

**STATEMENT OF PROCEEDINGS
FOR THE SPECIAL 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, SEPTEMBER 27, 2010, AT 10:00 AM**

Present: John Naimo, Steven NyBlom 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. Zachary S. v. Los Angeles Unified School District;
Los Angeles County Department of Mental Health
Case No. N2010041178

This matter concerns allegations of deprivation of mental health services by the Los Angeles County Department of Mental Health.

Action Taken:

The Claims Board approved settlement of this matter in the amount of \$27,080.13.

Absent: None

Vote: Unanimously carried

[See Supporting Documents](#)

- b. Sean Kojoori, Sr., et al. v. County of Los Angeles
United States District Court Case No. CV -06-06954 SJO

This lawsuit concerns allegations that the Department of Children and Family Services detained two minor children without legal cause.

Action Taken:

The Claims Board approved settlement of this matter in the amount of \$50,000.

Absent: None

Vote: Unanimously carried

[See Supporting Documents](#)

- c. Claim of Alexis R.

This claim concerns allegations of sexual assault by an employee of the Probation Department.

Action Taken:

The Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$199,000 and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Probation Department's budget.

Absent: None

Vote: Ayes: 2 - John Naimo and John Krattli
Abstentions: 1 - Steven NyBlom

[See Supporting Documents](#)

- d. London Jones v. County of Los Angeles
Los Angeles Superior Court Case No. VC 052 718

This lawsuit arises from injuries sustained in a vehicle accident involving an employee of the Fire Department; settlement is recommended in the amount of \$27,200.

Action Taken:

The Claims Board continued this matter.

Absent: None

Vote: Unanimously carried

[See Supporting Documents](#)

- e. Armenui Keshishyan v. County of Los Angeles
Los Angeles Superior Court Case No. BC 410 142

This lawsuit concerns allegations that an employee of the Department of Health Services was subjected to discrimination and harassment based on national origin and disability; settlement is recommended in the amount of \$60,000.

Action Taken:

The Claims Board continued this matter.

Absent: None

Vote: Unanimously carried

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 September 2, 2010, special meeting of the Claims Board.

Action Taken:

The minutes for the September 2, 2010, special meeting of the Claims Board were approved.

Absent: None

Vote: Unanimously carried

[See Supporting Document](#)

6. Adjournment.

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Zachary S. v. Los Angeles Unified School District; Los Angeles County Department of Mental Health
CASE NUMBER	N2010041178
COURT	Not applicable
DATE FILED	April 22, 2010
COUNTY DEPARTMENT	Department of Mental Health
PROPOSED SETTLEMENT AMOUNT	\$27,080.13
ATTORNEY FOR PLAINTIFF	Newman.Aaronson.Vanaman.
COUNTY COUNSEL ATTORNEY	Andrea E. Ross Senior Deputy County Counsel (213) 787-2310
NATURE OF CASE	This case involves a special education student, Zachary S., who alleges deprivation, both procedurally and substantively, of (1) his educational rights, and (2) related services to which he was entitled. The case went through administrative mediation which resulted in an agreement between plaintiff and the Los Angeles County Department of Mental Health. The settlement consists of reimbursement to Zachary's parents in an amount not to exceed \$21,980.13 and payment of \$5,100.00 in attorney's fees.

PAID ATTORNEY FEES, TO DATE \$0.00

PAID COSTS, TO DATE \$0.00



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:	2009-2010 School Year
Briefly provide a description of the incident/event:	<p>This case involves a special education student, Zachary S., who alleges deprivation, both procedurally and substantively, of (1) his educational rights, and (2) related services to which he was entitled. The case went through administrative mediation which resulted in an agreement between plaintiff and the Los Angeles County Department of Mental Health ("DMH"). The settlement consists of reimbursement to Zachary's parents ("Parents") in an amount not to exceed \$21,980.13 and payment of \$5,100.00 in attorney's fees.</p> <p>DMH agreed to reimburse Parents in an amount not to exceed \$21,980.13, for the costs of providing residential and psychotherapy services, which costs are DMH's responsibility under applicable law. Los Angeles Unified School District ("LAUSD") agreed to reimburse Parents for the costs of residential tuition and providing educational services, which costs are the school district's responsibility under applicable law. DMH and LAUSD each agreed to pay \$5,100 of the total amount of \$11,022.00 in attorney's fees.</p>

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

Zachary S. is a student with emotional disturbance. DMH received a request to assess him for residential placement in July 2009. However, in August 2009, parents waived the timelines for DMH to complete the assessment, as the District was also conducting a concurrent assessment. Shortly thereafter, Parents determined that Zachary's functioning had deteriorated to the point that immediate placement was necessary, unilaterally placing Zachary at Boulder Creek Academy, Utah.

