the damage officers made to (b)(6), (b)(7)(C) vehicles. Officers poked screwdriver holes in the backseat and the door speakers of (b)(6), (b)(7)(C) Cadillac. Officers also tried to forcibly remove the Cadillac's stereo by prying it out with screwdrivers. Though they were unsuccessful, the officer's attempts left behind screwdriver scratches and damaged the vehicle's stereo. Officers also pulled out the backseat of the Cadillac breaking it from its hinges. The seat was not designed to be taken out this way, however officers forcibly removed the backseat by sheer force, causing irreparable damage to the vehicle. Officers damaged the air filter in (b)(6), (b)(7)(C) Dodge Ram truck and tore off the roof handle on the passenger side. They also removed the battery and damaged the positive and negative terminals. Officers tore out the middle console, backseat and passenger floor boards of (b)(6), (b)(7)(C) Acura vehicle. (b)(6), (b)(7)(C) work truck was parked on his next-door neighbor's property and officers dumped out all (b)(6), (b)(7)(C) work tools, including small items such as nails and screws. Officers also tore out the backseat of a Ford Fiesta (b)(6), (b)(7)(C) was test driving to purchase for his (b)(6), (b)(7)(C) year old son. Officers also dumped out the trash on (b)(6), (b)(7)(C) property and left it there along with all the latex gloves officers left behind after use. (b)(6), (b)(7)(C) was held in the downtown facility for three days and then released as no charges were filed against him.

Upon his return home, (b)(6), (b)(7)(C) surveyed the damage his girlfriend described over the phone. He confirmed all the damage officers caused in his home and to his vehicles. He was forced to throw away the Adidas Air gym shoes and purchase a new battery for the Dodge Ram

truck that officers destroyed. Officers caused irreparable damage to (b)(6), (b)(7)(C) personal property and vehicles.

9. The property, nature and extent of damage:

As noted above, during the search of (b)(6), (b)(7)(C) home, officer's caused damage and/or destroyed (b)(6), (b)(7)(C) personal property, including shelves, shoes, speakers, plants, glassware, the front door and bed frame. Officers also damaged (b)(6), (b)(7)(C) Dodge Ram, Cadillac, Acura, and Ford Fiesta. Officers tore off shelves in (b)(6), (b)(7)(C) garage, tore the soles off his Adidas Air gym shoes, cut the sides and center of his bass speaker, broke down and damaged his front door and tore the wooden frame off of (b)(6), (b)(7)(C) daughter's bedframe. Officers also poked holes and tore out the backseat of (b)(6), (b)(7)(C) vehicles. They tore off a roof handle, center console, cut holes in the vehicle speakers and damaged battery terminals. As a direct and proximate cause of CBP Officer's negligent acts (b)(6), (b)(7)(C) vehicles and personal belongings were destroyed or damaged.

