

**STATEMENT OF PROCEEDINGS**  
**FOR THE REGULAR MEETING OF THE LOS ANGELES**  
**CONTRACT CITIES LIABILITY TRUST FUND CLAIMS BOARD**  
**HELD IN THE CITY OF NORWALK, COMMUNITY MEETING CENTER**  
**SPROUL ROOM, 13200 CLARKSDALE AVENUE, NORWALK, CALIFORNIA 90650**  
**ON**  
**WEDNESDAY, January 15, 2014, AT 11:00 AM**

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

Alternates Present: Cheri Kelley and David Spence

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. Susan Eng, et al. v. Pacific Clinics, et al.  
United States District Court Case No. CV 1210892

This lawsuit concerns allegations of wrongful death by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$1,845,000.

Vote: Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard and Sam Olivito.

[See Supporting Document](#)

- b. Lashawn Jamison, et al. v. Sheriff's Department, et al.  
Los Angeles Superior Court Case No. BC 496319

This lawsuit concerns allegations of unsafe speed by a Sheriff's Deputy.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved settlement of this matter in the amount of \$25,000.

Vote: Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard and Sam Olivito.

[See Supporting Document](#)

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

- a. L.H., a minor, et al. v. County of Los Angeles, et al.  
Compton Superior Court Case No. TC 026991

No reportable action was taken.

**5. Report of actions taken in Closed Session.**

The Contract Cities Liability Trust Fund Claims Board reconvened in open session and reported the actions taken in closed session as indicated under Agenda Items No. 3 and No. 4 above.

**6. Approval of the minutes of the December 11, 2013, meeting of the Contract Cities Liability Trust Fund Claims Board.**

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the minutes.

Vote: Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard and Sam Olivito.

[See Supporting Document](#)

7. **Items not on the posted agenda, to be referred to staff or placed on the agenda for action at a further meeting of the Board, or matters requiring immediate action because of emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.**

No such matters were discussed.

8. **Other Business.**
9. **Adjournment.**

## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Susan P. Eng, et al. vs. Pacific Clinics, et al.
CASE NUMBER	CV 12-10892
COURT	United States District Court
DATE FILED	November 14, 2012
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 1,845,000
ATTORNEY FOR PLAINTIFF	Girardi and Keese
COUNTY COUNSEL ATTORNEY	Millicent L. Rolon
NATURE OF CASE	<p>Plaintiffs Susan P. Eng, Vincent Eng, Vinly Eng, Get Lim, Ek Tek Eng, and Nancy Eng allege wrongful death and civil rights violations arising out of the shooting and subsequent death of Jazmyne Ha Eng by Sheriff's Deputies.</p> <p>The Deputies contend that the force used was reasonable and in response to Jazmyn Ha Eng's actions.</p> <p>Due to the risks and uncertainties of the litigation, a reasonable settlement at this time will avoid further litigation costs. Therefore, a full and final settlement of the case in the amount of \$1,845,000 is recommended.</p>

PAID ATTORNEY FEES, TO DATE \$ 68,361

PAID COSTS, TO DATE \$ 2,342

Case Name: Susan P. Eng, et al. v. Pacific Clinics, 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:	Wednesday, January 4, 2012; approximately 3:28 p.m.
Briefly provide a description of the incident/event:	<p style="text-align: center;"><u>Susan P. Eng v. Pacific Clinics, et al.</u> Summary Corrective Action Plan No. 2013-032</p> <p>On Wednesday, January 4, 2012, at approximately 3:28 p.m., several Los Angeles County deputy sheriffs assigned to the Los Angeles County Sheriff's Department's Temple Station drove to 9353 East Valley Boulevard, Rosemead, after receiving a priority radio call of a mentally ill woman holding a hammer in the lobby of a mental health clinic.</p> <p>When the deputy sheriffs arrived at the clinic, a clinic employee directed them to the main lobby in the building. Two deputy sheriffs contacted a woman holding a hammer in a threatening manner. One deputy sheriff instructed the woman to drop the hammer. When the woman did not comply with the deputy sheriff's instructions, he deployed a TASER device. Unfortunately, the device had no effect on the woman or her behavior.</p> <p>When the woman raised the hammer over her head and began to approach the deputy sheriff, a second deputy sheriff discharged his duty weapon, striking the woman in the hand. After the woman regained her composure, she advanced on the first deputy sheriff threatening him with the hammer. Fearing the woman was going to strike his partner with the hammer, the second deputy sheriff discharged his weapon again, striking the woman in the chest.</p> <p>The woman was pronounced dead at the scene.</p>

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

The root cause in this incident is a confrontation between a mentally ill woman armed with a hammer and two members of the Los Angeles County Sheriff's Department.

This section intentionally left blank.

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)

The Los Angeles County Sheriff's Department had relevant policies and procedures/protocols in effect at the time of the incident.

The Los Angeles County Sheriff's Department's training curriculum addresses the circumstances which occurred in the incident.

This incident was thoroughly investigated by representatives from the Los Angeles County Sheriff's Department's Homicide Bureau and Internal Affairs Bureau.

The results of the investigation were presented to representatives from the Los Angeles County District Attorney's Office. The office of the Los Angeles County District Attorney concluded that the deputy sheriff who discharged his duty weapon acted in lawful self-defense and defense of others.

On April 17, 2013, the results of the investigation were presented to the Los Angeles County Sheriff's Department's Executive Force Review Committee. The members of the committee reviewed the conduct of the two deputy sheriffs involved in the incident. As a result, appropriate administrative action was imposed upon two members of the Los Angeles County Sheriff's Department.

