STATEMENT OF PROCEEDINGS
FOR THE REGULAR MEETING OF THE LOS ANGELES COUNTY CLAIMS BOARD
HELD VIA ONLINE CONFERENCE CALL
ON MONDAY, SEPTEMBER 14, 2020, AT 9:30 A.M.

Present: Chair Steve Robles, Arlene Barrera, and Adrienne Byers.

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 were on the public teleconference line to address the Claims Board or to listen to the reportable actions of the Claims Board.


   a. Non-Litigated Claims of Luz Gutierrez and Esperanza Martinez

      This lawsuit arises from alleged injuries sustained in a vehicle accident involving a Sheriff’s Deputy.

      Action Taken:

      The Claims Board approved the settlement of this matter in the amount of $22,115.

      Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

      See Supporting Document

   b. Lindsay Potter v. Anthony Fredrick DiVita, et al.
      Los Angeles Superior Court Case No. 18STCV03960

      Los Angeles Superior Court Case No. BC 696606

      Gabriel Carrillo, et al. v. Los Angeles County Sheriff’s Department, et al.
      Los Angeles Superior Court Case No. 18STCV00347

      These lawsuits arise from alleged injuries sustained in a vehicle accident involving a Sheriff Transportation Bus.

      Action Taken:

      The Claims Board approved the settlement of this matter in the amount of $45,250.

      Vote: Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

      See Supporting Document
c. **Alexander Arndt v. County of Los Angeles, et al.**  
*United States District Court Case No. CV 28-10699*

This federal lawsuit alleges that Plaintiff's civil rights were violated while he was being escorted from a hiking trail by two Sheriff Deputies.

**Action Taken:**

The Claims Board approved the settlement of this matter in the amount of $58,000.

Vote:  Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

See Supporting Document

d. **Roland Vaughan v. County of Los Angeles, et al.**  
*United States District Court Case No. 2:19-CV-00336-FMO-SK*

This federal lawsuit alleges civil rights violations arising from injuries sustained while Plaintiff was 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 $875,000.

Vote:  Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

See Supporting Documents

e. **Cassandra Parks v. County of Los Angeles, et al.**  
*Los Angeles Superior Court Case No. BC 651145*

This dangerous condition of public property lawsuit against the Department of Public Works arises from a fatal automobile accident in the unincorporated area of the County near Santa Clarita.

**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 Adrienne Byers

See Supporting Documents

f. **Regina Crenshaw v. County of Los Angeles**  
*Los Angeles Superior Court Case No. BC 652399*

This lawsuit concerns allegations that an employee with the District Attorney's office was subjected to gender and race discrimination.

**Action Taken:**

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $950,000.

Vote:  Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers
g. **Rafael Rivera v. County of Los Angeles**  
Los Angeles Superior Court Case No. BC 626697

This wrongful death lawsuit alleges that Plaintiff's wife received inadequate care and treatment at Harbor UCLA Medical Center.

**Action Taken:**

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $150,000.

**Vote:** Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

[See Supporting Document]

h. **Claim of Alexander Moreno v. County of Los Angeles**

This wrongful death lawsuit alleges that Plaintiff's father received inadequate care 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 $298,430.

**Vote:** Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

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 August 17, 2020, regular meeting of the Claims Board.**

**Action Taken:**

The Claims Board approved the Minutes.

