

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, MARCH 3, 2008, AT 8:00 AM

Present: Maria M. Oms, Rocky Armfield and John Krattli

The following items were presented to the Claims Board for consideration and the Claims Board took actions as indicated in bold.

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. Daniella Sanders v. County of Los Angeles
Los Angeles Superior Court Case No. BC 361 113

This lawsuit concerns allegations that an employee of the Department of Probation was subjected to sexual harassment.

Action Taken:

This matter was continued to the next Claims Board meeting.

Absent: None

Vote: Unanimously carried

- b. Loretta Borunda v. County of Los Angeles
Los Angeles Superior Court Case No. BC 367 078

This lawsuit concerns allegations that the Department of Health Services failed to engage in an interactive process or provide reasonable accommodation for a disabled employee.

Action Taken:

This matter was continued to the next Claims Board meeting.

Absent: None

Vote: Unanimously carried

- c. Claim of Daniel Lopez

This claim concerns allegations that the Lennox Sheriff's Station lacked an accessible entry ramp in violation of the Americans with Disabilities Act.

Action Taken

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

Absent: None

Vote: Unanimously carried

[See Attached Documents](#)

- d. Daniel and Florence Gam v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. LC 074 037

This lawsuit seeks compensation for injuries received from a motor vehicle accident involving an employee of the Sheriff's Department.

Action Taken

The Claims Board approved settlement of this matter in the amount of \$100,000.

Absent: None

Vote: Unanimously carried

[See Attached Documents](#)

- e. Alberto Bratslavsky v. Broadway View Retirement Hotel, et al.
Los Angeles Superior Court Case No. EC 042 390

This lawsuit arises from injuries received from a slip and fall at Broadview Residential Care Center, Glendale.

Action Taken

The Claims Board approved settlement of this matter in the amount of \$32,500.

Absent: None

Vote: Unanimously carried

See Attached Documents

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 for the February 4, 2008, meeting of the Claims Board and the Minutes for the February 21, 2008, special meeting of the Claims Board.

Action Taken:

The Minutes for the February 4, 2008, meeting of the Claims Board were approved and the Minutes for the February 21, 2008, special meeting of the Claims Board were approved.

Absent: None

Vote: Unanimously carried

See Supporting Documents

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	Claim of Daniel Lopez
CASE NUMBER	Claim No.: 07-1054082
COURT	Not Applicable
DATE FILED	Claim filed on July 13, 2007
COUNTY DEPARTMENT	Los Angeles County Sheriff's Department General Fund
PROPOSED SETTLEMENT AMOUNT	\$40,000
ATTORNEY FOR PLAINTIFF	Mark D. Potter
COUNTY COUNSEL ATTORNEY	Roger H. Granbo
NATURE OF CASE	On May 18, 2007, Daniel Lopez, a wheelchair-bound paraplegic, went to Lennox Sheriff's Station to pick up his impounded car. There were no accessible ramps for Mr. Lopez to use, so a Sheriff's Deputy assisted Mr. Lopez by pulling him and his wheelchair up the front steps. Mr. Lopez fell forward landing on the ground whereupon he was taken to the hospital complaining of

injuries and kept overnight. Mr. Lopez alleges that the Sheriff's Department was in violation of the Americans with Disabilities Act.

Due to the risks, uncertainties and costs of litigation, a full and final settlement of the claim in the amount of \$40,000 is recommended.

PAID ATTORNEY FEES, TO DATE

This matter is in the claim stage.

PAID COSTS, TO DATE

None.

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.

Date of incident/event:	<p style="text-align: center;"><u>Claim of Daniel Lopez (07-1054082)</u></p> <p>May 18, 2007 (Corrective Action Plan #2007-008SR)</p>
Briefly provide a description of the incident/event:	<p>On May 18, 2007, Daniel Lopez, a wheelchair-bound paraplegic, arrived at Lennox Station (Field Operations Region II) to conduct business. Because Lennox Station was not equipped with wheelchair-accessible ramps, a sheriff's deputy assisted Mr. Lopez by pulling him up the front steps.</p> <p>While the sheriff's deputy was assisting Mr. Lopez, he (Mr. Lopez) fell forward and landed on the ground. Mr. Lopez was subsequently transported to a nearby hospital for medical evaluation and treatment.</p>

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

In his claim, Mr. Lopez alleges the County of Los Angeles and the Los Angeles County Sheriff's Department are in violation of the Americans with Disabilities Act (ADA). An inspection of Lennox Station confirmed there was no public wheelchair ramp in place at the time of the incident.