In accordance with AB3632 statute, DMH conducted a placement search for Zachary, in order to provide him the Free and Appropriate Education (FAPE) Federal and State law mandates. Zachary was offered placement at Heritage Center, also located in Utah. However, Parents refused to move Zachary on the basis that to do so would be disruptive and counter-therapeutic to his current ongoing treatment.

On or about April 22, 2010, Parents filed for Due Process. On June 6, 2010, a settlement agreement was reached between Petitioner and Respondents. DMH agreed to only reimburse the Parents for payments made to Boulder Creek starting December 16, 2009, the date of the IEP authorizing AB3632 residential placement, through and including June 30, 2010, for purpose of resolving placement and services for Zachary for the 2009-2010 school year.

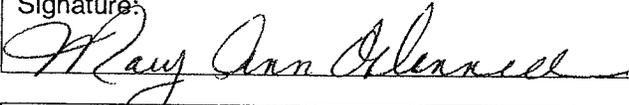
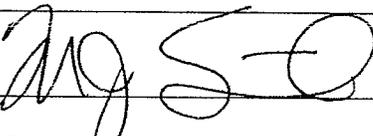
2. Briefly describe recommended corrective actions:
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

No corrective action could prevent a future recurrence of this type of situation for the following reasons:

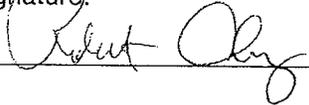
1. Because Zachary had demonstrated behaviors that put him at significant risk, both physically and psychologically, and was approved as a student for special education with mental health treatment needs, Zachary was entitled to appropriate levels of services in order to enable him to access and benefit from his special education program.
2. Parents made a unilateral decision to seek placement when and where they chose and filed for due process.
3. Given the current state of special education law, especially as interpreted by the courts to approve reimbursements, it would have been difficult for DMH to have prevailed at the administrative hearing. Resolving this case prior to an administrative hearing greatly reduces the total compensatory damages and related costs and fees.

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 for assistance)

- Potentially has County-wide implications.
- Potentially has an implication 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.

Name: (Risk Management Coordinator) Mary Ann O'Donnell	
Signature: 	Date: 9/03/10
Name: (Department Head) Marvin J. Southard	
Signature: 	Date: 9-9-10

Chief Executive Office Risk Management

Name: Robert Chavez	
Signature: 	Date: 8/31/10

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Sean Kojoori, Sr. et al. v. County of Los Angeles, et al.
CASE NUMBER	CV 06-06954 SJO
COURT	United States District Court
DATE FILED	10/31/2006
COUNTY DEPARTMENT	Department of Children and Family Services
PROPOSED SETTLEMENT AMOUNT	\$ 50,000
ATTORNEY FOR PLAINTIFF	Mark McBride Law Office of Mark McBride
COUNTY COUNSEL ATTORNEY	Lauren M. Black Principal Deputy County Counsel Social Services Division
NATURE OF CASE	Plaintiff alleges DCFS unlawfully detained his children.
PAID ATTORNEY FEES, TO DATE	\$ 65,337
PAID COSTS, TO DATE	\$ 9,275



Summary Corrective Action Plan Department of Children and Family Services



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:	October 14, 2005
Briefly provide a description of the incident/event:	Plaintiff's children were detained from their father after it was determined that their mother was living within close proximity to the children. Their mother previously lost custody of the older child after she severely abused the child. Such abuse included infliction of multiple subdural hematomas when the child was a few months of age. The Juvenile Court determined that the child should be permanently removed from his mother. Parental rights were not terminated for either parent. The father claimed that the mother had left California and that he did not know where she was residing. The children were detained when it was discovered that the mother was actually living in a back apartment on the father's property. The social worker detained both children due to the severity of the abuse to the eldest child and the subsequent permanent removal from mother's custody.