**Vote:** Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

[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.**
<table>
<thead>
<tr>
<th>CASE NAME</th>
<th>Non-Litigated Claims of Luz Gutierrez and Esperanza Martinez</th>
</tr>
</thead>
<tbody>
<tr>
<td>CASE NUMBER</td>
<td>N/A</td>
</tr>
<tr>
<td>COURT</td>
<td>N/A</td>
</tr>
<tr>
<td>DATE FILED</td>
<td>N/A</td>
</tr>
<tr>
<td>COUNTY DEPARTMENT</td>
<td>Sheriff's Department</td>
</tr>
<tr>
<td>PROPOSED SETTLEMENT AMOUNT</td>
<td>$ 22,115</td>
</tr>
<tr>
<td>ATTORNEY FOR PLAINTIFF</td>
<td>Oscar R. Swinton</td>
</tr>
<tr>
<td></td>
<td>Law Offices of Oscar R. Swinton</td>
</tr>
<tr>
<td>COUNTY COUNSEL ATTORNEY</td>
<td>Jessica C. Rivas</td>
</tr>
<tr>
<td></td>
<td>Deputy County Counsel</td>
</tr>
<tr>
<td>NATURE OF CASE</td>
<td>These claims arise from a vehicle collision that occurred</td>
</tr>
<tr>
<td></td>
<td>on January 8, 2019, in Hacienda Heights, when a vehicle</td>
</tr>
<tr>
<td></td>
<td>driven by a Sheriff's Deputy collided with Ms. Gutierrez's</td>
</tr>
<tr>
<td></td>
<td>vehicle. Ms. Gutierrez and Ms. Martinez claim to have</td>
</tr>
<tr>
<td></td>
<td>suffered injuries as a result. Due to the risks and</td>
</tr>
<tr>
<td></td>
<td>uncertainties of litigation, a full and final settlement</td>
</tr>
<tr>
<td></td>
<td>of the case is warranted.</td>
</tr>
<tr>
<td>PAID ATTORNEY FEES, TO DATE</td>
<td>$ 0</td>
</tr>
<tr>
<td>PAID COSTS, TO DATE</td>
<td>$ 115</td>
</tr>
</tbody>
</table>
CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME
- Lindsay Potter v. Anthony Frederick DiVita, et al.
- Gabriel Carrillo, et al. v. Los Angeles County Sheriff's Department

CASE NUMBER
- 18STCV03960
- BC696606
- 18STCV00347

COURT
- Los Angeles Superior Court

DATE FILED
- November 6, 2018
- March 2, 2018
- October 11, 2018

COUNTY DEPARTMENT
- Sheriff's Department

PROPOSED SETTLEMENT AMOUNT
- Potter: $21,000
- Dorava: $20,000
- Gabriel Carrillo, et al.: $4,250

ATTORNEY FOR PLAINTIFF
- Stacey O'Neil
  - Jurewitz Law Group
- Ivy B. Grigoryan
  - Grigoryan Blum & Grigoryan
- Barry L. Geenhalgh
  - Law Offices of Barry L. Greenhalgh

COUNTY COUNSEL ATTORNEY
- Gary A. Bacio

NATURE OF CASE
This lawsuit arises from an accident that occurred on December 13, 2017, when a Sheriff's Department bus collided with a vehicle on the 5 freeway. Plaintiffs seek compensation for their alleged injuries from the accident. Due to the risks and uncertainties of litigation, a full and final settlement of the cases (excepting Ryan Randalls which remains pending) in the total amount of $45,250 is warranted.

PAID ATTORNEY FEES, TO DATE
- $ 34,338

PAID COSTS, TO DATE
- $ 246
**CASE SUMMARY**

**INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION**

<table>
<thead>
<tr>
<th>CASE NAME</th>
<th>Alexander Arndt v. County of Los Angeles, et al.</th>
</tr>
</thead>
<tbody>
<tr>
<td>CASE NUMBER</td>
<td>CV-28-10699</td>
</tr>
<tr>
<td>COURT</td>
<td>United States District Court</td>
</tr>
<tr>
<td>DATE FILED</td>
<td>December 28, 2018</td>
</tr>
<tr>
<td>COUNTY DEPARTMENT</td>
<td>Sheriff's Department</td>
</tr>
<tr>
<td>PROPOSED SETTLEMENT AMOUNT</td>
<td>$ 58,000</td>
</tr>
<tr>
<td>ATTORNEY FOR PLAINTIFF</td>
<td>Cameron Sehat, Esq.</td>
</tr>
<tr>
<td>COUNTY COUNSEL ATTORNEY</td>
<td>Richard Hsueh</td>
</tr>
<tr>
<td></td>
<td>Deputy County Counsel</td>
</tr>
<tr>
<td>NATURE OF CASE</td>
<td>This is a recommendation to settle for $58,000,</td>
</tr>
<tr>
<td></td>
<td>a federal civil rights lawsuit filed by Alexander</td>
</tr>
<tr>
<td></td>
<td>Arndt (&quot;Plaintiff&quot;), against the County of Los</td>
</tr>
<tr>
<td></td>
<td>Angeles and four Sheriff's Department Deputies.</td>
</tr>
<tr>
<td></td>
<td>Given the risks and uncertainties of litigation,</td>
</tr>
<tr>
<td></td>
<td>a reasonable settlement at this time will avoid</td>
</tr>
<tr>
<td></td>
<td>further litigation costs. The full and final</td>
</tr>
<tr>
<td></td>
<td>settlement amount of $58,000 is recommended.</td>
</tr>
<tr>
<td>PAID ATTORNEY FEES, TO DATE</td>
<td>$ 77,523</td>
</tr>
<tr>
<td>PAID COSTS, TO DATE</td>
<td>$ 9,782</td>
</tr>
</tbody>
</table>
## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