CLAIM FOR DAMAGE, INJURY, OR DEATH		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requested on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.			FORM APPROVED OMB NO. 1105-0008	
1. Submit To Appropriate Federal Agency: CBP OFFICE OF CHIEF COUNSEL 6650 TELECOM DRIVE, SUITE 100 INDIANAPOLIS, IN. 46278				2. Name, Address of claimant and claimant's personal representative, if any. (See instructions on reverse.) (Number, Street, City, State and Zip Code) (b)(6), (b)(7)(C)		
3. TYPE OF EMPLOYMENT <input type="checkbox"/> MILITARY <input type="checkbox"/> CIVILIAN	4. DATE OF BIRTH (b)(6), (b)(7)(C)	5. MARITAL STATUS S	6. DATE AND DAY OF ACCIDENT (b)(6), (b)(7)(C) 2022	7. TIME (A.M. OR P.M.) 0730 A.M.		
8. Basis of Claim (State in detail the known facts and circumstances attending the damage, injury, or death, identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary.) (b)(6), (b)(7)(C)						
9. PROPERTY DAMAGE						
NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). N/A						
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF DAMAGE AND THE LOCATION WHERE PROPERTY MAY BE INSPECTED. (See instructions on reverse side.) DAMAGE TO FRONT OF VEHICLE-BUMPER/RADIATOR/FRONT UNDERCARRIAGE						
10. PERSONAL INJURY/WRONGFUL DEATH						
STATE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE NAME OF INJURED PERSON OR DECEDENT. NO INJURIES CLAIMED AT TIME OF INCIDENT.						
11. WITNESSES						
NAME		ADDRESS (Number, Street, City, State, and Zip Code)				
(b)(6), (b)(7)(C)		(b)(6), (b)(7)(C)				
12. (See instructions on reverse.) AMOUNT OF CLAIM (in dollars)						
12a. PROPERTY DAMAGE 12,604.83	12b. PERSONAL INJURY NO.	12c. WRONGFUL DEATH NO	12d. TOTAL (Failure to specify may cause forfeiture of your rights.)			
I CERTIFY THAT THE AMOUNT OF CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE AND AGREE TO ACCEPT SAID AMOUNT IN FULL SATISFACTION AND FINAL SETTLEMENT OF THIS CLAIM						
13a. SIGNATURE (b)(6), (b)(7)(C)			13b. PHONE NUMBER OF PERSON SIGNING FORM (b)(6), (b)(7)(C)		14. DATE OF SIGNATURE (b)(6), (b)(7)(C) 2022	
CIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM The claimant is liable to the United States Government for the civil penalty of not less than \$5,000 and not more than \$10,000, plus 3 times the amount of damages sustained by the Government. (See 31 U.S.C. 3729.)			CRIMINAL PENALTY FOR PRESENTING FRAUDULENT CLAIM OR MAKING FALSE STATEMENTS Fine, imprisonment, or both. (See 18 U.S.C. 287, 1001.)			

INSURANCE COVERAGE

In order that subrogation claims may be adjudicated, it is essential that the claimant provide the following information regarding the insurance coverage of his vehicle or property.

15. Do you carry accident insurance? Yes If yes, give name and address of insurance company (Number, Street, City, State, and Zip Code) and policy number. No

16. Have you filed a claim on your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes No

17. If deductible, state amount.

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts.)

N/A

19. Do you carry public liability and property damage insurance? Yes If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code). No

INSTRUCTIONS

Claims presented under the Federal Tort Claims Act should be submitted directly to the "appropriate Federal agency" whose employee(s) was involved in the incident. If the incident involves more than one claimant, each claimant should submit a separate claim form.

Complete all items - Insert the word NONE where applicable.

A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN A FEDERAL AGENCY RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, AN EXECUTED STANDARD FORM 95 OR OTHER WRITTEN NOTIFICATION OF AN INCIDENT, ACCOMPANIED BY A CLAIM FOR MONEY

DAMAGES IN A SUM CERTAIN FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE APPROPRIATE FEDERAL AGENCY WITHIN TWO YEARS AFTER THE CLAIM ACCRUES.

Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency, not when it is mailed.

The amount claimed should be substantiated by competent evidence as follows:

(a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

If instruction is needed in completing this form, the agency listed in item #1 on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.

(b) In support of claims for damage to property, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.

The claim may be filed by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian or other representative.

(c) In support of claims for damage to property which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.

If claimant intends to file for both personal injury and property damage, the amount for each must be shown in item #12 of this form.

(d) Failure to specify a sum certain will render your claim invalid and may result in forfeiture of your rights.

PRIVACY ACT NOTICE

This Notice is provided in accordance with the Privacy Act, 5 U.S.C. 552a(e)(3), and concerns the information requested in the letter to which this Notice is attached.

- B. *Principal Purpose:* The information requested is to be used in evaluating claims.
- C. *Routine Use:* See the Notices of Systems of Records for the agency to whom you are submitting this form for this information.
- D. *Effect of Failure to Respond:* Disclosure is voluntary. However, failure to supply the requested information or to execute the form may render your claim "invalid".

A. *Authority:* The requested information is solicited pursuant to one or more of the following: 5 U.S.C. 301, 28 U.S.C. 501 et seq., 28 U.S.C. 2671 et seq., 28 C.F.R. Part 14.