County of Los Angeles
Summary Corrective Action Plan

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

An appropriate modification to the entrance of Lennox Station has been made. A wheelchair-accessible ramp was constructed from the sidewalk to the front door of the station. In addition, a sign has been prominently posted advising members of the public that station personnel will provide assistance or accommodation(s), if requested.

A survey of all Los Angeles County Sheriff's Department patrol stations and custodial facilities was conducted. With the exception of Santa Clarita Valley Station, all patrol stations and custodial facilities were found to have a public ramp accessible to individuals confined to a wheelchair. Santa Clarita Valley Station is expected to have a similar ramp constructed within 120 days.

The Los Angeles County Sheriff's Department's investigation of the incident revealed no employee misconduct or malicious intent on the part of Department personnel.

Due to the risks, uncertainties, and costs of litigation, a full and final settlement of this claim is recommended.

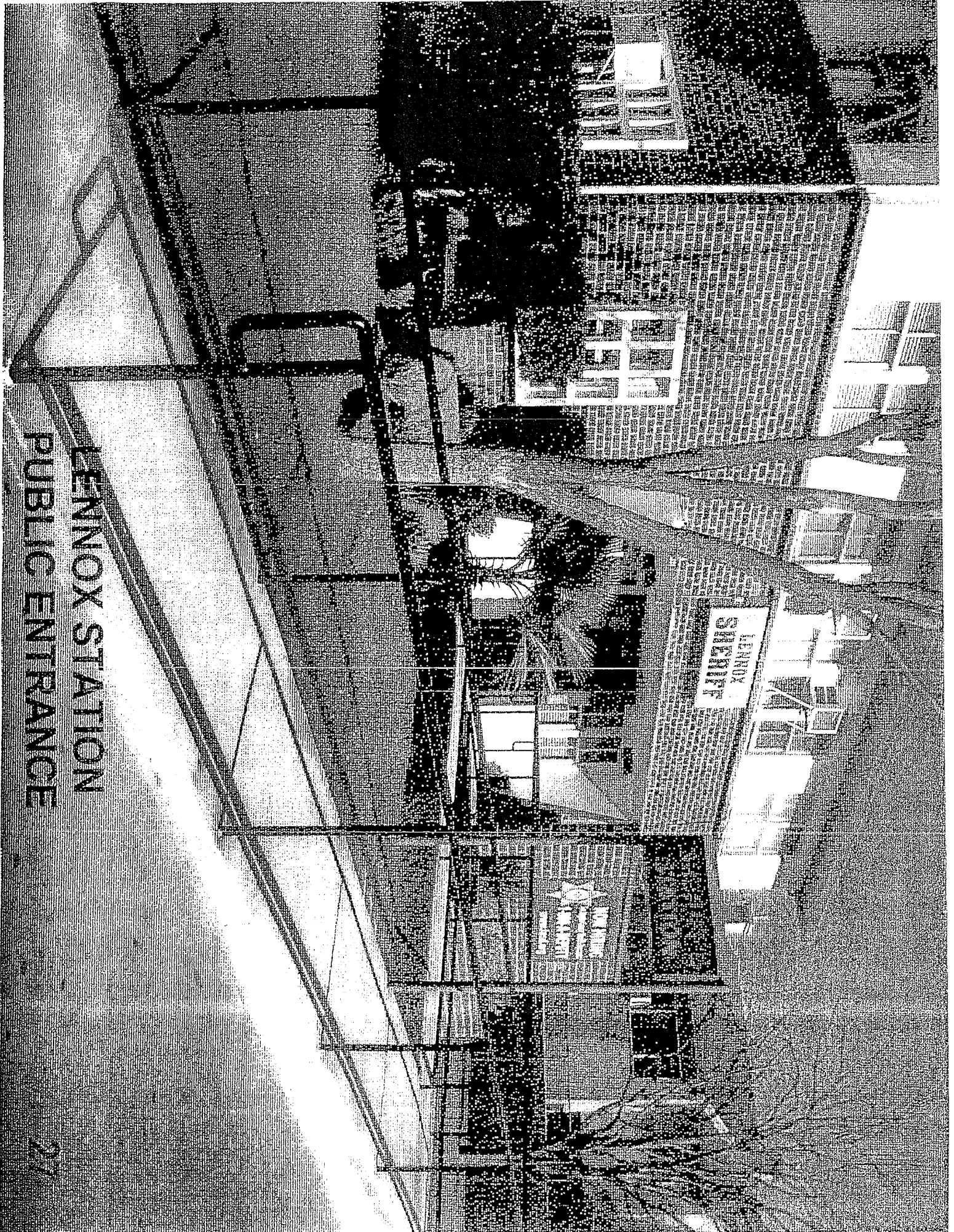
All County of Los Angeles facilities should be inspected to ensure compliance with ADA provisions (refer to #3 below).