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

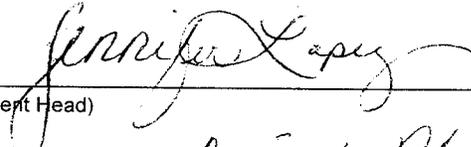
Plaintiff alleges that his constitutional rights were violated when his children were detained.

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

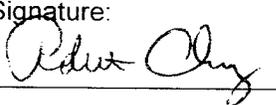
The Department has enhanced its policy and procedures pertinent to child abuse investigation to support best social work practice, while satisfying constitutional requirements.

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:
Jennifer Lopez 	8-2-10
Signature: (Department Head)	Date:
Patricia S. Ploehn, LCSW 	8-2-10

Chief Executive Office Risk Management Branch

Name:	
Robert Chavez	
Signature:	Date:
	07-26-10

Case Name: ALEXIS R. V. COLA



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:	August 2009
Briefly provide a description of the incident/event:	Plaintiff was a 17 year old Hispanic Male that was approximately 5'11" 160 lbs., when he was detained in June 2009 on an outstanding bench warrant related to him being Absent Without Leave (AWOL) from a court ordered placement. In June 2009, the court issued an order that the plaintiff be placed in a 3 month camp community placement program and he was placed at Camp Judith Resnik. The plaintiff failed to follow Camp Resnik rules and he was eventually suspended from school. In July 2009, the plaintiff was transferred to Camp Karl Holton. Plaintiff alleges that he was sexually abused at Camp Holton beginning on August 9, 2009 at approximately 6:00p.m., by an African-American Female Probation Officer that allegedly made him touch her while in an office. Plaintiff further alleges that the acts continued for a couple of days and also included him going to the Probation Officers room. On August 13, 2009, the plaintiff's mother phoned the facility and advised staff of the alleged abuse, which led to the submission of a Suspected Child Abuse Report (SCAR) and an investigation. In February 2010, plaintiff filed a Government Tort Claim alleging negligence.

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

Root Cause Analysis:

The initial incident stems from plaintiff's camp placement at a facility wherein staff allegedly violated Department policies. A root cause factor analysis was conducted including, but not limited to:

- Exposure area relates to plaintiff being sexually assaulted.
- Compounding factors include:
 - Several employee witnesses reference seeing problematic situations that were not adequately addressed prior to the incident.
 - Staff delays in communicating information to higher level managers.
 - Staff limited compliance with mandated reporter obligations.
 - Staff substandard completion of the preliminary incident report.
 - The background investigation file for the subject of the investigation (SOI) did

not consist of a direct response from a previous employer wherein the SOI was terminated in connection with behavior exhibited in the workplace.

Based upon the outcome of the above-referenced root cause analysis the Department has determined root cause factors include:

- A Female Probation Officers' violation of Employee Conduct Policy as well as other policies.
- Facility Staff limited application of duties related to:
 - Maintaining group and individual behavior standards associated with their knowledge of minors missing from their living unit as they were with the subject of the investigation (SOI) behind closed doors.
 - Managing the group living process associated with proper supervision of minors that were with the SOI.
 - Contacting the appropriate staff to address problematic situations associated with suspicious incidents involving minors being with the SOI.
 - Mandated reporter obligations.
 - Observance of Work Hours and Authorization for Deviation from the established work schedule.
- Facility Staff delay in completing the Preliminary Incident Report and providing notice to the Bureau Chief.
- Minimal application of Background Investigation Process associated with Peace Officer Positions.

This matter is being settled to mitigate associated legal costs and to avoid a potentially adverse verdict associated with the root cause factors.

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

Recommended Root Cause Corrective Action:

Task #1 Name: Residential Treatment Services Bureau (RTSB) Policy Reinforcement

System Issue: Process/Procedure/Personnel

Responsible Person: Alberto Ramirez

Task Description:

- a. The Department RTSB will reinforce its policy in the RTSB Manual related to, but not limited to:
 - i. Staff duties and supervision, which include but is not limited to:
 1. Being observant and alert
 2. Exercising sound judgment
 3. Maintaining constant observation of wards

4. Conducting scheduled and impromptu population counts in all locations.
 5. The Acting Director shall be notified of population count discrepancies.
- ii. Observance of Work Hours, which include but is not limited to:
1. The Camp Director sets the work schedule and may authorize deviations from the established work schedule.
 2. Employees must adhere to their assigned work schedule.
 3. Employees are expected to arrive and depart from the workplace as scheduled.

