

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 5, 2018, AT 9:30 A.M.

Present: Chair Steve Robles, Arlene Barrera, and Steven Estabrook.

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. **Arleen Gainey v. City of Lancaster, et al.**
Los Angeles Superior Court Case No. BC 619 323

This dangerous condition lawsuit against the Department of Public Works arises from alleged injuries received when Plaintiff tripped and fell on a sidewalk.

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

[See Supporting Document](#)

- b. **Claim of Nischell M. Tolbert**

This claim seeks compensation from the Sheriff's Department for property damage allegedly caused by chemical agents deployed in order to apprehend a suspect barricaded in Claimant's house.

Action Taken:

The Claims Board approved the settlement of this matter in the amount of \$45,983.20.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

[See Supporting Document](#)

c. **Alice Gomez Daly v. James Chambless**
Riverside Superior Court Case No. RIC 1715753

This lawsuit against the Sheriff's Department alleges Plaintiff was assaulted and falsely imprisoned during a traffic incident.

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

[See Supporting Document](#)

d. **Eduardo Solorzano v. County of Los Angeles**
Los Angeles Superior Court Case No. BC 664 804

This lawsuit alleges that an employee from the Department of Health Services was subjected to discrimination and harassment, and that the Department failed to engage in the interactive process.

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

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 15, 2018, regular meeting of the Claims Board.**

Action Taken:

The Claims Board approved the minutes.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

[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	Arleen Gainey v. County of Los Angeles, et al.
CASE NUMBER	BC619323
COURT	Los Angeles Superior Court
DATE FILED	May 6, 2016
COUNTY DEPARTMENT	Department of Public Works
PROPOSED SETTLEMENT AMOUNT	\$ 30,000
ATTORNEY FOR PLAINTIFF	Felicia Mobley
COUNTY COUNSEL ATTORNEY	Richard K. Kudo Principal Deputy County Counsel
NATURE OF CASE	This lawsuit arises out of a trip and fall accident involving plaintiff Arleen Gainey that occurred on the sidewalk in front of her home located at 1423 East 90th Street in the City of Los Angeles. Plaintiff claims to have suffered 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	\$ 21,615
PAID COSTS, TO DATE	\$ 2,248

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Claim of Nischell M. Tolbert
CASE NUMBER	N/A
COURT	N/A
DATE FILED	October 31, 2017
COUNTY DEPARTMENT	Sheriff
PROPOSED SETTLEMENT AMOUNT	\$ 45,983.20
ATTORNEY FOR PLAINTIFF	N/A
COUNTY COUNSEL ATTORNEY	Kelsey Nau
NATURE OF CASE	This claim is for the cost of remediation and repair services arising from the arrest of a criminal suspect at a residence owned by Claimant. 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

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Alice Gomez Daly v. James Chambless
CASE NUMBER	RIC 1715753
COURT	Riverside Superior Court
DATE FILED	August 23, 2017
COUNTY DEPARTMENT	Sheriff's
PROPOSED SETTLEMENT AMOUNT	\$ 30,000
ATTORNEY FOR PLAINTIFF	Michael A. Scafiddi, Esq.
COUNTY COUNSEL ATTORNEY	Timothy J. Kral
NATURE OF CASE	<p>Plaintiff Alice Gomez Daly alleges that on July 8, 2016, off-duty Deputy James Chambless assaulted and falsely imprisoned her during a traffic incident in the City of Norco, Riverside County. She further alleges Deputy Chambless tried to influence the Riverside County Sheriff's Department's investigation into the incident to have criminal charges filed against her.</p> <p>Due to the risks and uncertainties of litigation, a full and final settlement of the case in the amount of \$30,000 is recommended.</p>
PAID ATTORNEY FEES, TO DATE	\$ 45,286
PAID COSTS, TO DATE	\$ 4,827

COUNTY OF LOS ANGELES CLAIMS BOARD

MINUTES OF REGULAR MEETING

October 15, 2018

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 Steve Robles, Arlene Barrera, and Steven Estabrook.

Other persons in attendance at the meeting were: Office of the County Counsel: Rosa Linda Cruz, Kevin Engeliem, Adrian Gragas, Kelsey Nau, Armita Radjabian, and Catherine Mathers; Department of Public Works: Adam Arika and Steve Burger; Sheriff's Department: Jack Ewell, Jennifer Bateman, Department of Beaches and Harbors: Stefan Popescu; Department of Animal Care and Control: Harold Holmes; Department of Children and Family Services: Christina Lee; District Attorney's Office: Kris Carter; Outside Counsel: David Graeler; Mark Worthee, and Christie Swiss.

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 10:56 a.m., the Claims Board reconvened in open session and reported the actions taken in Closed Session as follows:

**a. Mark Celebron, et al. v. City of Lancaster, et al.
Los Angeles Superior Court Case No. BC 615 587**

This inverse condemnation lawsuit against the Department of Public Works seeks damages for trespass, nuisance and negligence arising out of a rainstorm that deluged Plaintiffs' homes with flood water and related debris.

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

b. **Jennifer Dunnagan, et al. v. City of Lancaster, et al.**
Los Angeles Superior Court Case No. BC 615 197

This inverse condemnation lawsuit against the Department of Public Works seeks damages for trespass, nuisance and negligence arising out of a rainstorm that deluged Plaintiffs' homes with flood water and related debris

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

c. **Griffith Company, a corporation v. Future DB International, Inc. a California Corporation,**
Los Angeles Superior Court Case No. BC 670 190

This lawsuit against the Department of Public Works arises from an airport taxiway paving project.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$550,000.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

d. **Alfredo Aldana v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 671 712

This lawsuit arises from alleged injuries sustained in a vehicle accident involving an on-duty Sheriff's Deputy.

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

e. **Jose Caldera, et al. v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 626 147

This lawsuit arises from alleged injuries sustained in a vehicle accident involving an on-duty Sheriff's Deputy.

Action Taken:

The Claims Board approved the settlement of this matter in the amount of \$23,994.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

f. **Jennifer Bradley v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 628 153

This dangerous condition lawsuit against the Department of Beaches and Harbors arises from injuries sustained by Plaintiff when she tripped and fell in a pothole in the parking lot at Chase Burton Park in Marina Del Rey.

Action Taken:

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

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

g. **Lorena Mendez De Torres, et al. v. John Carrillo, et al.**
Los Angeles Superior Court Case No. BC 674 199

This lawsuit arises from alleged injuries sustained in a vehicle accident involving an employee from the Department of Animal Care and Control.

Action Taken:

The Claims Board approved the settlement of this matter in the amount of \$34,000.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

h. **Rafaelina Duval v. County of Los Angeles, et al.**
Los Angeles Superior Court Case No. BC 470 714

This lawsuit alleges Plaintiff's civil rights were violated when the Department of Children and Family Services removed her 15-month-old son without her consent, exigent circumstances, or a warrant.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$6,000,000.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

i. **Regina Crenshaw v. County of Los Angeles**
Los Angeles Superior Court Case No. BC 652 399

This lawsuit alleges that an employee from the District Attorney's office was subjected to discrimination, harassment based on age and gender, and retaliation.

Action Taken:

The Claims Board authorized a statutory offer. The substance of the settlement will be disclosed upon inquiry if the offer is accepted.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

5. **Approval of the minutes of the October 1, 2018, regular meeting of the Claims Board.**

Action Taken:

The Claims Board approved the minutes.

Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Steven Estabrook

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 10:58 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By



Sandra C. Ruiz