RECOMMENDED SETTLEMENT AMOUNT: \$40,000

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance)

- Potentially has County-wide implications.
- Potentially has implications to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have County-wide or other department implications.

<p>Signature: (Risk Management Coordinator)</p> <p>(Previously approved and authorized by Risk Management Coordinator 12/04/2007).</p> <p>David J. Long, Captain Risk Management Bureau</p>	<p>Date:</p>
<p>Signature: (Department Head)</p> <p>(Previously approved and authorized by Department Head 12/21/2007).</p> <p>Paul K. Tanaka Assistant Sheriff</p>	<p>Date:</p>



LENNOX STATION
PUBLIC ENTRANCE

APPENDIX A

Station/Custodial Facility	Ramp Access	No Ramp Access	Comments
adena Station Entrance	X		
alon Station Entrance	X		
irson Station Entrance	X		
ntury Station Entrance	X		
eritos Station Entrance	X		
ampton Station Entrance	X		
ntury Regional Detention Facility (ORDF) Entrance	X		
escenta Valley Station Entrance	X		
st Facility Entrance	X		
st Los Angeles Station Entrance	X		
ustry Station Entrance	X		
ate Reception Center Main Entrance	X		
kewood Station Entrance	X		
ncaster Station Entrance	X		
nnox Station Entrance	X		
mita Station Entrance	X		
alibu/Lost Hills Station Entrance	X		
arina del Rey Station Entrance	X		
en's Central Jail (MCJ) Main Lobby Entrance	X		
en's Central Jail (MCJ) Visitors Center Entrance	X		
ra Loma Detention Facility	X		
nth County Correctional Facility (NCCF) Main Entrance	X		
nth County Correctional Facility (NCCF) Visitors Center	X		
nth Facility Complex Main Entrance	X		
orwalk Station Entrance	X		
almdale Station Entrance	X		
co Rivera Station Entrance	X		
an Dimas Station Entrance	X		
anta Clarita Valley Station Entrance		X	Completion: 120 days
uth Facility Main Entrance	X		
emple Station Entrance	X		
vin Towers Correctional Facility (TICF) Main Entrance	X		
alnut Station Entrance	X		
est Hollywood Station Entrance	X		

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.

Date of incident/event:	<u>Claim of Daniel Lopez (07-1054082)</u>
	May 18, 2007 (Corrective Action Plan #2007-008S)
Briefly provide a description of the incident/event:	On May 18, 2007, Daniel Lopez, a wheelchair-bound paraplegic, arrived at Lennox Station (Field Operations Region II) to conduct business. Because Lennox Station was not equipped with wheelchair-accessible ramps, a sheriff's deputy assisted Mr. Lopez by pulling him up the front steps.

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

While the sheriff's deputy was assisting Mr. Lopez, he (Mr. Lopez) fell forward and landed on the ground. Mr. Lopez was subsequently transported to a nearby hospital for medical evaluation and treatment.

County of Los Angeles
Summary Corrective Action Plan

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

In his claim, Mr. Lopez alleges the County of Los Angeles and the Los Angeles County Sheriff's Department is in violation of the Americans with Disabilities Act (ADA).

An appropriate modification to the sidewalk at Lennox Station has been made. A wheelchair-accessible ramp was constructed from the sidewalk to the front door of the station. In addition, a sign has been prominently posted advising members of the public that station personnel will provide assistance or accommodation(s), if requested.

The Los Angeles County Sheriff's Department's investigation of the incident revealed no employee misconduct or malicious intent on the part of Department personnel.


