



COUNTY OF LOS ANGELES  
CLAIMS BOARD  
500 WEST TEMPLE STREET  
LOS ANGELES, CALIFORNIA 90012-2713

MEMBERS OF THE BOARD

John Naimo  
Auditor-Controller  
Steve Robles  
Chief Executive Office  
Patrick A. Wu  
Office of the County Counsel

NOTICE OF MEETING

The County of Los Angeles Claims Board will hold its regular meeting on **Monday, July 21, 2014, at 9:30 a.m.**, in the Executive Conference Room, 648 Kenneth Hahn Hall of Administration, Los Angeles, California.

AGENDA

1. Call to Order.
2. Opportunity for members of the public to address the Claims Board on items of interest that are within the subject matter jurisdiction of the Claims Board.
3. Closed Session - Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Government Code Section 54956.9).

- a. Rosario Perez, et al. v. Montebello Unified School District, et al.  
Los Angeles Superior Court Case No. BC 465 639

This wrongful death lawsuit seeks compensation from the Department of Children and Family Services for negligence; settlement is recommended in the amount of \$50,000.

[See Supporting Documents](#)

- b. Deon Roshon Steward, Jr., et al. v. County of Los Angeles, et al.  
Los Angeles Superior Court Case No. TC 027 288

This lawsuit alleges a violation of civil rights based on a home search conducted by Sheriff's Deputies allegedly without consent and a subsequent arrest; settlement is recommended in the amount of \$29,502.

[See Supporting Documents](#)

- c. Christopher Gray v. County of Los Angeles, et al.  
United States District Court Case No. CV 13-07597

This lawsuit concerns allegations of civil rights violations, false arrest, and assault and battery by Sheriff's Deputies; authority is requested to make a statutory offer.

- d. Trinidad Macias v. County of Los Angeles, et al.  
Norwalk Superior Court Case No. VC 040 762

This lawsuit alleges civil rights violations and State law causes of action arising out of the execution of a search warrant by Sheriff's Deputies and a subsequent detention and arrest; settlement is recommended in the amount of \$500,000.

[See Supporting Documents](#)

- e. Claim of Cameron Smith and Maria Gayoto

This claim seeks compensation from the Department of Public Works for real and personal property damages allegedly caused from a backflow of sewage due to a sewer main line blockage; settlement is recommended in the amount of \$70,459.44.

[See Supporting Documents](#)

- f. Shawn Randolph v. County of Los Angeles, et al.  
Torrance Superior Court Case No. YC 069 431

Claim of State Farm Insurance

This lawsuit and related subrogation claim seek compensation from the Department of Public Works for real and personal property damages allegedly caused from a backflow of sewage due to a sewer main line blockage; settlement is recommended in the amount of \$213,482.19.

[See Supporting Documents](#)

- g. Claim of Craig and Sandy Uyesugi

This claim seeks compensation from the Department of Public Works for real and personal property damages allegedly caused from a backflow of sewage due to a sewer main line blockage; settlement is recommended in the amount of \$300,000.

[See Supporting Documents](#)

- h. Richard Robinson v. County of Los Angeles, et al.  
Los Angeles Superior Court Case Nos. BC 483 454 and BC 462 419  
United States District Court Case Nos. CV 06-2409 and CV 08-05825

These lawsuits concern allegations that plaintiff was discriminated against and harassed in retaliation for his complaints against fellow public safety officers and the dissolution of plaintiff's department; settlement is recommended in the amount of \$80,000.

- i. Isaiah Martin Tate v. County of Los Angeles, et al.  
Los Angeles Superior Court Case No. BC 471 127

This lawsuit alleges civil rights and American with Disabilities Act violations, and an over-detention by the Probation Department; settlement is recommended in the amount of \$99,999.

[See Supporting Documents](#)

- 4. Report of actions taken in Closed Session.
- 5. Approval of the minutes of the June 16, 2014, meeting of the Claims Board.

[See Supporting Document](#)

- 6. Items not on the posted agenda, to be referred to staff or placed on the agenda for action at a further meeting of the Board, or matters requiring immediate action because of emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.
- 7. Adjournment.

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME		Rosario Perez, et al. v. Montebello Unified School District, et al.
CASE NUMBER		BC465639
COURT		Los Angeles Superior Court
DATE FILED		7/18/2011
COUNTY DEPARTMENT		Department of Children and Family Services
PROPOSED SETTLEMENT AMOUNT	\$	50,000
ATTORNEY FOR PLAINTIFF		Sanford Jossen Law Offices of Sanford Jossen
COUNTY COUNSEL ATTORNEY		David J. Weiss Law Offices of David J. Weiss  Lauren M. Black Principal Deputy County Counsel Social Services Division
NATURE OF CASE		Wrongful Death of Jorge T.
PAID ATTORNEY FEES, TO DATE	\$	125,479
PAID COSTS, TO DATE	\$	9,787

Case Name: Perez v. County of Los Angeles



## Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

Date of incident/event:	June 10, 2010
Briefly provide a description of the incident/event:	The plaintiff's child committed suicide in the family home.

1. Briefly describe the root cause(s) of the claim/lawsuit:

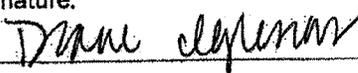
The plaintiff contends that the Department of Children and Family Services (DCFS) failed to protect the minor.

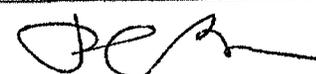
2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

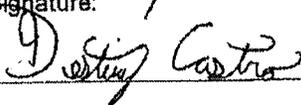
The Department had relevant policies and procedures in effect at the time of the incident.  
All appropriate disciplinary action was taken.

3. Are the corrective actions addressing department-wide system issues?

- The corrective actions address department-wide system issues.
- ✓ The corrective actions are only applicable to the affected parties.