PAPERWORK REDUCTION ACT NOTICE

This notice is solely for the purpose of the Paperwork Reduction Act, 44 U.S.C. 3501. Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Director, Torts Branch, Attention: Paperwork Reduction Staff, Civil Division, U.S. Department of Justice, Washington, D.C. 20530 or to the Office of Management and Budget. Do not mail completed form(s) to these addresses.

CLAIM FOR DAMAGE, INJURY, OR DEATH		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requested on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.			FORM APPROVED OMB NO. 1105-0008	
1. Submit to Appropriate Federal Agency: U.S. Customs and Border Protection			2. Name, address of claimant, and claimant's personal representative if any. (See instructions on reverse). Number, Street, City, State and Zip code. (b)(6), (b)(7)(C)			
3. TYPE OF EMPLOYMENT <input type="checkbox"/> MILITARY <input checked="" type="checkbox"/> CIVILIAN	4. DATE OF BIRTH (b)(6), (b)(7)(C)	5. MARITAL STATUS Single	6. DATE AND DAY OF ACCIDENT (b)(6), (b)(7)(C) /2022	7. TIME (A.M. OR P.M.) 7:17 AM		
8. BASIS OF CLAIM (State in detail the known facts and circumstances attending the damage, injury, or death, identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary). See Attachment 1 hereto.						
9. PROPERTY DAMAGE NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). N/A - Claimant was the owner.						
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF THE DAMAGE AND THE LOCATION OF WHERE THE PROPERTY MAY BE INSPECTED. (See instructions on reverse side). Toyota 4Runner, canine in the vehicle, beef jerky in vehicle, cash - all destroyed and/or disposed of per best of Claimant's knowledge.						
10. PERSONAL INJURY/WRONGFUL DEATH STATE THE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE THE NAME OF THE INJURED PERSON OR DECEDENT. Glass entered the Claimant's eyes, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Claimant also swallowed glass, (b)(6), (b)(7)(C) and related injuries. Officers on duty battered Claimant and caused bruising and related injuries. The foregoing also resulted in severe emotional distress and pain and suffering.						
11. WITNESSES						
NAME			ADDRESS (Number, Street, City, State, and Zip Code)			
(b)(6), (b)(7)(C)			(b)(6), (b)(7)(C)			
12. (See instructions on reverse). AMOUNT OF CLAIM (in dollars)						
12a. PROPERTY DAMAGE	12b. PERSONAL INJURY	12c. WRONGFUL DEATH	12d. TOTAL (Failure to specify may cause forfeiture of your rights).			
10,000.00	3,000,000	0.00	3,010,000			
I CERTIFY THAT THE AMOUNT OF CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE AND AGREE TO ACCEPT SAID AMOUNT IN FULL SATISFACTION AND FINAL SETTLEMENT OF THIS CLAIM.						
13a. SIGNATURE OF CLAIMANT (b)(6), (b)(7)(C)			13b. PHONE NUMBER OF PERSON SIGNING FORM (b)(6), (b)(7)(C)		14. DATE OF SIGNATURE (b)(6), (b)(7)(C) /2022	
CIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM The claimant is liable to the United States Government for a civil penalty of not less than \$5,000 and not more than \$10,000, plus 3 times the amount of damages sustained by the Government. (See 31 U.S.C. 3729).			CRIMINAL PENALTY FOR PRESENTING FRAUDULENT CLAIM OR MAKING FALSE STATEMENTS Fine, imprisonment, or both. (See 18 U.S.C. 287, 1001.)			

INSURANCE COVERAGE

In order that subrogation claims may be adjudicated, it is essential that the claimant provide the following information regarding the insurance coverage of the vehicle or property.

15. Do you carry accident insurance? Yes If yes, give name and address of insurance company (Number, Street, City, State, and Zip Code) and policy number. No

16. Have you filed a claim with your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes No

17. If deductible, state amount.

0.00

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts).

N/A

19. Do you carry public liability and property damage insurance? Yes If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code). No

INSTRUCTIONS

Claims presented under the Federal Tort Claims Act should be submitted directly to the "appropriate Federal agency" whose employee(s) was involved in the incident. If the incident involves more than one claimant, each claimant should submit a separate claim form.