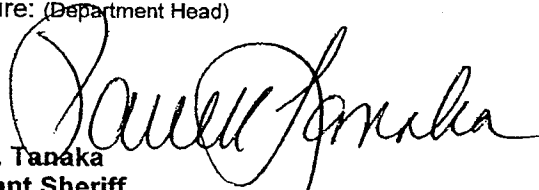
Due to the risks, uncertainties, and costs of litigation, a full and final settlement of this claim is recommended.

All County of Los Angeles facilities should be inspected to ensure compliance with ADA provisions (refer to #3 below).

RECOMMENDED SETTLEMENT AMOUNT: \$40,000

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance)

- Potentially has County-wide implications.
- Potentially has implications to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have County-wide or other department implications.

Signature: (Risk Management Coordinator)  David J. Long, Captain Risk Management Bureau	Date: 12-4-07
Signature: (Department Head)  Paul K. Tanaka Assistant Sheriff	Date: 12-21-07

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	<u>Daniel and Florence Gam v. County of Los Angeles, et al.</u> Van Nuys District
CASE NUMBER	LC074037
COURT	Los Angeles Superior Court
DATE FILED	March 6, 2006
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$100,000 (Allocated as \$10,000 to Florence Gam and \$90,000 to Daniel Gam)
ATTORNEY FOR PLAINTIFF	Robert Feinstein, Esq. (818) 999-2053
COUNTY COUNSEL ATTORNEY	Brian T. Chu Principal Deputy County Counsel (213) 974-1956
NATURE OF CASE	On March 29, 2005, two Sheriff's Deputies in marked patrol units were driving with red lights and sirens while assisting other patrol units responding to a "man with a gun" call. At the signalized intersection of Valley Circle Drive and Victory Boulevard, one of the Deputies stopped in the number two northbound lane of the intersection and attempted to control eastbound traffic. However, the deputy was unable to secure control over the number one eastbound lane because a vehicle, driven by Florence Gam, was approaching eastbound on a green signal for her traffic direction. At the same time,

a second Deputy, following directly behind the first Deputy at a speed of approximately 50 miles-per-hour, merged into the number one northbound lane. There was insufficient time for the first deputy to warn the second Deputy of Mrs. Gam's car. As a result, the second patrol unit collided broadside into Mrs. Gam's vehicle. Mrs. Gam's vehicle ricocheted into a nearby MTA bus that was stopped at the intersection. Mr. and Mrs. Gam were severely injured as a result of the collision.

Mr. and Mrs. Gam claim that the second deputy negligently drove into the intersection against a red traffic signal and without properly clearing the intersection before entering it. The County claims that Mrs. Gam was partially at fault for the collision.

Due to the risks and uncertainties of litigation, the Sheriff's Department proposes a full and final settlement of this case as to both Mr. and Mrs. Gam in the amount of \$100,000.

PAID ATTORNEY FEES, TO DATE	\$36,625
PAID COSTS, TO DATE	\$17,676

Summary Corrective Action Plan



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Date of incident/event:	March 29, 2005
Briefly provide a description of the incident/event:	<p>On March 29, 2005, at approximately 3:15 p.m., a Los Angeles County deputy sheriff was on duty and driving a standard black and white patrol vehicle north on Valley Circle Boulevard, West Hills, with the vehicle's emergency lights and siren activated. The deputy, and a second deputy sheriff in another standard black and white patrol vehicle, were responding to an emergent radio call of a "man with a gun."</p> <p>As the plaintiff approached the intersection, the second deputy also entered the intersection, traveling north in the number one lane on Valley Circle Boulevard. His patrol vehicle struck the right front side of the plaintiff's vehicle in the intersection. The force of the collision caused the plaintiff's vehicle to collide with a stationary Metropolitan Transit Authority (MTA) bus stopped at the intersection.</p>

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

After the first deputy stopped at the southern crosswalk at Victory Boulevard, he slowly continued north into the intersection to block eastbound traffic. Vehicles stopped to yield to the patrol vehicle. The deputy, however, did not continue forward to block the number one eastbound lane because he saw the plaintiff's vehicle approaching the intersection without yielding to his patrol vehicle's emergency lights and siren. As the plaintiff approached the intersection, she saw the traffic signal turn green for her direction of travel, but did not see nor hear the patrol vehicle already positioned in the intersection.

As the plaintiff approached the intersection, the second deputy also entered the intersection, traveling north in the number one lane on Valley Circle Boulevard. The patrol vehicle struck the right front side of the plaintiff's vehicle in the intersection.

