STATEMENT OF PROCEEDINGS

FOR THE REGULAR MEETING OF THE LOS ANGELES COUNTY CLAIMS BOARD

HELD IN ROOM 648 OF THE KENNETH HAHN HALL OF ADMINISTRATION,

500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012

ON MONDAY, NOVEMBER 7, 2016, AT 9:30 A.M.

Present: Chair John Naimo, Steve Robles, and Roger Granbo

1. **Call to Order.**

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).**

   a. **Bank of America v. County of Los Angeles**
   Los Angeles Superior Court Case No. VC 065 289
   (related case BC 470 708)

   This lawsuit alleges that the Register Recorder/County Clerk failed to correctly index an abstract of judgment, which resulted in a faulty preliminary title search and subsequent failure to disburse excess funds to Plaintiff as lienholder.

   Action Taken:

   The Claims Board approved the settlement of this matter in the amount of $45,000.

   Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

   See Supporting Document

   b. **Mayra Cabrales, et al. v. Anthony Lewis, et al.**
   Los Angeles Superior Court Case No. BC 548 044

   This lawsuit arises from alleged injuries sustained in a vehicle accident involving an employee of the Fire Department.

   Action Taken:

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

   Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

   See Supporting Document

c. **Francisco Lopez, an incapacitated person by and through his Guardian Ad Litem, Norma Lopez v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 564 589

This medical negligence lawsuit arises from the treatment received by a patient while hospitalized at LAC+USC Medical Center.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $600,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

See Supporting Document

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

The Claims Board reconvened in open session and reported the actions taken in Closed Session as indicated under Agenda Item No. 3 above.

5. **Approval of the minutes of the October 17, 2016, regular meeting of the Claims Board.**

Action Taken:

The Claims Board approved the minutes.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

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.**

No such matters were discussed.

7. **Adjournment.**

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME		Bank of America v. County of Los Angeles
CASE NUMBER		VC065289/BC470708(related)
COURT		Los Angeles Superior Court
DATE FILED		January 21, 2016
COUNTY DEPARTMENT		Registrar-Recorder/County Clerk
PROPOSED SETTLEMENT AMOUNT	$	45,000
ATTORNEY FOR PLAINTIFF		William Sexton
COUNTY COUNSEL ATTORNEY		Laura T. Carinena Deputy County Counsel
NATURE OF CASE		Plaintiff Bank of America alleges that in January of 2014, Registrar Recorder/County Clerk negligently indexed its recorded judgment lien under the name of "California Ramirez" rather than "Carolina Ramirez". As a result, Plaintiff claims that a third-party title company, Chicago Title, failed to discover the lien and therefore it was not paid out when the Judgment Debtor sold her home in July 2015. Plaintiff sued under Government Code ("GC") section 27203, which makes the Registrar Recorder/County Clerk liable for negligently recording or indexing documents.
PAID ATTORNEY FEES, TO DATE	$	119,393
PAID COSTS, TO DATE	$	3,447

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME		Mayra Cabrales, et al. v. Anthony Lewis, et al.
CASE NUMBER		BC548044
COURT		Los Angeles Superior Court
DATE FILED		June 6, 2014
COUNTY DEPARTMENT		Fire Department
PROPOSED SETTLEMENT AMOUNT	$	40,000
ATTORNEY FOR PLAINTIFF		Kenneth L. Snyder Law Offices of Kenneth L. Snyder
COUNTY COUNSEL ATTORNEY		Richard K. Kudo Principal Deputy County Counsel
NATURE OF CASE		This lawsuit arises from a vehicle collision that occurred on May 28, 2013, on State Route 118 where it meets Interstate 405 in Granada Hills, when a vehicle driven by a Fire Department employee, Anthony Lewis, collided with a vehicle driven by Mayra Cabrales. Her boyfriend, Ricardo Quinteros, and their infant daughter, Melody Quinteros, were also in her vehicle. Plaintiffs claim to have sustained injuries as a result of the accident. Due to the risks and uncertainties of litigation, a full and final settlement of the case is warranted.
PAID ATTORNEY FEES, TO DATE	$	58,357
PAID COSTS, TO DATE	$	16,690

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME		Francisco Lopez v. County of Los Angeles
CASE NUMBER		BC 564589
COURT		Los Angeles County Superior Court
DATE FILED		November 21, 2014
COUNTY DEPARTMENT		Department of Health Services
PROPOSED SETTLEMENT AMOUNT	$	600,000
ATTORNEY FOR PLAINTIFF		Alexander Rosenberg, Esq.
COUNTY COUNSEL ATTORNEY		Narbeh Bagdasarian Principal Deputy County Counsel
NATURE OF CASE		On December 5, 2013, Francisco Lopez was admitted to LAC+USC Medical Center ("LAC+USC"). He was evaluated and treated for several days. On December 25, 2013, Mr. Lopez suffered respiratory complications and became comatose. Mr. Lopez brought a medical malpractice action against the County of Los Angeles alleging that the LAC+USC staff were negligent in providing care to him thereby contributing to his respiratory distress and the subsequent coma.
PAID ATTORNEY FEES, TO DATE	$	101,940
PAID COSTS, TO DATE	$	51,940