Complete all items - Insert the word NONE where applicable.

A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN A FEDERAL AGENCY RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, AN EXECUTED STANDARD FORM 95 OR OTHER WRITTEN NOTIFICATION OF AN INCIDENT, ACCOMPANIED BY A CLAIM FOR MONEY

DAMAGES IN A SUM CERTAIN FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE APPROPRIATE FEDERAL AGENCY WITHIN TWO YEARS AFTER THE CLAIM ACCRUES.

Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency, not when it is mailed.

The amount claimed should be substantiated by competent evidence as follows:

(a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of the injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

(b) In support of claims for damage to property, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.

(c) In support of claims for damage to property which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.

(d) Failure to specify a sum certain will render your claim invalid and may result in forfeiture of your rights.

If instruction is needed in completing this form, the agency listed in item #1 on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.

The claim may be filed by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian or other representative.

If claimant intends to file for both personal injury and property damage, the amount for each must be shown in item number 12 of this form.

PRIVACY ACT NOTICE

This Notice is provided in accordance with the Privacy Act, 5 U.S.C. 552a(e)(3), and concerns the information requested in the letter to which this Notice is attached.

A. **Authority:** The requested information is solicited pursuant to one or more of the following: 5 U.S.C. 301, 28 U.S.C. 501 et seq., 28 U.S.C. 2571 et seq., 28 C.F.R. Part 14.

B. **Principal Purpose:** The information requested is to be used in evaluating claims.
 C. **Routine Use:** See the Notices of Systems of Records for the agency to whom you are submitting this form for this information.
 D. **Effect of Failure to Respond:** Disclosure is voluntary. However, failure to supply the requested information or to execute the form may render your claim "invalid."

PAPERWORK REDUCTION ACT NOTICE

This notice is solely for the purpose of the Paperwork Reduction Act, 44 U.S.C. 3501. Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Director, Torts Branch, Attention: Paperwork Reduction Staff, Civil Division, U.S. Department of Justice, Washington, DC 20530 or to the Office of Management and Budget. Do not mail completed form(s) to these addresses.

ATTACHMENT 1 TO STANDARD FORM 95 – BASIS OF CLAIM

On the morning of (b)(6), (b)(7)(C) 2022, Border Patrol Agents (“BPA”) (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) initiated a vehicular pursuit of (b)(6), (b)(7)(C) after (b)(6), (b)(7)(C) inadvertently proceeded through a secondary inspection point at the (b)(7)(E) (b)(7)(E). (b)(6), (b)(7)(C) was driving a gray Toyota 4Runner at the time. The pursuit began on the (b)(7)(E) and proceeded to other routes, including (b)(7)(E). The BPAs pursued (b)(6), (b)(7)(C) approached a construction zone located near (b)(7)(E) (b)(7)(E) and came to a complete stop in the construction zone. BPA (b)(6), (b)(7)(C) and the other BPAs in pursuit surrounded (b)(6), (b)(7)(C) vehicle and used their vehicles to block his vehicle such that he could not exit the construction zone in the vehicle.

BPA (b)(6), (b)(7)(C) then approached (b)(6), (b)(7)(C) stationary vehicle and began aggressively shouting orders at (b)(6), (b)(7)(C). While (b)(6), (b)(7)(C) attempted to comply with these orders, BPA (b)(6), (b)(7)(C) became angry with the situation and decided to engage in the excessive use of force against (b)(6), (b)(7)(C). At approximately 7:10 AM, BPA (b)(6), (b)(7)(C) utilized his collapsible steel baton to break the driver’s-side window of (b)(6), (b)(7)(C) vehicle. This unreasonable and excessive use of force by BPA (b)(6), (b)(7)(C) not only destroyed the window of the vehicle, but resulted in (b)(6), (b)(7)(C) sustaining several serious personal injuries. Broken glass from the window was lodged in both of (b)(6), (b)(7)(C) eyes. This not only caused (b)(6), (b)(7)(C) to suffer a significant amount of pain, but (b)(6), (b)(7)(C) (b)(6), (b)(7)(C), such that (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) also, unfortunately, swallowed pieces of broken glass after BPA (b)(6), (b)(7)(C) broke the window. This has caused (b)(6), (b)(7)(C) (b)(6), (b)(7)(C), among other injuries which are still under investigation. After breaking the window and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) the BPAs on the scene also battered (b)(6), (b)(7)(C) several times, causing further personal injuries. As a result of this unreasonable and excessive use of force, (b)(6), (b)(7)(C) in addition to the injuries described above, has also suffered severe emotional distress damages arising from (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) See BPA (b)(6), (b)(7)(C) for further information regarding the incident.