<table>
<thead>
<tr>
<th><strong>CASE NAME</strong></th>
<th>Roland Vaughan v. County of Los Angeles, et al.</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>CASE NUMBER</strong></td>
<td>2:19-cv-00336-FMO-SK</td>
</tr>
<tr>
<td><strong>COURT</strong></td>
<td>United States District Court</td>
</tr>
<tr>
<td><strong>DATE FILED</strong></td>
<td>01/16/2019</td>
</tr>
<tr>
<td><strong>COUNTY DEPARTMENT</strong></td>
<td>Sheriff's Department/Department of Health Services</td>
</tr>
<tr>
<td><strong>PROPOSED SETTLEMENT AMOUNT</strong></td>
<td>$875,000.00</td>
</tr>
<tr>
<td><strong>ATTORNEY FOR PLAINTIFF</strong></td>
<td>Raymond Boucher</td>
</tr>
<tr>
<td><strong>COUNTY COUNSEL ATTORNEY</strong></td>
<td>Melodie Larsen, Senior Deputy County Counsel</td>
</tr>
<tr>
<td><strong>NATURE OF CASE</strong></td>
<td>Lawsuit filed by Roland Vaughan (&quot;Plaintiff&quot;) against the County of Los Angeles and four Sheriff's deputies alleging federal civil rights violations and related state-law claims. The lawsuit arises from injuries that plaintiff sustained in altercation between inmates on the roof of Men's Central Jail on September 30, 2017. Plaintiff alleges that the altercation occurred when the inmates were left unguarded. He also alleges that the he did not receive necessary medical care for his injury, which developed into necrotizing fasciitis.</td>
</tr>
<tr>
<td><strong>PAID ATTORNEY FEES, TO DATE</strong></td>
<td>$48,968</td>
</tr>
<tr>
<td><strong>PAID COSTS, TO DATE</strong></td>
<td>$39,551</td>
</tr>
</tbody>
</table>
Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

<table>
<thead>
<tr>
<th>Date of incident/event:</th>
<th>September 30, 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Briefly provide a description of the incident/event:</td>
<td>Lawsuit filed by Roland Vaughan (&quot;Plaintiff&quot;) against the County of Los Angeles and four Sheriff's deputies alleging federal civil rights violations and related state-law claims. The lawsuit arises from injuries that plaintiff sustained in altercation between inmates on the roof of Men's Central Jail on September 30, 2017. Plaintiff alleges that the altercation occurred when the inmates were left unguarded. He also alleges that the he did not receive necessary medical care for his injury, which developed into necrotizing fasciitis.</td>
</tr>
</tbody>
</table>

1. Briefly describe the root cause(s) of the claim/lawsuit:

   Injury and infection resulting from altercation while incarcerated.

2. Briefly describe recommended corrective actions:
   (include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

   • All appropriate personnel corrective actions have been taken.

3. Are the corrective actions addressing department-wide system issues?

   □ Yes – The corrective actions address department-wide system issues.
   ✗ No – The corrective actions are only applicable to the affected parties.
County of Los Angeles
Summary Corrective Action Plan

Name: (Risk Management Coordinator)
Arun Patel, MD, JD

Signature: [Signature]
Date: 7/16/20

Name: (Department Head)
Christina Ghaly, MD

Signature: [Signature]
Date: 7/20/20

Chief Executive Office Risk Management Inspector General USE ONLY

Are the corrective actions applicable to other departments within the County?

☐ Yes, the corrective actions potentially have County-wide applicability.
☒ No, the corrective actions are applicable only to this department.

