



COUNTY OF LOS ANGELES

CLAIMS BOARD

500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012-2713

MEMBERS OF THE BOARD

Rocky A. Armfield
Chief Executive Office
John F. Krattli
Office of the County Counsel
John Naimo
Auditor-Controller

NOTICE OF MEETING

The County of Los Angeles Claims Board will hold its regular meeting on **Monday, December 7, 2009, at 9:30 a.m.**, in the Executive Conference Room, 648 Kenneth Hahn Hall of Administration, Los Angeles, California.

AGENDA

1. Call to Order.
2. Opportunity for members of the public to address the Claims Board on items of interest that are within the subject matter jurisdiction of the Claims Board.
3. Closed Session - Conference with Legal Counsel - Existing Litigation (Subdivision (a) of Government Code Section 54956.9).

- a. Darnell Wheat v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 380 785

This lawsuit concerns allegations that the Department of Children and Family Services failed to adequately protect a dependent of the Juvenile Court; settlement is recommended in the amount of \$42,500.

(Continued from the meetings of October 5, 2009 and November 16, 2009.)

[See Supporting Documents](#)

- b. Claim of DePuy Shine, Johnson and Johnson Company

This claim arises from the loss or theft of a vendor's surgical medical supplies that were in the custody and control of the LAC+USC medical center; settlement is recommended in the amount of \$235,992.

(Continued from the meetings of October 5, 2009 and November 16, 2009.)

[See Supporting Documents](#)

- c. Celia Contreras v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 382 611

This lawsuit arises from injuries sustained in a vehicle versus pedestrian accident involving a maintenance employee of the LAC+USC Medical Center; settlement is recommended in the amount of \$125,000.

[See Supporting Documents](#)

- d. Claim of April Foss

This claim seeks compensation for property damage caused by a broken fire hydrant; settlement is recommended in the amount of \$142,476.70.

[See Supporting Documents](#)

- e. Claim of Juan De La Rama

This claim seeks compensation for damage caused by a sewer main line blockage and back-up; settlement is recommended in the amount of \$213,916.86.

[See Supporting Documents](#)

- f. Robin McDaniel v. Michael Foster
Los Angeles Superior Court Case No. TC 022 762

This lawsuit arises from injuries sustained in a vehicle accident involving an employee of the Sheriff's Department; settlement is recommended in the amount of \$22,800.

[See Supporting Documents](#)

- g. 21st Century Insurance Company v. County of Los Angeles
Los Angeles Superior Court Case No. 09 C 00620

This lawsuit arises from a vehicle accident involving an employee of the Sheriff's Department; settlement is recommended in the amount of \$24,000.

[See Supporting Documents](#)

- h. Eugenio D. Tuazon v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. KC 053 787

This lawsuit arises from injuries sustained in a vehicle accident involving an employee of the Sheriff's Department; settlement is recommended in the amount of \$21,000.

[See Supporting Documents](#)

- i. Erik P. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 400 273

This lawsuit concerns allegations that a minor in the custody of the Probation Department was sexually assaulted by another minor; settlement is recommended in the amount of \$93,000.

[See Supporting Documents](#)

- j. Timothy Bentley v. County of Los Angeles
United States Central District Court Case No. CV - 09-2063

This lawsuit concerns allegations that the Probation Department violated the Fair Labor and Standards Act by not compensating for overtime; settlement is recommended in the amount of \$50,000.

- k. Michael Jones v. County of Los Angeles
Los Angeles Superior Court Case No. BC 386 849

This lawsuit concerns allegations that the Probation Department failed to accommodate an employee's disability; settlement is recommended in the amount of \$92,500.

4. Report of actions taken in Closed Session.
5. Claims Board Procedures.
6. Approval of the minutes for the November 16, 2009 regular meeting of the Claims Board.

[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.
8. Adjournment.

REVISED
CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Darnell Wheat v. County of Los Angeles, et al.
CASE NUMBER	56-2008-00327558-CU-PP-SIM
COURT	Ventura County Superior Court
DATE FILED	11/15/2007
COUNTY DEPARTMENT	Department of Children and Family Services
PROPOSED SETTLEMENT AMOUNT	\$ 42,500
ATTORNEY FOR PLAINTIFF	Christopher J. Keane Law Offices of Christopher Keane (415) 398-2777
COUNTY COUNSEL ATTORNEY	Lauren M. Black Social Services Division (213) 974-0695
NATURE OF CASE	Darnell Wheat alleges that, as a result of the County's failure to adequately protect his son while he was a dependent of the Juvenile Court, his son was beaten to death by the boyfriend of the minor's biological mother.
PAID ATTORNEY FEES, TO DATE	\$ 100,474
PAID COSTS, TO DATE	\$ 4,872



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:	February 4, 2004 through August 8, 2006
Briefly provide a description of the incident/event:	Minor died as the result of abuse by his mother's boyfriend.

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

The root cause(s) of this claim/lawsuit is (are):
staff violations of established policies.

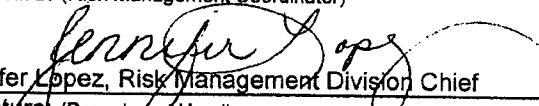
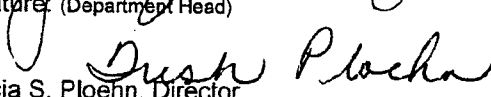
2. Briefly describe recommended corrective actions:
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

Corrective actions to address root cause

The process non-conformance was referred to Performance Management for review and action. All appropriate personnel action was taken.