Name: (Risk Management Coordinator)	
Diane Iglesias, Senior Deputy Director	
Signature: 	Date: 6.5.14

Name: (Department Head)	
PHILIP L. BROWNING, DIRECTOR	
Signature: 	Date: 5-8-14

<b>Chief Executive Office Risk Management Inspector General USE ONLY</b>	
Are the corrective actions applicable to other departments within the County?	
<input type="checkbox"/> Yes, the corrective actions potentially have County-wide applicability.	
<input checked="" type="checkbox"/> No, the corrective actions are applicable only to this department.	
Name: (Risk Management Inspector General)	
Destiny Castro	
Signature: 	Date: 4/29/2014

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Deon Roshon Steward, Jr., et al. v. County of Los Angeles, et al.
CASE NUMBER	TC027288
COURT	Los Angeles Superior Court
DATE FILED	Claim: August 20, 2012 Complaint: February 15, 2013
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 29,502
ATTORNEY FOR PLAINTIFF	Ian Wallach, Esq. Feldman & Wallach
COUNTY COUNSEL ATTORNEY	Edwin A. Lewis
NATURE OF CASE	<p>Plaintiffs Deon Roshon Steward, Jr. and his parents, Deon Roshon Steward, Sr. and Connie Jones-Steward allege that three Sheriff's Deputies violated their civil rights by searching their home without consent and by arresting Mr. Steward, Jr.</p> <p>The Deputies contend that they had consent to search the home and probable cause to arrest Mr. Steward, Jr.</p> <p>Due to the risks and uncertainties</p>

of litigation, a full and final settlement of the case in the amount of \$29,502 is recommended.

PAID ATTORNEY FEES, TO DATE \$ 4,418

PAID COSTS, TO DATE \$ 93

Case Name: Deon Roshon Steward, Jr., et al. v. County of Los Angeles, et al.



## Summary Corrective Action Plan

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Date of Incident/event:	Saturday, March 17, 2012, at approximately 10:03 p.m.
Briefly provide a description of the incident/event:	<p><b><u>Deon Roshon Steward, Jr., et al. v. County of Los Angeles, et al.</u></b> Summary Corrective Action Plan No. 2014-011</p> <p>On Saturday, March 17, 2012, at approximately 10:03 p.m., three members of the Los Angeles County Sheriff's Department's Operation Safe Streets Bureau (OSS) were driving south on South Albertson Avenue, Compton, when they saw a boy standing adjacent to the open driver side window of a vehicle stopped in the middle of the street. When the boy saw the deputy sheriffs, he ran, holding his waistband, into the residence at 13906 South Albertson Avenue and closed the door.</p> <p>The deputy sheriffs exited their vehicle and knocked on the front door. The boy and another boy (16-year-old plaintiff) answered the door and spoke with the deputies. While the plaintiff did not have any weapons or contraband during their conversation, he admitted that there was a rifle in the garage.</p> <p>The deputy sheriffs contacted the plaintiff's parents who provided both verbal and written consent to search the property. In the garage, the deputy sheriffs located an SKS rifle.</p> <p>The plaintiff was arrested for a violation of California Penal Code section 30720(a), Possession of an SKS rifle.</p>

1. Briefly describe the **root cause(s)** of the claim/lawsuit:

In their lawsuit, the plaintiffs (a 16-year-old boy, his father, and his stepmother) alleged civil rights violations following a search of their home by members of the Los Angeles County Sheriff's Department.

2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

The Los Angeles County Sheriff's Department had relevant policies and procedures/protocols in effect at the time of the incident.

The Los Angeles County Sheriff's Department's training curriculum addresses the circumstances which occurred in the incident.

County of Los Angeles  
Summary Corrective Action Plan

No employee misconduct is suspected, and no systemic issues were identified. Consequently, no personnel-related administrative action was taken, and no other corrective action measures are recommended nor contemplated.

3. Are the corrective actions addressing department-wide system issues?

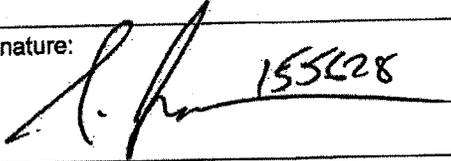
- Yes – The corrective actions address department-wide system issues.  
 No – The corrective actions are only applicable to the affected parties.

Los Angeles County Sheriff's Department

Name: (Risk Management Coordinator)

Ronald D. Williams, Captain  
Risk Management Bureau

Signature:



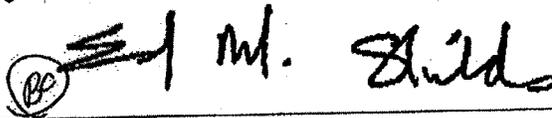
Date:

6-13-14

Name: (Department Head)

Earl M. Shields, Chief  
Professional Standards Division

Signature:



Date:

06/13/14

Chief Executive Office Risk Management Inspector General USE ONLY

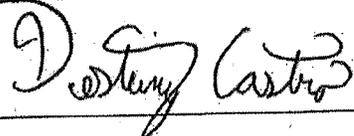
Are the corrective actions applicable to other departments within the County?

- Yes, the corrective actions potentially have County-wide applicability.  
 No, the corrective actions are applicable only to this department.