Name: (Risk Management Inspector General)

[Signature]
Date: 07/22/20
CASE SUMMARY
INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME
Cassandra Parks v. County of Los Angeles, et al.

CASE NUMBER
BC651145

COURT
Los Angeles Superior Court

DATE FILED
February 2, 2017

COUNTY DEPARTMENT
Public Works

PROPOSED SETTLEMENT AMOUNT
$ 6,000,000

ATTORNEY FOR PLAINTIFF
Greg Bentley, Esq.
Bentley More LLP

COUNTY COUNSEL ATTORNEY
Michael J. Gordon
Deputy County Counsel

NATURE OF CASE
On January 4, 2016, Plaintiff’s decedent, 19-year-old Elena Kramer, sustained fatal injuries as a result of a single vehicle automobile collision on Bouquet Canyon Road in an unincorporated area of the County, near Santa Clarita. Plaintiff claims that dangerous conditions on Bouquet Canyon Road, which is controlled and maintained by the County, caused the accident, and seek damages for the death of Elena Kramer.

Due to the risks and uncertainties of litigation, a full and final settlement of the case in the amount of $6,000,000 is recommended.

PAID ATTORNEY FEES, TO DATE
$ 309,021

PAID COSTS, TO DATE
$ 29,750
Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

<table>
<thead>
<tr>
<th>Date of incident/event:</th>
<th>January 4, 2016</th>
</tr>
</thead>
<tbody>
<tr>
<td>Briefly provide a description of the incident/event:</td>
<td>On January 4, 2016, 19-year-old Elena Kramer, was driving southbound on Bouquet Canyon Road when she lost control of her vehicle while negotiating a curve, 2.3 miles south of Spunky Canyon Road (205 feet south of mile marker 8.84), crossed over the roadway centerline into the opposing lane of traffic and over a dirt shoulder and collided into a County-maintained tree located on the opposite side of the roadway. As a result, Ms. Kramer sustained fatal injuries.</td>
</tr>
</tbody>
</table>

1. Briefly describe the root cause(s) of the claim/lawsuit:

The collision occurred due to Elena Kramer's negligence in the operation of her vehicle by driving without due care and at an unsafe speed, crossing over the roadway centerline and colliding into a tree.

According to the Traffic Collision Report, Elena Kramer caused the collision by driving her vehicle in violation of VC 22350; which states: "No person shall drive a vehicle upon a highway at a speed greater than is reasonable or prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, and in no event at a speed which endangers the safety of person or property."

2. Briefly describe recommended corrective actions:
   (Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

   **Guardrail was installed and the speed limit reduced for a portion of the roadway.**

3. Are the corrective actions addressing department-wide system issues?

   - [ ] Yes - The corrective actions address department-wide system issues.
   - [x] No - The corrective actions are only applicable to the affected parties.
## Summary Corrective Action Plan

<table>
<thead>
<tr>
<th>Name: (Risk Management Coordinator)</th>
<th>Michael J. Hays</th>
</tr>
</thead>
<tbody>
<tr>
<td>Signature:</td>
<td>Date:</td>
</tr>
<tr>
<td></td>
<td>4/23/20</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Name: (Department Head)</th>
<th>Mark Pestrella</th>
</tr>
</thead>
<tbody>
<tr>
<td>Signature:</td>
<td>Date:</td>
</tr>
<tr>
<td></td>
<td>5/4/20</td>
</tr>
</tbody>
</table>

**Chief Executive Office Risk Management Inspector General USE ONLY**

Are the corrective actions applicable to other departments within the County?

- [ ] Yes, the corrective actions potentially have County-wide applicability.
- X No, the corrective actions are applicable only to this department.

<table>
<thead>
<tr>
<th>Name: (Risk Management Inspector General)</th>
<th>Roberto Chaver</th>
</tr>
</thead>
<tbody>
<tr>
<td>Signature:</td>
<td>Date:</td>
</tr>
<tr>
<td></td>
<td>5/13/20</td>
</tr>
</tbody>
</table>

MH:psr

P://RM3/PUB/RISKMGMT/CLAIMS & LIT/PARKS, C. SCAP
CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME
Rafael Rivera, et al v. County of Los Angeles, et al.

