

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, FEBRUARY 12, 2014, AT 11:00 AM

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

Alternates Present: Cheri Kelley and David Spence

1. **Call to Order.**
2. **Opportunity for members of the public to address the Contract Cities Liability Trust Fund 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. Holly Rudolph v. Los Angeles County Sheriff's Dept., et al.
United States District Court Case No. CV 12-03220

This lawsuit concerns allegations of false arrest by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$97,500.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Jeffrey Prang, and Sam Olivito

[See Supporting Document](#)

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

- a. Salvador Aguirre v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 428221

No reportable action was taken.

- b. Shahram Salimitari v. County of Los Angeles, et al.
San Fernando Superior Court Case No. PC 051113

No reportable action was taken.

- c. Steven Sartori v. County of Los Angeles, et al.
United States District Court Case No. CV 12-10578

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 January 15, 2014, meeting of the Contract Cities Liability Trust Fund Claims Board.

Action Taken:

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

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, Doug Prichard, Jeffrey Prang, 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.**

None

9. **Adjournment.**

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Holly Rudolph vs. Los Angeles County Sheriff's Dept., et al.
CASE NUMBER	CV 12-03220
COURT	United States District Court
DATE FILED	April 12, 2012
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 97,500
ATTORNEY FOR PLAINTIFF	Stolpman, Krissman, Elber and Silver
COUNTY COUNSEL ATTORNEY	Millicent L. Rolon
NATURE OF CASE	<p>Plaintiff Holly Rudolph alleges that his federal civil rights were violated when he was subjected to excessive force and false arrest by Sheriff's Deputies.</p> <p>The Deputies contend that the force used was reasonable and in response to Mr. Rudolph's resistance.</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 \$97,500 is recommended.</p>

PAID ATTORNEY FEES, TO DATE \$ 120,027

PAID COSTS, TO DATE \$ 7,248

Case Name: Holly Rudolph v. Los Angeles County Sheriff's Dept., 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, April 14, 2010, approximately 2:40 p.m.
Briefly provide a description of the incident/event:	<p><u>Holly Rudolph v. Los Angeles County Sheriff's Dept., et al.</u> Summary Corrective Action Plan No. 2013-030</p> <p>On Wednesday, April 14, 2010, at approximately 2:40 p.m., four Los Angeles County deputy sheriffs and one field supervisor responded to an emergent radio call of a domestic violence-related incident at 38110 5th Street East, Apartment #60, Palmdale.</p> <p>During the initial stages of the deputies' investigation, the plaintiff emerged from an adjacent apartment and attempted to contact his son (the individual referenced in the initial call for service). A deputy sheriff advised the plaintiff that he was not permitted to contact his son at the time and his continued efforts to inject himself into the situation delayed the deputies' investigation and, as a result, represented criminal misconduct. The plaintiff replied by stating, "(T)hen arrest me for checking on my son."</p> <p>The deputy sheriff arrested the plaintiff and took him into custody. While walking the plaintiff out of the area and away from the scene, the plaintiff became agitated and abruptly turned his upper body sharply to the left, causing him to lose his balance and fall against a wall.</p> <p>The deputy sheriff assisted the plaintiff in regaining his balance and with the assistance of another deputy sheriff subsequently escorted the plaintiff from the area.</p>

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

In his lawsuit, the plaintiff alleged he was subjected to excessive force committed by two members of the Los Angeles County Sheriff's Department.

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 reviewed by representatives from the Los Angeles County Sheriff's Department's Palmdale Station. Their review concluded that the force used by the two Los Angeles County deputy sheriffs was reasonable and consistent with Department policy. No systemic issues were identified. Consequently, no personnel-related administrative action was taken and no other corrective action measures are recommended nor contemplated.

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: 12-6-13

Name: (Department Head)	
Roberta A. Abner, Chief Internal Investigations Division	
Signature: 	Date: 12-11-13

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:

12/16/13

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

MINUTES OF MEETING

January 15, 2014

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 11:22 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:* Cheri Kelley, Norwalk, Region III; David Spence, La Canada Flintridge, Region I; **County of Los Angeles Staff:** Roger Granbo, Assistant County Counsel; Joanne Sharp, Civil Litigation Unit, Los Angeles Sheriff's Department; Ronald Williams, Civil Litigation Unit, Los Angeles Sheriff's Department; Chris Deacon, Civil Litigation Unit, Los Angeles County Sheriff's Department; Todd Rogers, Los Angeles Sheriff's Department, David Halm, Los Angeles Sheriff's Department; James Lopez, Los Angeles Sheriff's Department; Karen Bartak, Bedford Falls Insurance; **Third Party Administrator for the County of Los Angeles:** Sylvia Hernandez, Claims, Carl Warren & Company; **California JPIA:** Jonathan Shull, Chief Executive Officer; Paul Zeglovitch, Liability Program Manager; Jim Thyden, Insurance Programs Manager; Jennifer Fullerton, Secretary.

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 11:23 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)**

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

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

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 and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Sheriff's Department budget.

The vote of the Contract Cities Liability Trust Fund Claims Board was unanimous with all members present.

- 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.

The Contract cities Liability Trust Fund Claims Board approved settlement of this matter in the amount of \$25,000 as set forth in the Claims Board Memorandum.

The vote of the Contract Cities Liability Trust Fund Claims Board was unanimous with all members present.

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

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

The meeting was reconvened into public session at 11:49 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 December 11, 2013 meeting of the Contract Cities Liability Trust Fund Claims Board.

The Minutes for the meeting of December 11, 2013, were approved.

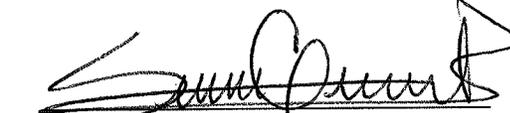
6. Items Not on the Posted Agenda, to be Referred to Staff or Placed on the Agenda for Action at a Further Meeting of the Contract Cities Liability Trust Fund Claims Board, or Matters Requiring Immediate Action Because of Emergency Situation or Where the Need to Take Immediate Action Came to the Attention of the Board Subsequent to the Posting of the Agenda

7. Other Business

8. Adjournment

There being no further business, the meeting was adjourned at 11:50 a.m.

COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY
TRUST FUND CLAIMS BOARD


SANDRA C. RUIZ