

# AGENDA REQUEST FORM

**Return completed form and complete agenda item to the Clerk of the Board  
Yakima County Commissioners' Office, Room 232**

Prepared by:  
Cindy Erwin, Paralegal

Department: Corporate Counsel

Requested Agenda Date: 03/31/2020

Presenting: Don Anderson

Document Title:

*Board of County Commissioners Record Assigned*  
#  
**113-2020**

**APPROVED FOR AGENDA:**  
 Consent       Regular  
*Board of County Commissioners Determined*

In the matter of denying Claim No. 4-2020 filed by attorney Debora Dunlap on behalf of the estate of Moon Whitecloud Martin.

Action Requested: *Check Applicable Box*

PASS RESOLUTION       EXECUTE or AMEND **AGREEMENT** CONTRACT or GRANT  
 ISSUE PROCLAMATION     PASS ORDINANCE     OTHER \_\_\_\_\_

Describe Fiscal Impact:

None

Background Information:

Mr. Martin passed away while he was housed at the Department of Corrections. Ms. Dunlap, on behalf of the estate, claims the Department of Corrections was negligent on several issues and that those issues resulted in Mr. Martin's death.

Summary & Recommendation:

Recommend denial of Claim No. 4-2020.

Motion:

Department Head/ Elected Official

  
Signature

**AGREEMENT** Attached Is Approved as to Form  
Corporate Counsel Initial



*Late Agenda Requests Require BOCC Chairman Signature:*  
\_\_\_\_\_

**BOARD OF YAKIMA COUNTY COMMISSIONERS  
RESOLUTION**

**IN THE MATTER OF DENYING CLAIM  
No. 4-2020 FILED BY ATTORNEY  
DEBORA DUNLAP ON BEHALF OF THE  
ESTATE OF MOON WHITECLOUD  
MARTIN**

**113-2020**

**WHEREAS**, Ms. Dunlap claims that Yakima County should pay the estate of Moon Whitecloud Martin \$6,000,000 because he passed away on May 17, 2017, while in the custody of the Yakima County Department of Corrections (YCDOC); **and**,

**WHEREAS**, the Corporate Counsel Division of the Yakima County Prosecuting Attorney's Office investigated Ms. Dunlap's claim and recommends that her claim on behalf of the estate be denied; **now; and**,

**WHEREAS**, the Board of Yakima County Commissioners, having reviewed the facts and circumstances, finds Ms. Dunlap's claim on behalf of the estate does not establish a basis for Yakima County to pay the estate of Moon Whitecloud Martin any money; **now, therefore**,

**BE IT HEREBY RESOLVED** by the Board of Yakima County Commissioners that Claim No. 4-2020 submitted by Debora Dunlap on behalf of the estate of Moon Whitecloud Martin is hereby denied.

**BE IT FURTHER RESOLVED** that the Prosecuting Attorney's Office, Corporate Counsel is directed, pursuant to RCW 4.96.020, to transmit a copy of this resolution as notice of denial of this claim to Ms. Dunlap.

**DONE this 31st day of March, 2020.**

*Attest:*

\_\_\_\_\_  
Norm Childress, Chairman

\_\_\_\_\_  
Melissa Paul, *Clerk of the Board*

\_\_\_\_\_  
Linda Kay O'Hara, *Deputy Clerk*

\_\_\_\_\_  
Ron Anderson, Commissioner

\_\_\_\_\_  
Vicki Baker, Commissioner  
*Constituting the Board of County Commissioners  
for Yakima County, Washington*