

STATEMENT OF PROCEEDINGS
FOR THE REGULAR MEETING OF THE LOS ANGELES
CONTRACT CITIES LIABILITY TRUST FUND CLAIMS BOARD
HELD IN THE CITY OF NORWALK, COMMUNITY MEETING CENTER
SPROUL ROOM, 13200 CLARKSDALE AVENUE, NORWALK, CALIFORNIA 90650
ON
WEDNESDAY, MAY 11, 2016, AT 11:00 AM

Members Present: Chair Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, and Mark Waronek

Members Absent: Sam Olivito

Alternates Present: Darrell George and Cheri Kelley

1. **Call to Order.**
2. **Opportunity for members of the public to address the Contract Cities Liability Trust Fund 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. Sarah DeLuca v. County of Los Angeles, et al.
United States District Court Case No. CV 15-0344

This lawsuit concerns allegations of excessive force and civil rights violations by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$50,000.

Vote: Ayes: 6 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, and Mark Waronek

Absent: Sam Olivito

See Supporting Document

- b. Ann Stephens v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. MC 025261

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$25,000.

Vote: Ayes: 6 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, and Mark Waronek

Absent: Sam Olivito

See Supporting Document

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

- a. Raymond Kovacic, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV 14-07765

This lawsuit concerns allegations of civil rights violations and excessive force by Sheriff's Deputies.

No reportable action taken.

5. Report of actions taken in Closed Session.

The Contract Cities Liability Trust Fund Claims Board reconvened in open session and reported the actions taken in closed session as indicated under Agenda Items No. 3 and No. 4 above.

6. Approval of the minutes of the April 13, 2016, meeting of the Contract Cities Liability Trust Fund Claims Board.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the minutes with the correction that Alternate Darrell George's last name was misspelled.

Vote: Ayes: 6 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, and Mark Waronek

Absent: Sam Olivito

See Supporting Document

7. **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.

8. **Other Business.**

None

9. **Adjournment.**

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Sarah DeLuca v. County of Los Angeles, et al.
CASE NUMBER	CV 15-0344
COURT	United States District Court
DATE FILED	January 16, 2015
COUNTY DEPARTMENT	Sheriff's Department Contract Cities Liability Trust Fund – West Hollywood
PROPOSED SETTLEMENT AMOUNT	\$ 50,000
ATTORNEY FOR PLAINTIFF	Richard A. Jones, Esquire Law Offices of Richard A. Jones
COUNTY COUNSEL ATTORNEY	Millicent L. Rolon Principal Deputy County Counsel
NATURE OF CASE	<p>This is a recommendation to settle for \$50,000 the lawsuit filed by Sarah DeLuca alleging federal civil rights violations, as well as State-law assault, battery, negligence, and unlawful arrest based on her brief detention by Sheriff's Deputies after they responded to an emergency call.</p> <p>The involved Deputies claim their actions were reasonable under the circumstances.</p> <p>Due to the risks and uncertainties of 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 \$50,000 is recommended.</p>
PAID ATTORNEY FEES, TO DATE	\$ 82,701
PAID COSTS, TO DATE	\$ 2,984

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Ann Stephens v. County of Los Angeles, et al.
CASE NUMBER	MC 025261
COURT	Los Angeles Superior Court
DATE FILED	February 24, 2015
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 25,000
ATTORNEY FOR PLAINTIFF	Robert Ryan, Esq. Kuzyk Law, LLP
COUNTY COUNSEL ATTORNEY	Adrian G. Gragas Principal Deputy County Counsel
NATURE OF CASE	<p>This lawsuit arose when a Deputy Sheriff made an unsafe u-turn resulting in Ms. Stephens colliding into the patrol car in the City of Palmdale. Ms. Stephens claims injuries as a result of the accident.</p> <p>Due to the risks and uncertainties of litigation, a full and final settlement of the case in the amount of \$25,000 is warranted.</p>
PAID ATTORNEY FEES, TO DATE	\$ 22,223
PAID COSTS, TO DATE	\$ 620

**COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY TRUST FUND
CLAIMS BOARD**

MINUTES OF MEETING

April 13, 2016

1. Call to Order

This meeting of the County of Los Angeles Contract Cities Liability Trust Fund Claims Board was called to order by Curtis Morris at 12:24 p.m. The meeting was held in the Community Meeting Center, Sproul Room, 13200 Clarkdale Avenue, Norwalk, CA 90650.