(b)(6), (b)(7)(C) was then placed under arrest and was incarcerated for over one month while charges for an alleged violation of Title 18 of the United States Code, section 758 were pending. Notably, the United States Attorney’s office dismissed the charges against (b)(6), (b)(7)(C) signaling that the

(b)(6), (b)(7)(C)

In short, the BPAs on the scene engaged in the excessive use of force against (b)(6), (b)(7)(C) resulting in severe personal injuries and emotional distress. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) among other injuries and submits this claim accordingly.

Dated: (b)(6), (b)(7)(C) /2022

By: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) Esq.

CLAIM FOR DAMAGE, INJURY, OR DEATH		INSTRUCTIONS: Please read carefully the instructions on the reverse side and supply information requested on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.		FORM APPROVED OMB NO. 1105-0008	
1. Submit To Appropriate Federal Agency: <i>U.S. Border patrol</i> (b)(7)(E)			2. Name, Address of claimant and claimant's personal representative, if any. (See instructions on reverse.) (Number, Street, City, State and Zip) (b)(6), (b)(7)(C)		
3. TYPE OF EMPLOYMENT <input type="checkbox"/> MILITARY <input checked="" type="checkbox"/> CIVILIAN	4. DATE OF BIRTH (b)(6), (b)(7)(C)	5. MARITAL STATUS <i>married</i>	6. DATE AND DAY OF ACCIDENT (b)(6), (b)(7)(C) <i>2018 Friday</i>	7. TIME (A.M. OR P.M.) <i>08:38 A.M.</i>	
8. Basis of Claim (State in detail the known facts and circumstances attending the damage, injury, or death, identifying persons and property involved, the place of occurrence and the cause thereof. Use additional pages if necessary.) <i>On (b)(6), (b)(7)(C) Due to traffic ahead of him, he slow-down and came to stop when he got rear-ended by (b)(6), (b)(7)(C) 'your employee' and (b)(6), (b)(7)(C) vehicle was pushed forward then hit a another vehicle in front of him. (b)(6), (b)(7)(C) Then lost control of his vehide then struck the center median.</i>					
9. PROPERTY DAMAGE					
NAME AND ADDRESS OF OWNER, IF OTHER THAN CLAIMANT (Number, Street, City, State, and Zip Code). <i>None</i>					
BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF DAMAGE AND THE LOCATION WHERE PROPERTY MAY BE INSPECTED. (See instructions on reverse side.) <i>None</i>					
10. PERSONAL INJURY/WRONGFUL DEATH					
STATE NATURE AND EXTENT OF EACH INJURY OR CAUSE OF DEATH, WHICH FORMS THE BASIS OF THE CLAIM. IF OTHER THAN CLAIMANT, STATE NAME OF INJURED PERSON OR DECEDENT. <i>After the accident, (b)(6), (b)(7)(C) was transported by the ambulance to (b)(6), (b)(7)(C), (b)(7)(E) He was treated for multiple the injuries. However, he is in stable condition now and (b)(6), (b)(7)(C)</i>					
11. WITNESSES					
NAME			ADDRESS (Number, Street, City, State, and Zip Code)		
<i>None</i>			<i>None</i>		
12. (See instructions on reverse.) AMOUNT OF CLAIM (in dollars)					
12a. PROPERTY DAMAGE <i>\$ 15,000.00</i>	12b. PERSONAL INJURY <i>\$ 60,000.00</i>	12c. WRONGFUL DEATH <i>None</i>	12d. TOTAL (Failure to specify may cause forfeiture of your rights.) <i>\$ 75,000.00</i>		
I CERTIFY THAT THE AMOUNT OF CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE AND AGREE TO ACCEPT SAID AMOUNT IN FULL SATISFACTION AND FINAL SETTLEMENT OF THIS CLAIM					
13. (b)(6), (b)(7)(C) CIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM			13b. Phone number of person signing form (b)(6), (b)(7)(C)	14. DATE OF SIGNATURE (b)(6), (b)(7)(C) <i>2018</i>	
The claimant is liable to the United States Government for the civil penalty of not less than \$5,000 and not more than \$10,000, plus 3 times the amount of damages sustained by the Government. (See 31 U.S.C. 3729.)			Fine of not more than \$10,000 or imprisonment for not more than 5 years or both. (Sec 18 U.S.C. 287, 1001.)		