Name: (Risk Management Inspector General)

Destiny Castro

Signature:



Date:

6/16/2014

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Trinidad Macias v. County of Los Angeles, et al.
CASE NUMBER	VC040762
COURT	Los Angeles Superior Court, Norwalk
DATE FILED	August 28, 2003
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 500,000
ATTORNEY FOR PLAINTIFF	Vicki I. Sarmiento, Esq. Law Offices of Vicki I. Sarmiento
COUNTY COUNSEL ATTORNEY	Jonathan McCaverty
NATURE OF CASE	<p>This is a recommendation to settle for \$500,000, the lawsuit filed by Plaintiff Trinidad Macias against the County and three Sheriff's Deputies alleging federal civil rights violations and other State law causes of action arising out of his detention and arrest when a search warrant was served at his home in Pico Rivera on August 8, 2003.</p> <p>The Sheriff's Department contends that the search warrant was valid and that the search was conducted reasonably.</p> <p>Due to the risks and uncertainties of litigation, a full and final settlement of the case in the amount of \$500,000 is recommended.</p>

PAID ATTORNEY FEES, TO DATE \$ 754,221

PAID COSTS, TO DATE \$ 172,760

Case Name: Trinidad Macias v. County of Los Angeles, et al.



## Summary Corrective Action Plan

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Date of incident/event:	Wednesday, August 28, 2002; approximately 5:00 a.m.
Briefly provide a description of the incident/event:	<p><b><u>Trinidad Macias v. County of Los Angeles, et al.</u></b> Summary Corrective Action Plan No. 2014-005</p> <p>On Wednesday, August 28, 2002, approximately 5:00 a.m., members of the Los Angeles County Sheriff's Department's Safe Streets Bureau executed a search warrant and an arrest warrant at the plaintiff's residence. The execution of this search warrant was part of a larger, multi-location operation. This location was believed to be the residence of a gang member connected to a larger network of gang members who were suspected of committing several felony crimes including assaults, thefts, and a shooting.</p> <p>Members of the Los Angeles County Sheriff's Department detained the plaintiff (owner of the residence) outside for a short period of time (approximately 4-5 minutes) while the house was cleared for safety. The plaintiff was then escorted back inside his home where he was allowed to sit while team deputy sheriffs searched the residence. He was never handcuffed nor restrained in any manner.</p> <p>The plaintiff alleged he was forcefully removed from his residence and detained outside clad only in an undershirt. He also claimed the deputies made him stand outside for an extended period of time.</p> <p>While the suspect in the original arrest warrant was not present, items of evidentiary value were found.</p>

1. Briefly describe the root cause(s) of the claim/lawsuit:

The root cause in this incident is the plaintiff's allegation that physical force was used and he was detained for an unreasonable amount of time while members of the Los Angeles County Sheriff's Department served a search warrant at his residence.

This section intentionally left blank.

County of Los Angeles  
Summary Corrective Action Plan

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2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

The Los Angeles County Sheriff's Department had relevant policies and procedures/protocols in effect at the time of the incident.

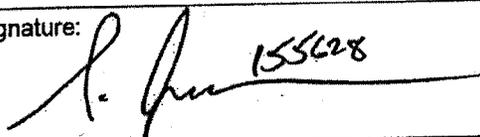
The Los Angeles County Sheriff's Department's training curriculum addresses the circumstances which occurred in the incident.

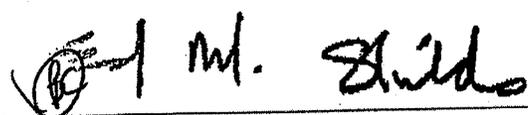
No employee misconduct is suspected and no systemic issues were identified. Consequently, no employee-related administrative action was taken, and no other corrective action measures are recommended or contemplated.

3. Are the corrective actions addressing department-wide system issues?

- Yes – The corrective actions address department-wide system issues.  
 No – The corrective actions are only applicable to the affected parties.

Los Angeles County Sheriff's Department

Name: (Risk Management Coordinator) Scott E. Johnson, Acting Captain Risk Management Bureau	
Signature:  155628	Date: 6-24-14

Name: (Department Head) Earl M. Shields, Chief Professional Standards Division	
Signature: 	Date: 06/24/14

This section intentionally left blank.

<b>Chief Executive Office Risk Management Inspector General USE ONLY</b>	
Are the corrective actions applicable to other departments within the County?	
<input type="checkbox"/> Yes, the corrective actions potentially have County-wide applicability.	
<input checked="" type="checkbox"/> No, the corrective actions are applicable only to this department.	
Name: (Risk Management Inspector General)	
Destiny Castro	
Signature:	Date:
Destiny Castro	6/24/2014

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Claim of Cameron D. Smith and Maria B. Gayotto
CASE NUMBER	N/A
COURT	N/A
DATE FILED	October 18, 2013
COUNTY DEPARTMENT	Public Works
PROPOSED SETTLEMENT AMOUNT	\$ 70,459.44
ATTORNEY FOR PLAINTIFF	N/A
COUNTY COUNSEL ATTORNEY	Liliana Campos
NATURE OF CASE	This claim arises from a blocked County main sewer line that caused a sewage backflow into Claimants' home and damaged the structure and personal property. Due to the risks and uncertainties of litigation, a full settlement of the claim is warranted.
PAID ATTORNEY FEES, TO DATE	\$ 0
PAID COSTS, TO DATE	\$ 0

Cameron Smith



## Summary Corrective Action Plan

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Date of incident/event:	Cameron Smith  September 14, 2013
Briefly provide a description of the incident/event:	<p>A sewage backup occurred at 1265 East Mendocino Street in the unincorporated Altadena area. The effluent overflowed into the bathroom of the residence and caused damage to the interior fixtures and personal property of the claimant. The backup also caused sewage to overflow into the claimant's yard, which damaged the landscaping.</p> <p>On the day of the incident, Sewer Maintenance Division (SMD) received a service request concerning a sewage overflow at the claimant's residence. An SMD crew responded to the location that same day and observed two private plumbing companies, Emergency Restoration Service and Rescue Rooter, pumping wastewater from a cleanout at the affected property into Manhole No. 152 of Sewer Maintenance District Map No. E-1961. The SMD crew proceeded to hydro clean the sewer main line between Manhole Nos. 152 and 208, and broke down the stoppage. The sewer main line was left flowing normally.</p> <p>Remediation under the Rapid Response Program was initiated at that time. Carl Warren &amp; Company contacted ATI to provide clean up services.</p>

1. Briefly describe the root cause(s) of the claim/lawsuit:

According to SMD, the sewer backup is suspected to have been caused by heavy tree roots in the sewer main line. The sewer main line was last inspected on August 6, 2013, as part of the Preventive Maintenance Program. At that time, sewer flow conditions were observed to be normal.

