

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 13, 2015, AT 11:00 AM

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

Members Absent: Margaret Finlay and Sam Olivito

Alternates Present: Cheri Kelley and David Spence

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. Elizabeth Adam, et al. v. County of Los Angeles (consolidated with L.H, a minor v. County of Los Angeles)
United States District Court Case No. CV 13-01156

This lawsuit concerns allegations of excessive force and wrongful death 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 \$1,500,000.

Vote: Ayes: 5 -- Curtis Morris, Mark Alexander, Michael Egan, Doug Prichard, and Mark Waronek

Absent: Margaret Finlay and Sam Olivito

[See Supporting Document](#)

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

- a. Brejanea B., a minor, et al. v. County of Los Angeles, et al.
Compton Superior Court Case No. TC 027341

This lawsuit concerns allegations of assault and battery and wrongful death by Sheriff's Deputies.

No reportable action taken.

- b. Maricela De La Cruz v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 531011

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

No reportable action taken.

- c. Benjamin Hernandez v. County of Los Angeles
United States District Court Case No. CV 13-06654

This lawsuit concerns allegations of 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 8, 2015, meeting of the Contract Cities Liability Trust Fund Claims Board.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the minutes.

Vote: Ayes: 5 -- Curtis Morris, Mark Alexander, Michael Egan,
Doug Prichard, and Mark Waronek

Absent: Margaret Finlay and 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	Elizabeth Adam, et al. v. County of Los Angeles (consolidated with L.H., a minor v. County of Los Angeles)
CASE NUMBER	CV 13-01156
COURT	United States District Court
DATE FILED	February 15, 2013
COUNTY DEPARTMENT	Sheriff's Department Contract Cities Trust Fund
PROPOSED SETTLEMENT AMOUNT	\$ 1,500,000
ATTORNEY FOR PLAINTIFF	Dale K. Galipo Law Offices of Dale K. Galipo
COUNTY COUNSEL ATTORNEY	Joseph A. Langton Principal Deputy County Counsel
NATURE OF CASE	<p>This is a recommendation to settle for \$1,500,000, the lawsuit filed by Elizabeth Adam and Robert Chester Henning alleging wrongful death, battery, and federal civil rights violations.</p> <p>The Deputies contend that the force used was reasonable and in response to Robert Henning's actions.</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 \$1,500,000 is recommended.</p>
PAID ATTORNEY FEES, TO DATE	\$ 104,504
PAID COSTS, TO DATE	\$ 22,948

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

MINUTES OF MEETING

April 8, 2015

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 11:12 a.m. The meeting was held in the Community 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; Margaret Finlay, Duarte, Region I; Michael Egan, Norwalk, Region III; Doug Prichard, Rolling Hills Estates, Region II; Mark Waronek, City of Lomita, Region II; Sam Olivito, Executive Director, California Contract Cities Association; *Alternates:* Cheri Kelley, Norwalk, Region III; David Spence, La Canada Flintridge, Region I; **County of Los Angeles Staff:** Jonathan McCaverty, Principal Deputy County Counsel; Ruben Baeza, Jr., Assistant County Counsel; Ernie Romo, Risk Management, Chief Executive Office; Michael Stuver, Civil Litigation Unit, Los Angeles Sheriff's Department; Brant Frederickson, Civil Litigation Unit, Los Angeles Sheriff's Department; Michael Rothans, Los Angeles Sheriff's Department; Angela Kechichian, Wells Fargo Insurance Services USA, Inc.; **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; 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 11:13 a.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. Claudia Vasquez v. County of Los Angeles,
Los Angeles Superior Court Case No. BC 503967

This lawsuit concerns allegations of 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 \$95,000.

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

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

- a. Lindsay F. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 473127

This lawsuit concerns allegations of sexual assault and false
imprisonment by a Sheriff's Deputy.

Action Taken:

No reportable action taken.

- b. April Gibson v. County of Los Angeles, et al.
Lancaster Superior Court Case No. MC 023965

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

Action Taken:

No reportable action taken.

- c. Jevonte Johnson v. County of Los Angeles, et al.
United States District Court Case No. CV 14-00571

This lawsuit concerns allegations of assault and battery and false arrest by Sheriff's Deputies.

Action Taken:

No reportable action taken.

- d. Leo Montesinos, et al. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 527381

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

Action Taken:

No reportable action taken.

- e. N.A.M, a minor, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV 14-04090

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

Action Taken:

No reportable action taken.

- f. Estate of Kenneth Rivera, et al. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 510309

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

Action Taken:

No reportable action taken.

- g. Justin Smith v. County of Los Angeles, et al.
Compton Superior Court Case No. TC 027644

This lawsuit concerns allegations of assault and battery by Sheriff's Deputies.

Action Taken:

No reportable action taken.

5. Report of actions taken in Closed Session.

The meeting was reconvened into public session at 1:09 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 18, 2015, meeting of the Contract Cities Liability Trust Fund Claims Board.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the minutes.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Margaret Finlay, Michael Egan, 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

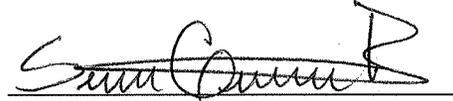
8. Other Business

None

9. Adjournment

There being no further business, the meeting was adjourned at 1:10 p.m.

COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY
TRUST FUND CLAIMS BOARD


SANDRA C. RUIZ