CASE NUMBER
BC266697

COURT
Los Angeles Superior Court

DATE FILED
July 13, 2016

COUNTY DEPARTMENT
Department of Health Services

PROPOSED SETTLEMENT AMOUNT
$ 150,000

ATTORNEY FOR PLAINTIFF
Rolando J. Gutierrez, Esq.
Gutierrez, Blanco & Arias, PLC

COUNTY COUNSEL ATTORNEY
Narbeh Bagdasarian
Principal Deputy County Counsel

NATURE OF CASE
In April of 2015, Maria Miramontes, a 59-year-old female, was admitted to Harbor UCLA Medical Center ("HUMC") for treatment of pneumonia. She was treated with several antibiotics and was discharged. As Ms. Miramontes began suffering from some skin complications, she returned to HUMC and received further treatment.

On May 23, 2015, Ms. Miramontes was admitted to LAC+USC Medical Center. Her condition deteriorated, and she expired on June 19, 2015.

Ms. Miramontes' family filed a wrongful death action against the County of Los Angeles and HUMC providers alleging that the HUMC staff were negligent in treatment of her pneumonia thereby causing the complications which resulted in her death.

PAID ATTORNEY FEES, TO DATE
$ 100,850

PAID COSTS, TO DATE
$ 26,345
COUNTY OF LOS ANGELES CLAIMS BOARD
MINUTES OF REGULAR MEETING
AUGUST 17, 2020

1. Call to Order.

This meeting of the County of Los Angeles Claims Board was called to order at 9:33 a.m. The meeting was held via teleconference with all Claims Board Members participating telephonically. Claims Board Members online for the teleconference meeting were: Chair Steve Robles, Arlene Barrera, and Adrienne Byers.

All other persons also appeared telephonically. Those attending the meeting were: Office of the County Counsel: Timothy Kral, Richard Kudo, Kelsey Nau, Stacey Lee, Rosanne Wong, Nicole Davis Tinkham, Ruben Baeza, and Camille Granville; Sheriff's Department: Rick Mejia, Jeff Chadwick, Sergio Mancilla, April Tardy, Melanie Rivers, and Kristine Corrales; Office of the Public Defender: Terry Howard, and Rob Kane; Department of Health Services: Karen Nunn; and Outside Counsel: Laura Inlow, and Adam Ainslie.

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 were on the public teleconference phone line to address the Claims Board or to listen to the reportable actions of the Claims Board.


At 9:39 a.m., the Chair convened the meeting into closed session to discuss the items listed as 4(a) through 4(i).


At 10:58 a.m., the Claims Board reconvened in open session via the public teleconference phone line and reported the actions taken in closed session as follows:

   United States District Court Case No. 2:18-CV-0008-JLS-RAO

   This federal civil rights lawsuit alleges that Sheriff deputies/custody assistants failed to protect him from an assault by other inmates.

   Action Taken:

   The Claims Board approved the settlement of this matter in the amount of $80,000.

   Vote: Ayes: 3 — Steve Robles, Arlene Barrera, and Adrienne Byers

b. Luis Hernandez v. County of Los Angeles, et al.
   Los Angeles Superior Court Case No. BC689849

   This lawsuit arises from a multiple-fatality vehicle accident involving 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 $5,000,000.

   Vote: Ayes: 3 — Steve Robles, Arlene Barrera, and Adrienne Byers
c. **Dominga Guzman v. County of Los Angeles, et al.**  
Los Angeles Superior Court Case No. BC682446

This lawsuit alleges that Plaintiff was sexually assaulted by a Deputy Public Defender.

**Action Taken:**

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of $450,000.

**Vote:** Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

d. **Francesca Anello v. County of Los Angeles**  
Los Angeles Superior Court Case No. 18STCV09801

This lawsuit concerns allegations that an employee from the Department of Health Services was subjected to disability discrimination and failure to accommodate.

**Action Taken:**

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

**Vote:** Ayes: 3 – Steve Robles, Arlene Barrera, and Adrienne Byers

5. **Approval of the Minutes of the August 3, 2020, regular meeting of the Claims Board.**

**Action Taken:**

The Claims Board approved the Minutes.

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 11:00 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By ______________________

Derek Stane