County of Los Angeles  
Summary Corrective Action Plan

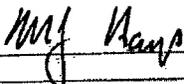
2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

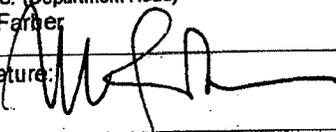
To prevent a reoccurrence of a flood out, the sewer main line was placed on an 18-month foaming periodic, and will remain on this schedule until it is no longer necessary as determined by maintenance personnel. The sewer main line will also continue to be inspected semi-annually as part of the Preventive Maintenance Program.

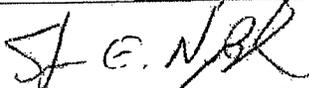
A written notice was also given to the property owner to inform him that a backflow valve should be installed and maintained as part of a code compliant plumbing system.

3. Are the corrective actions addressing Department-wide system issues?

- Yes - The corrective actions address Department-wide system issues.  
 No - The corrective actions are only applicable to the affected parties.

Name: (Risk Management Coordinator) Michael J. Hays	
Signature: 	Date: 7/10/14

Name: (Department Head) Gail Farmer	
Signature: 	Date: 7/10/14

<b>Chief Executive Office Risk Management Inspector General USE ONLY</b>	
Are the corrective actions applicable to other departments within the County?	
<input type="checkbox"/> Yes, the corrective actions potentially have County-wide applicability.	
<input checked="" type="checkbox"/> No, the corrective actions are applicable only to this department.	
Name: (Risk Management Inspector General) Steven E. Nyblom	
Signature: 	Date: 7-10-14

RB:psr  
P4:SMITH SCAP 1 (REV)

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Shawn Randolph v. County of Los Angeles, et al. & Subrogation claim of State Farm Insurance
CASE NUMBER	YC069431
COURT	Torrance Superior Court
DATE FILED	December 11, 2012 & February 11, 2013, respectively
COUNTY DEPARTMENT	Public Works
PROPOSED SETTLEMENT AMOUNT	\$ 203,482.19 & 10,000.00, respectively
ATTORNEY FOR PLAINTIFF	Olivia O. Bissell for Shawn Randolph and State Farm for itself
COUNTY COUNSEL ATTORNEY	Liliana Campos
NATURE OF CASE	This lawsuit arises from a blocked County main sewer line that caused a sewage backflow into plaintiff's home and damaged the structure and personal property. Due to the risks and uncertainties of litigation, a full settlement of the lawsuit is warranted.
PAID ATTORNEY FEES, TO DATE	\$ 0
PAID COSTS, TO DATE	\$ 0

Case Name: Randolph, Shawn



## Summary Corrective Action Plan

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Date of incident/event:	December 8, 2012
Briefly provide a description of the incident/event:	<p>On December 8, 2012, a sewage backup occurred at 404 Via Alcance in the City of Palos Verdes Estates. The effluent overflowed into various rooms of the residence and caused damage to the interior and the homeowner's personal property. It is alleged that the overflow was caused by a tree-root blockage in the sewer mainline.</p> <p>Sewer Maintenance Division (SMD) responded to a service request concerning a sewage flood out at the homeowner's residence. The SMD crew proceeded to rod the sewer mainline between Manhole Nos. 6 and 7 to break down a root blockage.</p> <p>The homeowner declined the Rapid Response Program offered by Carl Warren and Company.</p>

1. Briefly describe the root cause(s) of the claim/lawsuit:

The property damage was caused by a sewer mainline blockage in conjunction with the homeowner's failure to install and maintain a backwater valve, which would be required under current Building and Plumbing Codes. It appears that the absence or failure of the backwater valve allowed sewage from the blocked sewer mainline to flow into the residence.

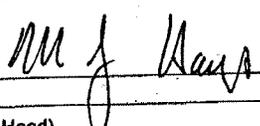
2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

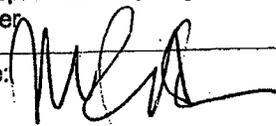
As a condition of settlement, the homeowner has agreed to install a code compliant backwater valve.

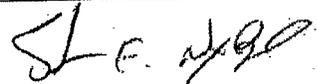
As a precautionary measure, the sewer mainline was also placed on an enhanced maintenance and cleaning schedule to prevent future blockages and will remain on this schedule until it is no longer deemed necessary by maintenance personnel. The sewer manholes will also continue to be inspected semi-annually as part of SMD's Preventative Maintenance Program.

County of Los Angeles  
Summary Corrective Action Plan

3. Are the corrective actions addressing department-wide system issues?
- Yes – The corrective actions address department-wide system issues.
  - No – The corrective actions are only applicable to the affected parties.