INSURANCE COVERAGE

In order that subrogation claims may be adjudicated, it is essential that the claimant provide the following information regarding the insurance coverage of his vehicle or property.

15. Do you now have accident insurance? Yes. If yes, give name and address of insurance company (Number, Street, City, State, and Zip Code) and policy number. No

(b)(6), (b)(7)(C)

16. Have you filed a claim on your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes No 17. If deductible, state amount.

(b)(6), (b)(7)(C) filed claim with **(b)(6), (b)(7)(C)** However **(b)(6), (b)(7)(C)**

18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts.)

(b)(6), (b)(7)(C) already filed claim with **(b)(6), (b)(7)(C)** and claim still pending. However, as mentioned above, there is **(b)(6), (b)(7)(C)**

19. Do you carry public liability and property damage insurance? Yes No If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code).

INSTRUCTIONS

Claims presented under the Federal Tort Claims Act should be submitted directly to the "appropriate Federal agency" whose employee(s) was involved in the incident. If the incident involves more than one claimant, each claimant should submit a separate claim form.

Complete all items - insert the word NONE where applicable.

A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN A FEDERAL AGENCY RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, AN EXECUTED STANDARD FORM 95 OR OTHER WRITTEN NOTIFICATION OF AN INCIDENT, ACCOMPANIED BY A CLAIM FOR MONEY

Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency, not when it is mailed.

If instruction is needed in completing this form, the agency listed in item #1 on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.

The claim may be filed by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian or other representative.

If claimant intends to file for both personal injury and property damage, the amount for each must be shown in item #12 of this form.

DAMAGES IN A SUM CERTAIN FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE APPROPRIATE FEDERAL AGENCY WITHIN TWO YEARS AFTER THE CLAIM ACCRUES.

The amount claimed should be substantiated by competent evidence as follows:

(a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

(b) In support of claims for damage to property, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.

(c) In support of claims for damage to property which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.

(d) Failure to specify a sum certain will render your claim invalid and may result in forfeiture of your rights.

PRIVACY ACT NOTICE

This Notice is provided in accordance with the Privacy Act, 5 U.S.C. 552a(e)(3), and concerns the information requested in the letter to which this Notice is attached.

A. Authority: The requested information is solicited pursuant to one or more of the following: 5 U.S.C. 301, 28 U.S.C. 501 et seq., 28 U.S.C. 2671 et seq., 28 C.F.R. Part 14.

B. Principal Purpose: The information requested is to be used in evaluating claims.
C. Routine Use: See the Notices of Systems of Records for the agency to whom you are submitting this form for this information.
D. Effect of Failure to Respond: Disclosure is voluntary. However, failure to supply the requested information or to execute the form may render your claim "invalid".

PAPERWORK REDUCTION ACT NOTICE

This notice is solely for the purpose of the Paperwork Reduction Act, 44 U.S.C. 3501. Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Director, Torts Branch, Attention: Paperwork Reduction Staff, Civil Division, U.S. Department of Justice, Washington, D.C. 20530 or to the Office of Management and Budget. Do not mail completed form(s) to these addresses.