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

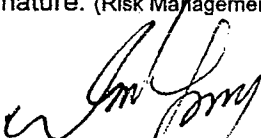
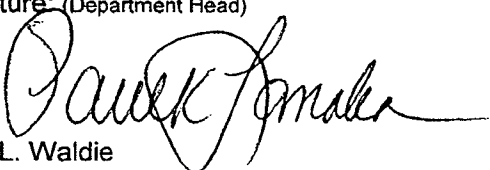
The Los Angeles Police Department's traffic collision investigation established that the plaintiff caused this traffic collision.

The Los Angeles County Sheriff's Department's administrative review concluded the employee violated established policies and/or procedures. Appropriate administrative action against a member of the Los Angeles County Sheriff's Department was taken.

RECOMMENDED SETTLEMENT AMOUNT: \$100,000

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance)

- Potentially has County-wide implications.
- Potentially has implications to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have County-wide or other department implications.

Signature: (Risk Management Coordinator)  David J. Long, Captain Risk Management Bureau	Date: 11-26-07
Signature: (Department Head)  Larry L. Waldie Undersheriff	Date: 12-3-07

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	<u>Alberto Bratslavsky v. Broadway View Retirement Hotel, et al.,</u>
CASE NUMBER	EC 042390
COURT	Los Angeles County Superior Court North Central District
DATE FILED	March 1, 2006
COUNTY DEPARTMENT	Registrar-Recorder/County Clerk
PROPOSED SETTLEMENT AMOUNT	\$32,500
ATTORNEY FOR PLAINTIFF	R. Thomas Sosa (for Plaintiff Bratslavsky) (626) 454-4520
	Terrell Proctor (for Defendant and Claimant Broadview Residential Care Center) (818) 379-4700
COUNTY COUNSEL ATTORNEY	Jerry Custis Principal Deputy County Counsel (213) 974-1965
NATURE OF CASE	Plaintiff Alberto Bratslavsky filed suit against Broadview Residential Care Center, a Glendale retirement home, asserting that he was injured in a slip and fall there while voting in March 2004.

The Registrar-Recorder/County Clerk had arranged to use Broadview's premises as a polling place, agreeing to indemnify it for injuries arising from such use. Broadview cross-complained against the County on the basis of the indemnity agreement but dropped its suit temporarily after discovering that it had not filed a government claim. It informed the County that it planned to refile its suit against the County after complying with the claims procedure.

In the meantime, plaintiff Bratslavsky and defendant Broadview Residential Care Center litigated their personal-injury lawsuit. As trial neared, they met for mediated settlement negotiations. The County was represented at the last of the negotiations on the condition that if it contributed to settlement of plaintiff Bratslavsky's lawsuit Broadview would agree to waive any follow-on indemnity claim against the County. In the end, the plaintiff agreed to settle for \$67,500 if the County paid \$32,500 of that and Broadview paid \$35,000.

PAID ATTORNEY FEES, TO DATE	\$13,846.15
PAID COSTS, TO DATE	\$841.25

Summary Corrective Action Plan



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Date of incident/event:	March 2, 2004
Briefly provide a description of the incident/event:	After completing the voting process at a polling location, a voter stopped at a drinking fountain before exiting the facility. Upon leaving the area, he claims that he slipped and fell on a liquid substance.

1. Briefly describe the root cause of the claim/lawsuit.

The Registrar-Recorder/County Clerk (RR/CC) is responsible for providing election services to approximately 4 million registered voters in Los Angeles County. Most major elections can require as many as 5,000 polling locations throughout the County. The Department currently conducts pre-election inspections of polling locations but no formal process exists to conduct election day safety reviews of polling locations.



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

The RR/CC will incorporate a Physical Safety Hazard Awareness Training component to the regularly scheduled training program of polling inspectors and coordinators. Pollworker Training will include the identification and reporting of obvious hazardous conditions within a reasonable area of voter-path-of-travel at polling locations on election day. Additionally, if a significant hazard has been noted or a claim filed due to an incident at a polling location, a review of that polling location will be conducted by RR/CC staff before the next election. Additional polling inspector/coordinator training and a polling location review process will be developed by March 15, 2008 and will be implemented April 28, 2008 when training of polling inspectors and coordinators begins for the June 3, 2008 Primary Election.