Name: (Risk Management Coordinator) Michael J. Hays	
Signature: 	Date: 7/10/14

Name: (Department Head) Gail Farber	
Signature: 	Date: 7/10/14

<b>Chief Executive Office Risk Management Inspector General USE ONLY</b>	
Are the corrective actions applicable to other departments within the County?	
<input type="checkbox"/> Yes, the corrective actions potentially have County-wide applicability.	
<input checked="" type="checkbox"/> No, the corrective actions are applicable only to this department.	
Name: (Risk Management Inspector General) Steven E. Nyblom	
Signature: 	Date: 7-10-14

MM:psr  
P4:RANDOLPH SCAP (3) REV

Case Name: Shawn Randolph



## Corrective Action Plan

### 1. General Information

Department:	Public Works
Date CAP document prepared:	August 1, 2013
Name of departmental contact person:	Massood Eftekhari
• Title:	Deputy Director
• Phone number:	(626) 458-4016
• E-mail Address:	MEFTEKHARI@dpw.lacounty.gov

### 2. Incident/Event Specific Information

Date of incident/event:	December 8, 2012
Location of incident/event:	404 Via Alcance, Palos Verdes Estates
Event contact person:	Robert Swartz
• Phone Number:	(626) 300-3367
• E-mail Address:	RSWARTZ@dpw.lacounty.gov
Claim adjuster: <small>(Third Party Administrator or County Counsel)</small>	Brett Barnes
• Phone number:	(818) 247-2206 ext. 6761
If claim is in litigation, please complete the following:	
County Counsel Attorney:	Brian Chu
• Phone number:	(714) 448-9567

**3. Incident/Event Description:**

Nature of incident/event:	Sewer backup
Provide a brief description of the incident/event:	On December 8, 2012, a sewage backup occurred at 404 Via Alcance in the City of Palos Verdes Estates. The effluent overflowed into various rooms of the residence and caused damage to the interior and homeowner's personal property. Homeowner alleges that the overflow was caused by a tree-root blockage in the sewer mainline and the County's negligence in performing maintenance.

- Included a copy of the supervisor's first report of incident (or related accident, event or incident investigation documentation).

#### 4. Corrective Action Plan Problem Statement

Provide a written narrative of the incident/event problem statement:

Sewer Maintenance Division (SMD) received a service request concerning a sewage floodout at the subject residence. The responding SMD crew proceeded to rod the mainline between Manhole Nos. 6 and 7 to break down a root blockage.

The homeowner declined Carl Warren and Company offer to remediate the property damage under the Rapid Response Program and hired her own clean-up company.

The sewer manholes along Via Alcance had last been inspected on August 22, 2012, as part of our Preventative Maintenance Program.

#### 5. Root Cause Analysis

Root Cause Analysis tool used:	The property damage was caused by a sewer mainline blockage and the homeowner's failure to install and maintain a backwater valve, which would be required under current Building and Plumbing Codes.
Root Cause Analysis source material(s) used:	The sewer mainline blockage in conjunction with the absence or failure of the backwater valve allowed sewage to enter the plumbing system and cause the water damage to the residence.

- Included a copy of the Root Cause Analysis tool utilized (or related Root Cause analysis documentation).

Identify as many root causes as necessary. Select the root cause type that best describes the nature of the root cause description. You will reference each root cause by its letter when writing the Corrective Action Steps.

<b>Root Cause A</b>	
Root Cause Type:	<i>Only select one:</i> <input checked="" type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	The sewer mainline blockage caused by tree roots in conjunction with the absence or failure of a backwater valve allowed sewage from the blocked mainline to flow into the residence located at 404 Via Alcance.

<b>Root Cause B</b>	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

Root Cause C	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

Root Cause D	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

<b>Root Cause E</b>	
<b>Root Cause Type:</b>	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
<b>Describe Root Cause:</b>	

\*If additional root causes are needed; cut and paste the above fields, as needed. If necessary, delete unused root cause fields.

**6. Corrective Action Plan Steps**

For each Corrective Action Plan step, please reference, by letter, the Root Cause(s) this Corrective Action Plan step is addressing.

Associated Root Cause reference letter(s):	A
Task number:	1
Task name:	Plumbing repair/modification/Enhanced Scheduled Maintenance and Cleaning
Scheduled start date:	Scheduled by the homeowner/December 8, 2012
Scheduled completion date:	Scheduled by the homeowner/Until no longer deemed necessary by maintenance personnel
Responsible person:	Shawn Randolph/Robert Swartz
Task description:	<p>As a condition of settlement, the homeowner has agreed to install a code compliant backwater valve on his sewer lateral.</p> <p>In addition, this segment of the mainline along Via Alcance was placed on a 90-day hydro-root saw and 18-month root foaming schedule to prevent future root blockages. This enhanced maintenance schedule will continue as long as deemed necessary by maintenance personnel. The manholes along this segment of mainline will continue to be inspected on a semiannual inspection program.</p>

Associated Root Cause reference letter(s):	
Task number:	
Task name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Task description:	

Associated Root Cause reference letter(s):	
Task number:	
Task name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Task description:	

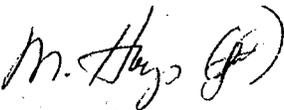
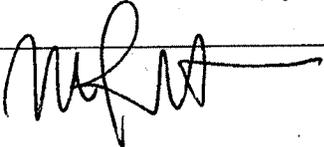
Associated Root Cause reference letter(s):	
Task number:	
Task name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Task description:	

Associated Root Cause reference letter(s):	
Task number:	
Task name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Task description:	

\*If additional task sheets are needed; cut and paste the above table, as needed. If necessary, delete unused Corrective Action Plan Step tables.

**7. Review and Authorization**

The department has reviewed the incident/event investigation, root cause analysis documentation, Corrective Action Plan, and has taken all appropriate corrective actions required.

