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 FLOYD PARKS, :
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 :
 Claimant, :
 :
 -versus- :
 :
 THE CITY OF NEW YORK; :
 UNIDENTIFIED OFFICERS OF THE :
 NEW YORK CITY POLICE DEPARTMENT, :
 and UNIDENTIFIED EMPLOYEES OF THE :
 NEW YORK CITY DEPARTMENT OF :
 SANITATION, :
 :
 Respondents. :
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NOTICE OF CLAIM

TO: THE COMPTROLLER OF THE CITY OF NEW YORK

PLEASE TAKE NOTICE that Floyd Parks intends to file claims for damages against the City of New York, unidentified officers of the New York City Police Department, and unidentified employees of the New York City Department of Sanitation.

In support of his claims, Claimant states as follows:

1. Floyd Parks is a homeless New Yorker. Counsel for the purpose of this notice of claim is Alexis Karteron, New York Civil Liberties Union Foundation, 125 Broad Street, 19th Floor, New York, NY 10004. Mr. Parks may be contacted through his counsel for purposes of addressing this notice of claim.

2. Claimant has suffered violations of his rights under the New York State Constitution (Article I, Sections 6 and 12) and under the common law of New York, specifically unlawful seizure of his property, deprivation of property without due process of law, conversion, intentional infliction of emotional distress, and negligent infliction of emotional distress.

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3. The claims arose on October 2, 2015, at approximately 5:00 am at a school building located at 2005 Madison Avenue in Manhattan. Claimant, who was homeless at the time, was sleeping near the entrance of the school building with his belongings, along with several others. Upon information and belief, there were two groups sleeping near the school entrance. One group, including Mr. Parks, was located near of the northwest corner of East 127th Street and Park Avenue. A second group was positioned farther west down the same block of East 127th Street. At or about 5:00am, unidentified officers of the New York City Police Department (“NYPD”) and unidentified individuals in white uniforms, believed to be employees of the New York City Department of Sanitation, arrived at the school building. The NYPD officers approached the first group, which was located closer to Park Avenue. The unidentified NYPD officers woke the group by shining flashlights in their eyes and banging on the metal fences near the school entryway. The NYPD officers informed the group that they had to leave the area. Before Mr. Parks could gather all of his belongings and leave, the Department of Sanitation workers seized and destroyed multiple items of Mr. Parks’ personal property by placing the property in sanitation trucks and operating the trucks’ compactors to crush the property. Once compacted, Mr. Parks’ property could not be retrieved and Mr. Parks was permanently deprived of the property. Mr. Parks and others strenuously protested the actions of the officers and Sanitation workers, telling them that they wanted to keep their property. The City employees seized within minutes of their arrival. At or about 5:15am, the officers and Department of Sanitation workers woke up the second group sleeping near the school in the same fashion, and also seized and destroyed their personal property.

4. Video surveillance cameras captured substantial portions of the events giving rise to these claims. The footage was obtained from four video surveillance cameras located outside

the school building, three of which contained footage depicting the events. Footage from one camera (marked as E1-27SWCorneroftheBuildingEntrance4M501) shows individuals in white uniforms, believed to be Department of Sanitation workers, arriving at approximately 5:01 am. At approximately 5:03:21 am, an individual in a white uniform wheeled a shopping cart out of the frame of the camera, and, upon information and belief, placed it and its contents into a Department of Sanitation garbage truck. At approximately 5:03:39 am, another individual in a white uniform believed to be a Department of Sanitation worker, took a backpack out of the frame of the camera, and upon information and belief, placed it into a Department of Sanitation garbage truck.

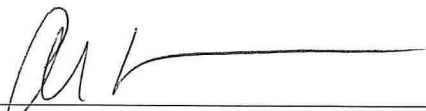
5. At approximately 5:14:42 am, one of the trucks pulled away, into the frame of a second camera (marked E1-28Entrance2127thSt&MadisonAvePTZM501). Shortly thereafter, beginning at approximately 5:14:57 am, an unmarked police vehicle, minibus, and garbage truck pulled into the frame of the second camera. At least two police officers and several individuals in white uniforms, believed to be Department of Sanitation workers, emerged from these vehicles.

6. A third camera (marked E1-44MainEntranceApproachM501) captured footage showing an unidentified police officer kicking awake one member of the second group of individuals sleeping on East 127th Street at approximately 5:15:32 am, and using a flashlight to wake others at approximately 5:15:50 am. At approximately 5:16:10 am, several individuals in white uniforms, believed to be Department of Sanitation workers, tossed bedding and other items into a garbage truck where the items are immediately compacted. At approximately 5:19:34 am, one of the members of the group walked to the garbage truck and gesticulated angrily, protesting the destruction and loss of his belongings.

7. The unidentified NYPD officers and Sanitation workers destroyed the following property belonging to Mr. Parks: his birth certificate, his social security card, a bottle of blood pressure medication (hydrochlorothiazide (HCTZ)), prescriptions for baby aspirin and blood pressure medication, an Albuterol inhaler, one pair of shoes, one pair of sneakers, two pairs of socks, two shirts, two pairs of pants, and a silver cross necklace.

8. The value of Claimant's destroyed property is approximately \$500. He also suffered mental and emotional distress as result of the actions of the unidentified NYPD officers and Sanitation workers described above. Mr. Parks reserves the right to supplement the nature of the claims, the identities of the NYPD officers and Sanitation workers named in the claims, the nature of the damages, and the amount of total damages.

9. Please take notice that Mr. Parks presents this claim for adjustment and payment and notifies Respondents that, unless this claim is adjusted and paid within the time provided by law, he intends to commence an action against Respondents.



ALEXIS KARTERON
New York Civil Liberties Union Foundation
125 Broad Street, 19th Floor
New York, New York 10004
(212) 607-3300

Counsel for Claimant


Dated: New York, NY
December 18 2015

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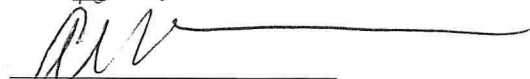
VERIFICATION

STATE OF NEW YORK)
 COUNTY OF NEW YORK) ss.:

FLOYD PARKS, being duly sworn, attests that he is the claimant in this matter, that he has read the attached Notice of Claim, and that he attests that the statements therein are true and correct except as to those matters asserted upon information and belief and as to those matters he believes them to be true.


 FLOYD PARKS

Sworn and subscribed to me
 This 18th day of December 2015


 Notary Public

ALEXIS B. KARTERON
 NOTARY PUBLIC, STATE OF NEW YORK
 Registration No. 02KA6299101
 Qualified in Kings County
 Commission Expires 3/17/2018