This task will be completed by the end of August 2010.

Task #2 Name: Preliminary Incident Notification Policy Reinforcement

System Issue: Process/Procedure/Personnel

Responsible Person: Alberto Ramirez

Task Description:

1. The Department RTSE will reinforce Department Policy in Directive #1027 associated with procedures for Preliminary Incident Notifications. This policy includes, but is not limited to:
 - a. Requires the SDPO/SDSO or designee report incidents to the Facility Director and the Bureau Chief, Regional Directors, Camps Consultant or Special Assistant within 4 hours of the incident.
 - b. Requires staff notify individuals/entities that include, but is not limited to the following along with listing the date and time of notification:
 - i. Facility Director
 - ii. Bureau Chief, Camps Consultant or Special Assistant
 - iii. Local Police
 - iv. Submission of a Suspected Child Abuse Report (SCAR)
 - c. Summary of the incident that includes, but is not limited to:
 - i. Who, what, when, where, why, how, etc.
 - ii. Must provide details.

This task will be completed by the end of August 2010.

Task #3 Name: Suspected Child Abuse Report-Mandated Reporter Obligations Policy Enhancement & Distribution

System Issue: Process/Procedure/Personnel

Responsible Person: Alberto Ramirez

Task Description:

1. The Department RTSB will enhance its Suspected Child Abuse Report-Mandated Reporter Obligations Policy via the development and distribution of Department Policy in Directive #1187. This policy includes, but is not limited to:
 - a. Listing Reporting Requirements
 - b. Description of Reasonable Suspicion
 - c. Types of Reportable Abuse and Neglect
 - d. Mandated reporters are required to file their own SCAR.
 - e. Details that if Probation, the Department of Mental Health, Juvenile Court Health Services or the Los Angeles County Office of Education file a SCAR that they shall immediately report such to the Facility Duty Supervisor.

This task was completed by the end of February 2010.

Task #4 Name: RTSB Appropriate Non-Disciplinary and/or Disciplinary Action for Staff

System Issue: Process/Procedure/Personnel

Responsible Person: Alberto Ramirez

Task Description:

1. Appropriate Non-Disciplinary (Worker/Supervisor Conference) &/or Disciplinary Action for Staff Members.
 - a. The Department will take appropriate non-disciplinary and or disciplinary action against employees with clear documented policy violations associated with this matter. Action taken will be consistent with current Performance Management/Discipline Guidelines, which include, but is not limited to:
 1. Non-Disciplinary Action (deemed appropriate in some cases to inform the employee of a performance problem that may result in discipline if it continues)
 - a. Worker/Supervisor Conference
 - b. Instructional Memo
 2. Disciplinary Action
 - a. Letter of Warning
 - b. Reprimand
 - c. Suspension

d. Discharge

This task will be completed by the end of October 2011.

Task #5 Name: Background Investigation Procedure Reinforcement & Enhancement

System Issue: Process/Procedure/Personnel

Responsible Person: Charlene Durham

Task Description:

1. The Department will reinforce and enhance its background investigation procedures associated with sensitive positions deemed peace officer positions to ensure staff thoroughly make use of and apply Government Code Sections 1031 and 1031.1 as a part of the clearance process. Reinforcement and enhancement will consist of the following at a minimum:
 - a. When an applicant lists that he/she has filed an application for an examination with another law enforcement or criminal justice agency the following shall be done:
 - i. Send a written request (Letter of Inquiry Concerning Past/Current Employment) to the entity with a notarized authorization for employment information pursuant to Government Code Section 1031 and 1031.1.
 - ii. Make sure the Background Unit file consists of the outcome of the request for employment information.
 1. If a current or former employer refuses to provide employment information remind them of the Government Code 1031.1 requirement that they disclose information.
 - b. When an applicant lists that he/she has been discharged or asked to resign from any employment the following shall be done in addition to normal protocol:
 - i. Send a written request (Letter of Inquiry Concerning Past/Current Employment) to the entity with a notarized authorization for employment information pursuant to Government Code Section 1031 and 1031.1.
 - ii. Make sure the Background Unit file consists of the outcome of the request for employment information.
 1. If a current or former employer refuses to provide employment information remind them of the Government Code 1031.1 requirement that they disclose information.
 - c. Modify our current "Letter of Inquiry Concerning