Review and authorization steps	Signature	Date
Document reviewed by Department Risk Management Coordinator:		7/10/14
Document reviewed by Department head or designee.		7/10/14

MH:psr  
 P4:RANDOLPH CAP2

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Non-litigated claim of Craig and Sandy Uyesugi
CASE NUMBER	N/A
COURT	N/A
DATE FILED	November 7, 2012
COUNTY DEPARTMENT	Public Works
PROPOSED SETTLEMENT AMOUNT	\$ 300,000.00
ATTORNEY FOR PLAINTIFF	Sassoon Sales
COUNTY COUNSEL ATTORNEY	Jessie Lee
NATURE OF CASE	This non-litigated claim arises from a blocked County main sewer line that caused a sewage backflow into claimants' home and damaged the structure and personal property. Due to the risks and uncertainties of litigation, a full settlement of the claim is warranted.
PAID ATTORNEY FEES, TO DATE	\$ 0
PAID COSTS, TO DATE	\$ 0

Uyesugi , Craig



## Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

Date of incident/event:	November 6, 2012
Briefly provide a description of the incident/event:	<p>On November 6, 2012, a sewage backup occurred at 4731 Rockbluff Drive in the unincorporated area of Rolling Hills Estates. The effluent overflowed into various rooms of the residence and caused damage to the interior and the homeowner's personal property. It is alleged that the overflow was caused by a tree-root blockage in the sewer mainline.</p> <p>Sewer Maintenance Division (SMD) responded to a service request concerning a sewage flood out at the residence. The SMD crew proceeded to rod the sewer mainline between Manhole Nos. 267 and 268 to break down a root blockage.</p> <p>Carl Warren &amp; Company was contacted to initiate remediation under the Rapid Response Program.</p>

1. Briefly describe the root cause(s) of the claim/lawsuit:

The property damage was caused by a sewer mainline root blockage in conjunction with the homeowner's failure to install and maintain a backwater valve, which would be required under the current Building and Plumbing Codes. It appears that the absence or failure of the backwater valve allowed sewage from the blocked sewer mainline to flow into the residence.

2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

As a condition of settlement, the homeowner has agreed to install a code compliant backwater valve.

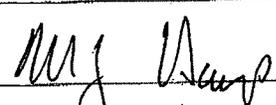
As a precautionary measure, the sewer mainline was also placed on a 90-day cleaning and 18-month root foaming schedule to prevent future blockages and will remain on this schedule until it is no longer necessary as determined by maintenance personnel. The sewer manholes will also continue to be inspected semi-annually as part of SMD's Preventive Maintenance Program.

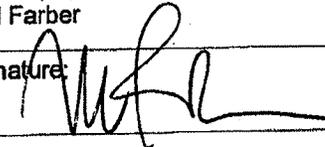
County of Los Angeles  
Summary Corrective Action Plan

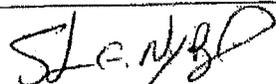
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3. Are the corrective actions addressing department-wide system issues?

- Yes - The corrective actions address department-wide system issues.  
 No - The corrective actions are only applicable to the affected parties.

Name: (Risk Management Coordinator) Michael J. Hays	
Signature: 	Date: 7/10/14

Name: (Department Head) Gail Farber	
Signature: 	Date: 7/10/14

<b>Chief Executive Office Risk Management Inspector General USE ONLY</b>	
Are the corrective actions applicable to other departments within the County?	
<input type="checkbox"/> Yes, the corrective actions potentially have County-wide applicability.	
<input checked="" type="checkbox"/> No, the corrective actions are applicable only to this department.	
Name: (Risk Management Inspector General) Steven E. Nyblom	
Signature: 	Date: 7-10-14

MM:psr  
P4:UYESUGI SCAP (2) REV

Uyesugi, Craig



## Corrective Action Plan

### 1. General Information

Department:	Department of Public Works
Date CAP document prepared:	August 1, 2013
Name of departmental contact person:	Massood Eftekhari
• Title:	Deputy Director
• Phone number:	(626) 458-4016
• E-mail Address:	MEFTEKHARI@dpw.lacounty.gov

### 2. Incident/Event Specific Information

Date of incident/event:	November 6, 2012
Location of incident/event:	4731 Rockbluff Drive
Event contact person:	Robert Swartz
• Phone Number:	(626) 300-3367
• E-mail Address:	RSWARTZ@dpw.lacounty.gov
Claim adjuster: <small>(Third Party Administrator or County Counsel)</small>	Brett Barnes
• Phone number:	(818) 247-2206 Extension 6761
<b>If claim is in litigation, please complete the following:</b>	
County Counsel Attorney:	Brian Chu
• Phone number:	(714) 448-9567

**3. Incident/Event Description:**

Nature of incident/event:	Sewer backup and flooding
Provide a brief description of the incident/event:	On November 6, 2012, a sewage backup occurred at 4731 Rockbluff Drive in the unincorporated area of Rolling Hills Estates. The effluent overflowed into various rooms of the residence and caused damage to the interior and homeowner's personal property. The homeowner alleges that the overflow was caused by a tree-root blockage in the sewer mainline.

- Included a copy of the supervisor's first report of incident (or related accident, event or incident investigation documentation).

**4. Corrective Action Plan Problem Statement**

Provide a written narrative of the incident/event problem statement:

<p>Sewer Maintenance Division (SMD) received a service request concerning a sewage floodout at the subject residence. The responding SMD crew proceeded to clean the mainline between Manhole Nos. 267 and 268 to break down a root blockage.</p> <p>The homeowner authorized Carl Warren &amp; Company to remediate the property damage under the Rapid Response Program. Carl Warren &amp; Company contacted ServPro of Fullerton to perform the cleanup services.</p> <p>The sewer manholes along Rockbluff Drive had been inspected on June 28, 2012, as part of the Department's Preventative Maintenance Program. The inspection had determined that sewer flow conditions along Rockbluff Drive were normal.</p>
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**5. Root Cause Analysis**

Root Cause Analysis tool used:	The property damage was caused by a sewer mainline root blockage and the homeowner's failure to install and maintain a backwater valve, which would be required under current Building and Plumbing Codes.
Root Cause Analysis source material(s) used:	The mainline sewer blockage in conjunction with the absence or failure of the backwater valve allowed sewage to flow through the plumbing system into the residence.

- Included a copy of the Root Cause Analysis tool utilized (or related Root Cause analysis documentation).

Identify as many root causes as necessary. Select the root cause type that best describes the nature of the root cause description. You will reference each root cause by its letter when writing the Corrective Action Steps.