Present at the meeting were **Claims Board Members:** Curtis Morris, Chair, San Dimas, Region III; Mark Alexander, La Canada Flintridge, Region I; Michael Egan, Norwalk, Region III; Margaret Finlay, Duarte, Region I; Doug Prichard, Rolling Hills Estates, Region II; Mark Waronek, City of Lomita, Region II; Sam Olivito, Executive Director, California Contract Cities Association; Marcel Rodarte, California Contract Cities Association; *Alternates:* Darrell Grouge, Duarte, Region I; David Spence, La Canada Flintridge, Region I; Cheri Kelley, Norwalk, Region III; **County of Los Angeles Staff:** Jennifer A.D. Lehman, Assistant County Counsel; Ruben Baeza, Assistant County Counsel; Jackie Guevarra, Auditor-Controller, County of Los Angeles; Jung Son, Auditor-Controller, County of Los Angeles; Stefannie Kodrat, Auditor-Controller, County of Los Angeles; Jim Godsey, Auditor-Controller, County of Los Angeles; Amy Chiang, Auditor-Controller, County of Los Angeles; Chris Deacon, Civil Litigation Unit, Los Angeles Sheriff's Department; Maxine Kallenberger, Los Angeles Sheriff's Department; Brant Frederickson, Los Angeles Sheriff's Department; Rene Bobadilla, City Manager Pico Rivera; Benjamin Cardenas, Assistant to City Manager, Pico Rivera; John La Salle, Wells Fargo Insurance Services; Alan Boring, Wells Fargo Insurance Services; Karen Bartak, Bedford Falls Insurance Services; **Third Party Administrator for the County of Los Angeles:** Sylvia Hernandez, Claims, Carl Warren & Company; **California JPIA:** Jonathan Shull, Chief Executive Officer; Paul Zeglovitch, Liability Program Manager; Jim Thyden, Insurance Programs Manager; Lam Le, Financial Analyst; Jennifer Fullerton, Administrative Analyst.

2. Public Comment

Members of the public were provided the opportunity to address the Contract Cities Liability Trust Fund Claims Board on items of interest that are within the subject matter jurisdiction of the Claims Board. No members of the public addressed the Board.

At 12:25 p.m., the Chair adjourned the County of Los Angeles Contract Cities Liability Trust Fund Claims Board into Closed Session.

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

- a. Donelda Amie, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV 14-04330 and CV 15-03134

This lawsuit concerns allegations of civil rights violations, unlawful search and seizure, and false arrest by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$40,000.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Mark Waronek, and Sam Olivito

- b. Cornelius Bennett, et al. v. Vincent D. Ortiz, et al.
Los Angeles Superior Court Case No. BC 545166

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$35,000.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Mark Waronek, and Sam Olivito

- c. Kevin Cronin, et al. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 525995

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$37,500.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Mark Waronek, and Sam Olivito

- d. Robert Fernandez v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. MC 024306
Estate of Gabriel Fernandez, et al. v. County of Los Angeles, et al
Los Angeles Superior Court Case No. BC 552734

This lawsuit concerns allegation of wrongful death, civil rights violations, and failure to investigate by the Department of Children and Family Services, the Sheriff's Department, and the Department of Public Social Services.

Action Taken:

No reportable action taken.

- e. Liam Mulligan v. County of Los Angeles, et al.
United States District Court Case No. CV 14-09510

This lawsuit concerns allegations of excessive force and civil rights violations by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$2,500,000.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Mark Waronek, and Sam Olivito

- f. Santrise Scott v. County of Los Angeles, et al.
United States District Court Case No. CV 14-7633

This lawsuit concerns allegations of civil rights violations for false arrest and excessive force by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$30,000.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Mark Waronek, and Sam Olivito

**4. Conference with Legal Counsel - Existing Litigation
(Subdivision (a) of Government Code Section 54956.9)**

- a. Rebecca Lynn Braden v. Christian Thomas Scott, et al.
Los Angeles Superior Court Case No. BC 499223

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

No reportable action taken.

- b. Teresita Garcia v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 553204

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

No reportable action taken.

- c. Estate of Antoine Hunter, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV 14-09482

This lawsuit concerns allegation of civil rights violations and excessive force shooting by Sheriff's Deputies.

Action Taken:

No reportable action taken.

- d. Raymond Kovacic, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV 14-07765

This lawsuit concerns allegations of civil rights violations and excessive force by Sheriff's Deputies.

Action Taken:

No reportable action taken.

- e. Estate of Kenneth Rivera, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV 13-03806

This lawsuit concerns allegations of wrongful death and excessive force by Sheriff's Deputies.

Action Taken:

No reportable action taken.

- f. Elia Torres, et al. v. County of Los Angeles, et al.
Lancaster Superior Court Case No. MC 024624

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

No reportable action taken.

5. Report of actions taken in Closed Session.

The meeting was reconvened into public session at 1:26 p.m. No action was taken in Closed Session which required a public report pursuant to Government Code Section 54957.1.

6. Approval of the Minutes for March 9, 2016, meeting of the Contract Cities Liability Trust Fund Claims Board.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the minutes with changes to reflect Doug Prichard was present for meeting.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Mark Waronek, and Sam Olivito

7. Items Not on the Posted Agenda, to be Referred to Staff or Placed on the Agenda for Action at a Further Meeting of the Contract Cities Liability Trust Fund Claims 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

None

8. Other Business

None

9. Adjournment

There being no further business, the meeting was adjourned at 1:29 p.m.

COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY
TRUST FUND CLAIMS BOARD


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