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

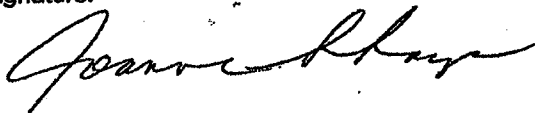
- Yes – The corrective actions address department-wide system issues.  
 No – The corrective actions are only applicable to the affected parties.

Los Angeles County Sheriff's Department

Name: (Risk Management Coordinator)

Joanne Sharp, Captain  
Risk Management Bureau

Signature:



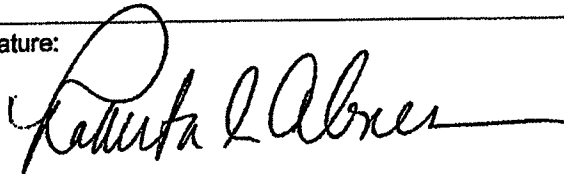
Date:

12-16-13

Name: (Department Head)

Roberta A. Abner, Chief  
Internal Investigations Division

Signature:



Date:

12-19-13

County of Los Angeles  
Summary Corrective Action Plan

**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)

LEO COSTANTINO

Signature:



Date:

12/23/13



## CASE SUMMARY

### INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Lashawn Jamison, Porcha Ray v. Los Angeles County Sheriff's Department
CASE NUMBER	BC496319
COURT	Los Angeles Superior Court
DATE FILED	November 28, 2012
COUNTY DEPARTMENT	Sheriff
PROPOSED SETTLEMENT AMOUNT	\$ 25,000 (Total); \$14,000 to Lashawn Jamison, \$11,000 to Porcha Ray
ATTORNEY FOR PLAINTIFF	Michael Brown, Esq.
COUNTY COUNSEL ATTORNEY	Adrian G. Gragas, Principal Deputy County Counsel
NATURE OF CASE	This is an automobile negligence lawsuit arising from a traffic collision which injured the plaintiffs while being transported as handcuffed passengers in a Sheriff's Dept. patrol vehicle responding to an emergency call.
PAID ATTORNEY FEES, TO DATE	\$ 20,769
PAID COSTS, TO DATE	\$ 1,646

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

**MINUTES OF MEETING**

December 11, 2013

**Agenda Item No.: 5**

**1. Call to Order**

This meeting of the County of Los Angeles Contract Cities Liability Trust Fund Claims Board was called to order by Curtis Morris, at 11:15 a.m. The meeting was held in the Community Center, Sproul Room, 13200 Clarkdale Avenue, Norwalk, CA 90650.

Present at the meeting were **Claims Board Members:** Curtis Morris, Chair, San Dimas, Region III; Mark Alexander, La Canada Flintridge, Region I; Margaret Finlay, Duarte, Region I; Michael Egan, Norwalk, Region III; Doug Prichard, Rolling Hills Estates, Region II; Sam Olivito, Executive Director, California Contract Cities Association; *Alternates:* Jeffrey Prang, Region II, West Hollywood; David Spence, La Canada Flintridge, Region I; **County of Los Angeles Staff:** Jennifer Lehman, Principal Deputy County Counsel; Ronald Williams, Civil Litigation Unit, Los Angeles Sheriff's Department; Chris Deacon, Civil Litigation Unit, Los Angeles County Sheriff's Department; **Third Party Administrator for the County of Los Angeles:** Tanya Souza, Claims, Carl Warren & Company; **California JPIA:** Jonathan Shull, Chief Executive Officer; Paul Zeglovitch, Liability Program Manager; Jim Thyden, Insurance Programs Manager; Tammie Haller, Human Resource Manager.

**2. Public Comment**

Members of the public were provided the opportunity to address the Contract Cities Liability Trust Fund Claims Board on items of interest that are within the subject matter jurisdiction of the Claims Board. No members of the public addressed the Board.

At 11:16 a.m., the Chair adjourned the County of Los Angeles Contract Cities Liability Trust Fund Claims Board into Closed Session.

**3. Conference with Legal Counsel - Existing Litigation  
(Subdivision (a) of Government Code Section 54956.9)**

There were not settlement proposals for this meeting.

**4. Conference with Legal Counsel - Existing Litigation  
(Subdivision (a) of Government Code Section 54956.9)**

- a. Noel Bender v. County of Los Angeles, et al.  
Los Angeles Superior Court Case No. BC440862

The meeting was reconvened into public session at 11:23 a.m. No action was taken in Closed Session which required a public report pursuant to Government Code Section 54957.1.

**5. Approval of the Minutes for October 16, 2013 meeting of the Contract Cities Liability Trust Fund Claims Board.**

The Minutes for the meeting of October 16, 2013, were approved.

**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 Contract Cities Liability Trust Fund Claims Board, or Matters Requiring Immediate Action Because of Emergency Situation or Where the Need to Take Immediate Action Came to the Attention of the Board Subsequent to the Posting of the Agenda**

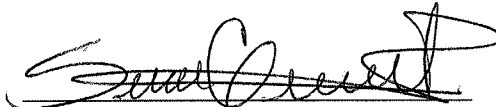
**7. Other Business**

Meeting adjourned in memory of Harold Hoffmann, Mayor of the City of Lomita, and Oversight and Claims Board Committee Member representing Region II.

**8. Adjournment**

There being no further business, the meeting was adjourned at 11:23 a.m.

COUNTY OF LOS ANGELES  
CONTRACT CITIES LIABILITY  
TRUST FUND CLAIMS BOARD

  
SANDRA C. RUIZ