The Pollworker Training Section will be responsible for implementing the Physical Safety Hazard Awareness Training component for polling inspectors and coordinators as part of their regularly scheduled training program. The Rolls and Officers Section will be responsible for conducting reviews of polling locations that have been sited with potentially unsafe conditions or have resulted in claims against the Department.

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance)

- Potentially has County-wide implications.
- Potentially has implications to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have County-wide or other department implications.

Signature: (Risk Management Coordinator) 	Date: 1/8/08
Signature: (Department Head) 	Date: 1-8-08

COUNTY OF LOS ANGELES CLAIMS BOARD

MINUTES OF REGULAR MEETING

February 4, 2008

This regular meeting of the County of Los Angeles Claims Board was called to order at 8:05 a.m. The meeting was held in the Executive Conference Room, 648 Kenneth Hahn Hall of Administration, Los Angeles, California.

Present at the meeting were Claims Board Members: Maria M. Oms, Rocky Armfield and John F. Krattli; Office of the County Counsel: Tighe Hudson, Narbeh Bagdasarian, Lauren Black, and Steve Morris; Department of Health Services: Dr. Splawn, Sr. Medical Director; Department of Public Health: Jim Day, Risk Manager; Department of Children and Family Services; Michelle Victor, Diane Wagner, and Joe Prusak; Department of Public Works: Allen Abramson, and Bill Winter; Office of Affirmative Action: Hayward Harris, Jr.; Outside Counsel: Elizabeth Kessel, Allen L. Thomas, and Michael Thomas.

No members of the public addressed the Claims Board.

At 8:09 a.m., the Chairperson adjourned the meeting into closed session. At 11:35 a.m., the public meeting was reconvened.

The Claims Board took the following actions:

- a. David LeBarron, et al. v. County of Los Angeles
Lancaster Superior Court Case No. MC 016 364

This dangerous condition lawsuit arises from injuries sustained in a bicycle accident on Crown Valley Road in Antelope Valley.

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$975,000 and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Department of Public Works' budget.

The vote of the Claims Board was unanimous with all members being present.

- b. Maria Marroquin and Marco Marroquin v. County of Los Angeles
Los Angeles Superior Court Case No. TC 020 368

This medical negligence lawsuit arises from treatment received by a patient while hospitalized at Martin Luther King/Drew Medical Center.

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$285,000, plus waiver of the County's medical bills in the amount of \$1,173,210, and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Department of Health Services' budget.

The vote of the Claims Board was unanimous with all members being present.

- c. Jada D., et al. v. County of Los Angeles
Los Angeles Superior Court Case No. VC 045 216

This lawsuit concerns allegations of abuse of two minors while in foster care.

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$420,000 and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Department of Children and Family Services' budget.

The vote of the Claims Board was unanimous with all members being present.

- d. Rochelle Abramovitz v. County of Los Angeles
Los Angeles Superior Court Case No. BC 335 701

This lawsuit concerns allegations that an employee of the Department of Public Health was subjected to discrimination.

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$375,000 and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Department of Public Health's budget.

The vote of the Claims Board was unanimous with all members being present.

- e. Claim of Cecilia Navarro

This claim seeks compensation for property damage caused by a sewage back-up.

The Claims Board approved settlement of this matter in the amount of \$43,774.62.

The vote of the Claims Board was unanimous with all members being present.

- f. Claim of Jose Contreras

This claim seeks compensation for property damage caused by a sewage back-up.

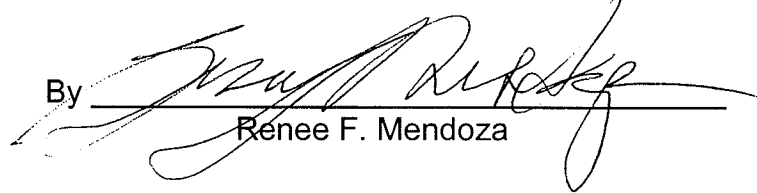
The Claims Board approved settlement of this matter in the amount of \$33,480.45.

The vote of the Claims Board was unanimous with all members being present.

Minutes for the January 7, 2008, meeting of the Claims Board were approved and the Minutes for the January 14, 2008, special meeting of the Claims Board were approved.

There being no further business, the meeting was adjourned at 11:45 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By  _____
Renee F. Mendoza

COUNTY OF LOS ANGELES CLAIMS BOARD

MINUTES OF SPECIAL MEETING

February 21, 2008

This regular meeting of the County of Los Angeles Claims Board was called to order at 8:05 a.m. The meeting was held in the Executive Conference Room, 648 Kenneth Hahn Hall of Administration, Los Angeles, California.