<b>Root Cause A</b>	
Root Cause Type:	<i>Only select one:</i> <input checked="" type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	The sewer mainline blockage in conjunction with the absence or failure of the backwater valve allowed sewage to flow into the residence located at 4731 Rockbluff Drive, Rolling Hills Estates

<b>Root Cause B</b>	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

<b>Root Cause C</b>	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

<b>Root Cause D</b>	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

<b>Root Cause E</b>	
Root Cause Type:	<i>Only select one:</i> <input type="checkbox"/> Process/System <input type="checkbox"/> Personnel <input type="checkbox"/> Equipment <input type="checkbox"/> Property
Describe Root Cause:	

\*If additional root causes are needed; cut and paste the above fields, as needed. If necessary, delete unused root cause fields.

**6. Corrective Action Plan Steps**

For each Corrective Action Plan step, please reference, by letter, the Root Cause(s) this Corrective Action Plan step is addressing.

Associated Root Cause reference letter(s):	A
Step number:	1
Step name:	Plumbing repair/modification/Enhanced Schedule Maintenance and Cleaning
Scheduled start date:	Scheduled by the homeowner/May 3, 2013
Scheduled completion date:	Scheduled by the homeowner/Until it is no longer deemed necessary by maintenance personnel
Responsible person:	Craig Uyesugi/Robert Swartz

Step description:	As a condition of settlement, the homeowner has agreed to install a code compliant backwater valve on his sewer lateral. In addition, the segment of the sewer mainline along Rockbluff Drive was placed on a 90-day cleaning and 18-month root foaming schedule to prevent future root blockages. This enhanced maintenance schedule shall continue as long as deemed necessary by maintenance personnel. The manholes along this segment of the sewer mainline will continue to be inspected on a semiannual inspection program.
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Associated Root Cause reference letter(s):	B
Step number:	1
Step name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Step description:	

Associated Root Cause reference letter(s):	
Step number:	
Step name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Step description:	

County of Los Angeles  
 Corrective Action Plan

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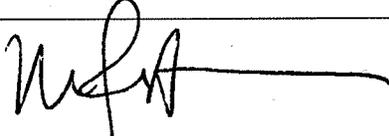
Associated Root Cause reference letter(s):	
Step number:	
Step name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Step description:	

Associated Root Cause reference letter(s):	
Step number:	
Step name:	
Scheduled start date:	
Scheduled completion date:	
Responsible person:	
Step description:	

\*If additional Step sheets are needed; cut and paste the above table, as needed. If necessary, delete unused Corrective Action Plan Step tables.

**7. Review and Authorization**

The department has reviewed the incident/event investigation, root cause analysis documentation, Corrective Action Plan, and has taken all appropriate corrective actions required.

Review and authorization steps	Signature	Date
Document reviewed by Department Risk Management Coordinator:		7/10/14
Document reviewed by Department head or designee.		7/10/14

RB:psr  
P4:UYESUGI CAP2

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Isaiah Martin Tate v. County of Los Angeles, et al.
CASE NUMBER	BC 471127
COURT	Los Angeles Superior Court
DATE FILED	October 7, 2011
COUNTY DEPARTMENT	Probation Department
PROPOSED SETTLEMENT AMOUNT	\$ 99,999
ATTORNEY FOR PLAINTIFF	Gary S. Casselman, Esq.
COUNTY COUNSEL ATTORNEY	Millicent L. Rolon
NATURE OF CASE	<p>Plaintiff Isaiah Tate alleges his civil rights were violated when he was overdetailed by the Los Angeles County Probation Department.</p> <p>The County contends that the actions of the involved employees were reasonable under the circumstances.</p> <p>Due to the risks and uncertainties of the litigation, a reasonable settlement at this time will avoid further litigation costs. Therefore, a full and final settlement of the case in the amount of \$99,999 is recommended.</p>
PAID ATTORNEY FEES, TO DATE	\$ 111,348
PAID COSTS, TO DATE	\$ 5,879

Case Name: Isalah Tate v. COLA



## Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

Date of Incident/event:	September 30, 2010
Briefly provide a description of the incident/event:	Plaintiff was detained at Central Juvenile Hall. At the time of intake, in July 2010, he was identified as a Regional Center Client and was designated in the Probation Case Management System as "DEVDIS"—or "Developmentally Disabled." On September 30, 2010, while waiting outside of his housing unit for the movement to school, Plaintiff "disrespected" another ward and was punched in the face. Only one punch was thrown during the altercation but Plaintiff suffered a broken jaw, which required his jaw to be wired as part of his medical treatment. Although the Court had ordered Plaintiff released to the care of the Regional Center on October 28, 2010, Plaintiff remained in custody until December 14, 2010 because Regional Center would not accept custody of Plaintiff until the wires were removed from his jaw. In October 2011, plaintiff filed a lawsuit. Among other things, Plaintiff contended that the Probation Department failed to protect him in light of his known developmental disabilities and that the Probation Department's failure to release him pursuant to the Court's Order of October 28, 2010 resulted in an overdetention of seven weeks.

1. Briefly describe the root cause(s) of the claim/lawsuit:

There are two primary root causes that will (or have been) addressed in connection with this lawsuit:

- The need to appropriately identify and respond to Plaintiff's status as a developmentally disabled minor.
- There should have been a mechanism in place to explicitly advise the Court of the Probation Department's inability to comply with its Order of October 28, 2010.