Past/Current Employment" to include the following statement in the first paragraph:

- i. Under California Law, Government Code Section 1031, Government Code Section 1031.1 and Code of Regulations Section 1002, we are required to conduct a thorough background investigation. It should be noted that Government Code Section 1031.1 further requires a past or present employer to disclose employment information relating to their current or former employees, upon request of a law enforcement agency.
- d. Modify our current "Notarization Form" to include reference to Government Code Section 1031.1 in the first paragraph.
- e. The Department will ensure that Background Unit existing and new hire staff completes a Background Investigation training course and that each staff member signs an acknowledgement of review and receipt of the current version of the POST Background Investigation Manual-Guidelines for the Investigator available online via the State of California Commission on Peace Officer Standards & Training website at <http://www.post.ca.gov/selection/bim/bi-manual.asp>.

This task will be completed by the end of October 2010 and is on-going based on operations.

Task #6 Name: Child Abuse Mandated Reporter Acknowledgement Form
Modification

System Issue: Process/Procedure/Personnel

Responsible Person: Marilyn Hawkins

Task Description:

1. The Department modified its existing Child Abuse Reporting Acknowledgement Form (old version from 1997) to provide staff with a clearer understanding of the statutory requirements referenced in California Penal Code Sections 11164-11174.3. County Counsel approved the new version that is currently in use by Probation Human Resources Management Office (HRMO) Staff. The form is reviewed and signed by Department staff members during HRMO processing of new hires, transfers, etc. The modified form includes, but is not limited to the following modifications:
 - a. Explanation that "As an employee of the Los Angeles County Probation Department", YOU are a "Mandated Reporter".

County of Los Angeles
Summary Corrective Action Plan

<p>b. Description of when reporting abuse is required.</p> <p>c. Description of abuse that must be reported.</p> <ul style="list-style-type: none"> a. Physical Abuse b. Sexual Abuse c. Neglect d. Willful harming or injury or the endangering of a child e. Unlawful corporal punishment or injury <p>d. Explanation of where to call and send the written abuse report.</p> <p>e. Information on immunity and confidentiality of reporter and of abuse reports.</p> <p>f. Penalty for failure to report abuse.</p> <p>This task was completed by the end of July 2007 and is on-going based on operations.</p>
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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 for assistance)

- Potentially has County-wide implications.
- Potentially has an implication 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.

Name: (Risk Management Coordinator)	
Signature:	Date:

Name: (Department Head)	
Donald H. Blawie	
Signature:	Date:
<i>Donald H. Blawie</i>	7/20/11

Chief Executive Office Risk Management

Name:	
Roberto Chavez	
Signature:	Date:
<i>Roberto Chavez</i>	07-20-10

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	London Jones v. County of Los Angeles
CASE NUMBER	VC052718
COURT	Los Angeles County Superior Court, Southeast District
DATE FILED	February 3, 2009
COUNTY DEPARTMENT	Fire
PROPOSED SETTLEMENT AMOUNT	\$ 27,200.00
ATTORNEY FOR PLAINTIFF	Paul W. Ralph Law Offices of Paul W. Ralph
COUNTY COUNSEL ATTORNEY	Richard K. Kudo Senior Deputy County Counsel General Litigation Division
NATURE OF CASE	<p>On December 27, 2007, a Los Angeles County paramedic vehicle was responding to an emergency call when it collided with a vehicle driven by plaintiff. The collision occurred at the intersection of Pioneer Boulevard and Los Coyotes Boulevard/Eberle Street in Lakewood.</p> <p>Plaintiff alleges that the paramedic vehicle negligently caused the collision by unsafely entering into the intersection. The County claims plaintiff negligently failed to yield to the paramedic unit.</p>

Due to the risks and uncertainties of litigation, the Fire Department proposes a full and final settlement of the case in the amount of \$27,200.00.

PAID ATTORNEY FEES, TO DATE	\$	42,004.60
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PAID COSTS, TO DATE	\$	4,710.20
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Case Name: London Jones v. County of Los Angeles, et al.



