

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, AUGUST 12, 2015, AT 11:00 AM

Members Present: Chair Curtis Morris, Mark Alexander, Margaret Finlay,
Doug Prichard, Mark Waronek, and Sam Olivito

Members Absent: Michael Egan

Alternates Present: 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. N.K.A., et al. v. County of Los Angeles, et al.
(consolidated with N.S.A., et al. v. County of Los Angeles, et al.)
United States District Court Case No. CV 13-05507

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 \$4.7 million.

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

Absent: Michael Egan

[See Supporting Document](#)

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

- a. Shalene Anderson v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 521145

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

No reportable action taken.

- b. 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 cause by a Sheriff's Deputy.

No reportable action taken.

- c. 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.

No reportable action taken.

- d. Nicholas and Suzanne Fobia v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 516710

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

No reportable action taken.

- e. Heather Kowalczyk v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 531503

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

No reportable action taken.

- f. Alexander Vago v. County of Los Angeles, et al.
United States District Court No. CV 13-00868

This lawsuit concerns allegations of civil rights violations and false arrest 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 July 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: 6 -- Curtis Morris, Mark Alexander, Margaret Finlay,
Doug Prichard, Mark Waronek and Sam Olivito

Absent: Michael Egan

[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	N.K.A., et al v. County of Los Angeles
CASE NUMBER	CV 13-05507
COURT	United States District Court
DATE FILED	9/12/2013
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 4.7 million
ATTORNEY FOR PLAINTIFF	Law Offices of Dale K. Galipo Law Offices of Vicki Sarmiento Arnoldo Casillas of Casillas, Moreno, & Assoc. Law Offices of Humberto Guizar
COUNTY COUNSEL ATTORNEY	Karen Joynt
NATURE OF CASE	<p>This case is based upon claims against the County and one of its Deputies under State and federal law resulting from the shooting death of Rigoberto Arceo. The Plaintiffs are decedent Arceo's four children, mother, father, and sister.</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 \$4.7 million inclusive of all Plaintiffs and attorneys' fees is recommended.</p>
PAID ATTORNEY FEES, TO DATE	\$ 151,711
PAID COSTS, TO DATE	\$ 184,560

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

MINUTES OF MEETING

July 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 12:10 p.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; Michael Egan, Norwalk, Region III; Margaret Finlay, Duarte, Region I; Doug Prichard, Rolling Hills Estates, Region II; *Alternates:* Cheri Kelley, Norwalk, Region III; David Spence, La Canada Flintridge, Region I; Darrell George, Duarte, Region I; **County of Los Angeles Staff:** Jennifer Lehman, Assistant County Counsel; Millicent Rolon, Principal Deputy County Counsel; Ernie Romo, Risk Management, Chief Executive Office; Scott Johnson, Civil Litigation Unit, Los Angeles Sheriff's Department; Chris Deacon, Civil Litigation Unit, Los Angeles Sheriff's Department; Mike Rothans, Los Angeles Sheriff's Department; John Hunter, Los Angeles Sheriff's Department; Chris Marks, Los Angeles Sheriff's Department; Scott Edwon, Los Angeles Sheriff's Department; Cole Spurrier; Los Angeles Sheriff's Department; Karen Bartak, Bedford Falls Insurance Services; Angela Kechichian, Wells Fargo Insurance Services USA, Inc.; John La Salle, Wells Fargo Insurance Services USA, Inc.; **Third Party Administrator for the County of Los Angeles:** Silvia Hernandez, Claims, Carl Warren & Company; **California JPIA:** Jonathan Shull, Chief Executive Officer; 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 12:11 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. Eduardo Armas v. County of Los Angeles, et al.
United States District Court Case No. CV 14-01356

This lawsuit concerns allegations of excessive force and false arrest 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 \$500,000.

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

Absent: Mark Waronek and Sam Olivito

- b. Lisa Ostergren, et al. v. Sheriff's Department, et al.
United States District Court Case No. 2:14-CV-094253

This lawsuit concerns allegations of wrongful death and excessive force 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 \$5,000,000.

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

Absent: 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. Luis Flores v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 521555

This lawsuit concerns allegations of wrongful death and civil rights violations by Sheriff's Deputies.

Action Taken:

No reportable action taken.

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

This lawsuit concerns allegations of false arrest and 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 12:33 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 June 10, 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, Margaret Finlay, and Doug Prichard

Absent: 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

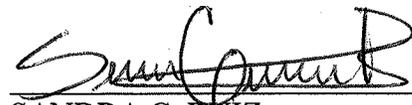
8. Other Business

None

9. Adjournment

There being no further business, the meeting was adjourned at 12:33 p.m.

COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY
TRUST FUND CLAIMS BOARD



SANDRA C. RUIZ