Present at the meeting were Claims Board Members: Maria M. Oms, Rocky Armfield and John F. Krattli; Office of the County Counsel: Steve Morris, Sheilah Curtis, Casey Youn, Karen Lichtenberg, Fred Pfaeffle, Truc Moore, Talin Halabi, and Ann Aguilar; Office of Affirmative Action: David Kim; Department of Public Works: Chuck Adams, Diane Lee, Ken Swanson, and Alan Abramson; Probation Department: Tracy Jordan-Johnson; Chief Executive Office: Hannah Chen; Outside Counsel: Nohemi Ferguson of Gutierrez, Preciado & House, and John Holloway of Best, Best, and Krieger.

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No members of the public addressed the Claims Board.

At 8:10 a.m., the Chairperson adjourned the meeting into closed session. At 11:10 a.m., the public meeting was reconvened.

The Claims Board took the following actions:

- a. Daniella Sanders v. County of Los Angeles
Los Angeles Superior Court Case No. BC 361 113

This lawsuit concerns allegations that an employee of the Department of Probation was subjected to sexual harassment.

This matter was continued to the next Claims Board meeting.

The vote of the Claims Board was unanimous with all members being present.

- b. Jenny Zhao, et al. v. County of Los Angeles
Los Angeles Superior Court Case No. BC 345 536

This lawsuit concerns allegations that three employees of the Department of Public Works were subjected to employment discrimination and retaliation.

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$250,000 and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Department of Public Works' budget.

The vote of the Claims Board was unanimous with all members being present.

- c. In the matter of Former BKK Main Street Landfill
HSA-CO -5/06-114

This matter concerns the remediation of environmental contamination at the former BKK Main Street Landfill.

The Claims Board recommended to the Board of Supervisors a settlement with Watson Land Company whereby the County will receive \$375,000, and a partial settlement with Goodyear Tire & Rubber Company whereby the County will receive \$375,000.

The vote of the Claims Board was unanimous with all members being present.

- d. W.A. Rasic v. Los Angeles County Flood Control District
Los Angeles Superior Court Case No. BC 368 893

This breach of contract lawsuit arises from the construction of the Ninth Avenue Storm Drain Project.

The Claims Board approved settlement of this matter in the amount of \$100,000.

The vote of the Claims Board was unanimous with all members being present.

- e. Markwins International Corp., et al. v. California Coastal Communities, et al.
Los Angeles Superior Court Case No. BC

This lawsuit concerns property damage allegedly caused by land subsidence around a storm drain owned by the Los Angeles County Flood Control District.

The Claims Board recommended to the Board of Supervisors the settlement of this matter whereby the County will accept payment of \$270,000 and authorize the transfer of \$240,000 to the City of Industry and the Industry Urban Development Agency.

The vote of the Claims Board was unanimous with all members being present.

- f. Allied Insurance Co. v. County of Los Angeles and Vance Husbands
Los Angeles Superior Court Case No. BC 369 967

This subrogation lawsuit arises from a vehicle accident involving an employee of the Department of Public Works.

The Claims Board approved settlement of this matter in the amount of \$33,000.

The vote of the Claims Board was unanimous with all members being present.

- g. Alberto Bratslavsky v. Broadway View Retirement Hotel, et al.
Los Angeles Superior Court Case No. EC 042 390

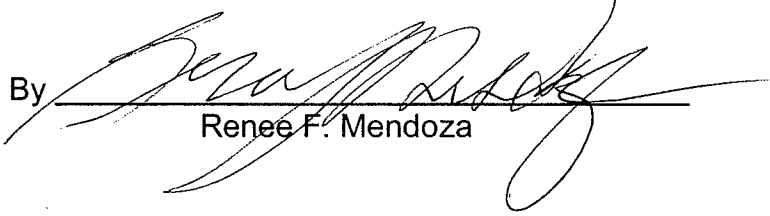
This lawsuit arises from injuries received from a slip and fall at Broadview Residential Care Center, Glendale.

This matter was continued to the next Claims Board meeting.

The vote of the Claims Board was unanimous with all members being present.

There being no further business, the meeting was adjourned at 11:20 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By  _____
Renee F. Mendoza