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:	December 27, 2007
Briefly provide a description of the incident/event:	A vehicle collision occurred at the intersection of Pioneer Boulevard and Los Coyotes Boulevard between a passenger vehicle and a Los Angeles County Fire Department paramedic squad, approximately one (1) mile from Fire Station 30. The intersection is owned by and the boundary between the cities of Lakewood and Cerritos. Both vehicles sustained extensive damage, the driver's side of the passenger vehicle was destroyed requiring the door to be cut off to extricate the driver. The paramedic squad sustained front end damage. The driver of the passenger vehicle and the two County fire fighter paramedics in the squad sustained minor injuries. The driver of the passenger vehicle was taken from the scene by ambulance to the hospital for evaluation and treatment of minor cuts to hands and face, and discharged. The two County fire fighter paramedics were taken by second ambulance to the hospital, treated and released.

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

A dispute exists as to whether the traffic signal was red or green for each party, and if the paramedic squad's lights and siren were activated. No other witness could confidently speak to all aspects of the details surrounding these events. The fact that an ambulance responding to the same incident went through the intersection before the paramedic squad, may have caused confusion for the other party, who failed to yield to an authorized emergency vehicle, which left no time for the paramedic squad to stop.

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

Corrective Action:

Emergency Operations Bureau Management shall issue a Notice of Instruction (NOI) to the two fire fighter paramedics. The NOI will reiterate Fire Department emergency vehicle response policy and procedures with emphasis that warning devices (i.e., red light bars, siren, headlights, air and hi/lo horns), in themselves are not all that is needed to proceed through an intersection in an emergency response. Special emphasis will be put on "defensive" driving techniques, especially when following another emergency vehicle (ambulance), intersection approach (i.e., emergency driver/operator responsibilities and personnel riding as passengers responsibilities), and accident avoidance procedures to reduce the risk of accidents.

Due Date: October 1, 2010

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 for assistance)

- Potentially has County-wide implications.
- Potentially has an implication 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.

Name: (Risk Management Coordinator) <i>Michael Krauth</i>	
Signature: <i>Michael Krauth</i>	Date: <i>8/31/10</i>

Name: (Department Head) <i>Daryl L. Osby for PMF</i>	
Signature: <i>Daryl L. Osby</i>	Date: <i>08/31/10</i>

Chief Executive Office Risk Management

Name: <i>Robert Chavez</i>	
Signature: <i>Robert Chavez</i>	Date: <i>8/27/10</i>

COUNTY OF LOS ANGELES CLAIMS BOARD

MINUTES OF SPECIAL MEETING

September 2, 2010

1. Call to Order.

This Special meeting of the County of Los Angeles Claims Board was called to order at 10:05 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: John Naimo, Steven NyBlom and John Krattli.

Other persons in attendance at the meeting were: Office of the County Counsel: Millicent Rolon; and Probation Department: Tracy Jordan-Johnson.

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 10:09 a.m., the Chairperson adjourned the meeting into Closed Session to discuss the items listed as 4(a) through 4(b) below.

4. Report of actions taken in Closed Session.

At 11:45 a.m., the Claims Board reconvened in open session and reported the actions taken in Closed Session as follows:

a. Claim of Alexis R.

This claim concerns allegations of sexual assault by an employee of the Probation Department; settlement is recommended in the amount of \$199,000.

The Claims Board continued this item.

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

- b. Sean Kojoori, Sr., et al. v. County of Los Angeles
United States District Court Case No. CV -06-06954 SJO

This lawsuit concerns allegations that the Department of Children and Family Services detained two minor children without legal cause; settlement is recommended in the amount of \$50,000.

The Claims Board continued this item.

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

5. Approval of the minutes for the August 16, 2010, regular meeting of the Claims Board.

The minutes of the August 16, 2010, regular meeting of the Claims Board were approved.

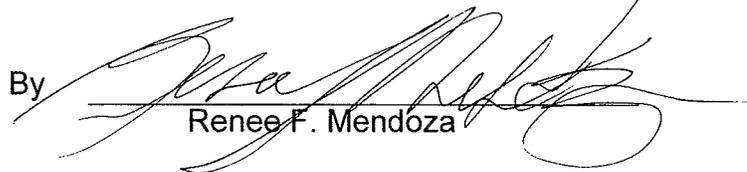
The vote of the Claims Board was unanimous with all members being present.

6. Adjournment.

The meeting was adjourned at 11:56 a.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By



Renee F. Mendoza