COUNTY OF LOS ANGELES CLAIMS BOARD

MINUTES OF REGULAR MEETING

OCTOBER 17, 2016

1. Call to Order.

This meeting of the County of Los Angeles Claims Board was called to order at 9:31 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: Chair John Naimo, Steve Robles, and Roger Granbo.

Other persons in attendance at the meeting were: Office of the County Counsel: Richard Kudo, Millicent Rolon, Lauren Black, Armita Radjabian, Julie Ting, and Kent Sommer; Department of Public Works: Steve Hennessee; Fire Department: Michael Kranther and Monica Paraja Dominguez; Sheriff's Department: Susanne Burakowski, John Stedman, Comm. Henry Romero, April Carter, Kevin Pearcy, and Dominic Dannan; Probation Department: Jacklin Injijian; Department of Children and Family Services: Karla Hernandez; Department of Mental Health: Susan Moser and David Cochran; and Outside Counsel: Diana Ratcliff and Calvin House.

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 9:37 a.m., the Chairperson adjourned the meeting into Closed Session to discuss the items listed as 4(a) through 4(i) below.

4. Report of actions taken in Closed Session.

At 11:09 a.m., the Claims Board reconvened in open session and reported the actions taken in Closed Session as follows:

a. <u>Luis Arenas, et al. v. County of Los Angeles, et al.</u>
Los Angeles Superior Court Case No. BC 575 115

This lawsuit arises from alleged injuries sustained in a vehicle accident involving an employee of the Department of Public Works.

<u>Action Taken</u>:

The Claims Board approved the settlement of this matter in the amount of $28,500.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

b. **Alfredo and Rose Gutierrez v. County of Los Angeles**
Los Angeles Superior Court Case No. BC 536 921

This dangerous condition lawsuit against the Department of Public works arises from alleged injuries sustained in a trip and fall accident on a displaced section of a sidewalk in the unincorporated area of the County.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $200,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

c. **Emma Markosyan, et al. v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 545 057

This lawsuit arises from alleged injuries and property damage caused when a Fire Department fire engine rear-ended Plaintiffs' vehicle.

Action Taken:

The Claims Board approved the settlement of this matter in the amount of $30,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

d. **Michael and Elizabeth Rieth v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. TC 026 933

This lawsuit arises from alleged injuries sustained in a motorcycle accident involving a Sheriff's Department patrol car driven by an on-duty Sheriff's Deputy.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $1,300,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

e. **Helen Jones, et al. v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 431 634

This lawsuit alleges negligence, wrongful death, and civil rights violations arising out of the death of an inmate while incarcerated at Men's Central Jail.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $2,000,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

f. **Avean Edwards v. County of Los Angeles, et al.**
United States District Court Case No. CV 15-02553

This lawsuit alleges federal civil rights violations, wrongful death, and infliction of emotional distress arising out of the death of an inmate while incarcerated at Twin Towers Correctional facility.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $1,250,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

g. **R.D.C., a minor by and through his Guardian Ad Litem, Maria Teresa Penaloza v. County of Los Angeles, et al.**
United States District Court Case No. CV 14-6014

This lawsuit concerns allegations of federal civil rights violations of a minor in the custody of the Probation Department arising from a physical assault by another minor.

Action Taken:

The Claims Board approved the settlement of this matter in the amount of $100,000.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

h. **Lisa Castillo, et al. v. County of Los Angeles, et al.**
United States District Court Case No. 2:14-CV-07702

This lawsuit concerns allegations of federal civil rights violations and unlawful detention of Plaintiff's two minor children by the Department of Children and Family Services.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $999,999.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

i. **<u>LaToya Boston v. County of Los Angeles, et al.</u>**
Los Angeles Superior Court Case No. BC 510 537

This lawsuit concerns allegations that a former employee of the Department of Mental Health was subjected to discrimination and harassment and the Department failed to prevent the alleged discrimination and harassment.

<u>Action Taken</u>:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $215,000.

Vote: Ayes: 2 – Steve Robles and Roger Granbo
No: 1 – John Naimo

5. **Approval of the minutes of the October 3, 2016, regular meeting of the Claims Board.**

<u>Action Taken</u>:

The Claims Board approved the minutes.

Vote: Ayes: 3 – John Naimo, Steve Robles, and Roger Granbo

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 11:10 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By _____
Sandra C. Ruiz