2. Briefly describe recommended corrective actions:  
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

### ROOT-CAUSE Recommended Corrective Action:

Task #1 Name: Complete Overhaul of the Department's Policies for Identifying

**and Managing the Care of Developmentally Disabled Minors who are Admitted to Juvenile Hall**

System Issue:  Process/Procedure/Personnel

Responsible Person: Bureau Chief Sharon Harada

Task Description: The Probation Department's policies on developmentally disabled minors as of the date of the incident giving rise to the lawsuit focused primarily on the process for referring minors to the Regional Center for services. Between 2010 and the present, the Department has engaged in a complete overhaul of its policies for identifying and managing the care of developmentally delayed minors who are admitted to Juvenile Hall, including those minors who are *suspected* of having developmental disabilities. Some key components of the new policies include: detailed screening procedures designed to identify developmental disabilities and/or suspected disabilities at intake and throughout the detention timeframe; the designation of staff focused on monitoring the services provided to developmentally disabled minors; Juvenile Hall housing and services for this identified population; provisions for providing specialized training for *all* staff who interact with minors; and processes for enlisting the assistance of minor's counsel and other professionals in order to ensure that the minor receives all necessary services. In addition, Directive 1349 emphasizes the fact that even if a developmental disability is not identified at intake, it can be identified and/or suspected at any time while the minor is in custody. Directive 1349 is therefore triggered at *any time* in the detention timeframe that developmental disabilities are known *or suspected* to exist. Copies of Directives 1242 (Juvenile Hall), 1284 (Probation), 1300 (Juvenile Hall) and 1349 (Juvenile Hall) are attached.

Task #2 Name: **Implementation of a Directive regarding Notification to the Court of the Inability to Comply with a Court Order**

System Issue:  Process/Procedure/Personnel

Responsible Person: Bureau Chief Sharon Harada

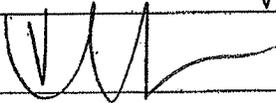
Task Description: The Department recognizes that even though the Minor returned to Court several times after the Court made its October 28, 2010 releasing Minor to the care of Regional Center, there was no specific policy in place for explicitly advising the Court that the Department was unable to comply with the Order because Regional Center would not take custody of the Minor until the wires were removed from his jaw. Accordingly, the Department will implement a Directive setting forth the notification procedures that must take place when the Court issues a placement and/or release Order with which the Department is unable to

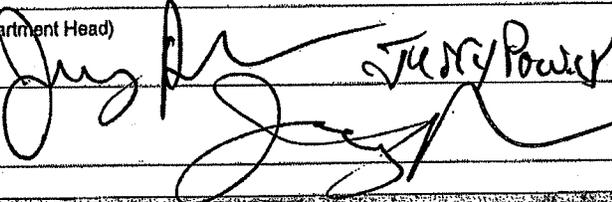
County of Los Angeles  
Summary Corrective Action Plan

comply. The Directive will set forth *how* the information is to be relayed to the Court, as well as a specific timeframe for doing so.

3. Are the corrective actions addressing department-wide system issues?

- Yes – The corrective actions address department-wide system issues.  
 No – The corrective actions are only applicable to the affected parties.

Name: (Risk Management Coordinator) Veronica Pawlowski	
Signature: 	Date: 6-9-14

Name: (Department Head) Terry Power	
Signature: 	Date:

Chief Executive Office Risk Management Inspector General (USE ONLY)

Are the corrective actions applicable to other departments within the County?

Yes, the corrective actions potentially have County-wide applicability.

No, the corrective actions are applicable only to this department.

Name: (Risk Management Inspector General) Destiny Castro	
Signature: 	Date: 6/9/2014

**COUNTY OF LOS ANGELES CLAIMS BOARD**  
**MINUTES OF REGULAR MEETING**  
**June 16, 2014**

**1. Call to Order.**

This meeting of the County of Los Angeles Claims Board was called to order at 9:30 a.m. The meeting was held in the Executive Conference Room, 648 Kenneth Hahn Hall of Administration, Los Angeles, California.

Claims Board Members present at the meeting were: John Naimo, Steve Robles, and Patrick Wu.

Other persons in attendance at the meeting were: Office of the County Counsel: Joseph Langton, Edwin Lewis and Jonathan McCaverty; Sheriff's Department: Lt. Patrick Hunter and Sgt. Albert Schauburger.

**2. Opportunity for members of the public to address the Claims Board on items of interest within the subject matter jurisdiction of the Claims Board.**

No members of the public addressed the Claims Board.

**3. Closed Session – Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Government Code Section 54956.9).**

At 9:36 a.m., the Chairperson adjourned the meeting into Closed Session to discuss the item listed as 4(a) through 4(c) below.

**4. Report of actions taken in Closed Session.**

At 10:25 a.m., the Claims Board reconvened in open session and reported the actions taken in Closed Session as follows:

**a. John O'Brien v. County of Los Angeles, et al.  
Los Angeles Superior Court Case No. BC 512 788**

This lawsuit concerns allegations of false arrest, false imprisonment, and civil rights violations against Sheriff's Deputies.

**Action Taken:**

The Claims Board approved settlement of this matter in the amount of \$40,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Patrick Wu

b. **Frank Palmer v. County of Los Angeles, et al.**  
**Los Angeles Superior Court Case No. BC 449 241**

This lawsuit concerns allegations of the use of excessive force by Sheriff's Deputies on an inmate while in the custody of the Sheriff's Department.

Action Taken:

The Claims Board approved settlement of this matter in the amount of \$60,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Patrick Wu

c. **Kristy Beets, et al. v. County of Los Angeles, et al.**  
**Pomona Superior Court Case No. KC 057 667**

This wrongful death lawsuit concerns allegations of negligence by a Sheriff's Deputy arising from a shooting.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$437,500.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Patrick Wu

5. **Approval of the minutes of the June 2, 2014, meeting of the Claims Board.**

Action Taken:

The Claims Board approved the minutes.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Patrick Wu

6. **Items not on the posted agenda, to be referred to staff or placed on the agenda for action at a further meeting of the Board, or matters requiring immediate action because of emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.**

No such matters were discussed.

**7. Adjournment.**

The meeting was adjourned at 10:30 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By Carol J. Slosson  
Carol J. Slosson