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)  Jennifer Lopez, Risk Management Division Chief	Date: 7/28/2009
Signature: (Department Head)  Patricia S. Ploehn, Director	Date: 8-7-09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF CLAIM

CASE NAME	DePuy Spine, Johnson and Johnson Company
CASE NUMBER	None
COURT	None
DATE FILED	January 21, 2009
COUNTY DEPARTMENT	Department of Health Services
PROPOSED SETTLEMENT AMOUNT	\$235,992
ATTORNEY FOR PLAINTIFF	None
COUNTY COUNSEL ATTORNEY	Eva Vera-Morrow
NATURE OF CASE	Breach of Contract -- LAC+USC acknowledges receipt of vendor's products. Products were lost or stolen while in the custody and control of LAC+USC.
PAID ATTORNEY FEES, TO DATE	\$7,500.00
PAID COSTS, TO DATE	None

REVISED

(11-30-09)



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:	Between May 17 to 19, 2008
Briefly provide a description of the incident/event:	Upon request, on Saturday, May 17, the vendor, DePuy Spine, J&J Company, delivered instrumentation trays for a May 19 spine surgery. The trays included expensive newly designed implants. On that same day, facility staff wrapped and sterilized the trays and stored them in the Central Processing Unit (CPU) in preparation for the surgery. The morning of the surgery, the trays were missing from the CPU. A search located two unwrapped trays; however four trays were missing and could not be located.

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

Lack of security in the CPU.

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

- Relocated vendor representative room to a location adjacent to the CPU main desk.
- Implemented the practice of keeping the vendor representative room locked at all times.
- Improved the latch/locking mechanism on the vendor representative room door.
- Required that vendors be allowed access only when accompanied by staff.
- Trained CPU staff and vendors regarding these changes.
- Ceased vendor access to the CPU between 11:30 p.m. and 6 a.m.
- Notified the County Police, vendors, and staff that the CPU was closed to vendors between 11:30 p.m. and 6:00 a.m.
- Revised the facility's Vendor Visiting Policy

The following were implemented after the CPU moved to a new location:

- Required that vendors check in at the CPU window and present the vendor badge issued by Materials Management.
- Locked the vendor representative room.
- Required that vendors only be given access when accompanied by staff.
- Developed a Nursing Policy on "Borrowed or Consigned Instruments".

System-wide Corrective Action

- Conducted a system-wide survey and confirmed that other departmental facilities with operating rooms secure loaned equipment; require vendors to check in and be issued a visitor's badge; have either a policy or procedure for logging in loaned equipment and keeping it secure; staff accompany vendors while they are in the operating room; and that the policies and/or procedures are consistent.

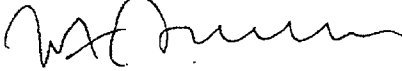
County of Los Angeles
Summary Corrective Action Plan

-The security assessment will be completed by the Office of Public Safety for all Operating room storage areas.

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: 11/30/09
Signature: (Department Head) 	Date: 11-30-09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Celia Contreras v. County of Los Angeles, et al.
CASE NUMBER	BC382611
COURT	Los Angeles Superior Court
DATE FILED	12/19/2007
COUNTY DEPARTMENT	DHS-LAC+USC Health Care Network - General Hospital
PROPOSED SETTLEMENT AMOUNT	\$ 125,000
ATTORNEY FOR PLAINTIFF	Richard E. Schwartz, Esq.
COUNTY COUNSEL ATTORNEY	Brian T. Chu Principal Deputy County Counsel
NATURE OF CASE	On 11/13/2006, a facility maintenance employee of LAC+USC Medical Center was driving an electric maintenance cart southbound on the east sidewalk of Eastlake Avenue approximately 300 feet north of its intersection with Zonal Avenue. At the same time, Celia Contreras was walking mid-block across Eastlake Avenue and emerged onto the east sidewalk from between parked cars on the street. As a result, the cart and Ms. Contreras collided into one another and Ms. Contreras claims soft tissue injury to her neck and back..

Ms. Contreras filed suit against the County and its employee, contending that the employee drove the cart negligently on the sidewalk and that the County is vicariously liable for that negligence.

Due to the inherent risks and uncertainties involved in a trial, the potential liability and potential exposure to an adverse verdict, the County proceeded with settlement negotiations and was eventually able to develop this recommended settlement with the plaintiff

PAID ATTORNEY FEES, TO DATE	\$	36,148
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PAID COSTS, TO DATE	\$	11,026
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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:	11/13/06
Briefly provide a description of the incident/event:	On November 13, 2006, Celia Contreras parked her car on Eastlake Avenue near Zonal Avenue. As she stepped between two parked cars onto the side walk, she was hit by a County tram (electrical cart) driven by a County employee.

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

Unsafe driving.

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

SYSTEMS

- The facility provided Tram Safety Training to staff operating trams.
- The facility ordered tram strobe LED lights and back-up alarms as replacement parts for trams.
- The facility revised its Tram Safety Training Program
- The facility sought input from the Los Angeles Police Department and County Office of Public Safety and revised its policy on Vehicular Operation.
- The facility sent a broadcast message to staff on its Intranet Website informing them of enforcement of the new policy effective October 15, 2009

PERSONNEL

- The County driver attended Tram Safety Training.

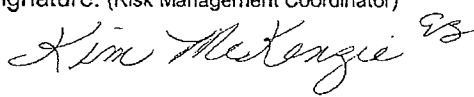
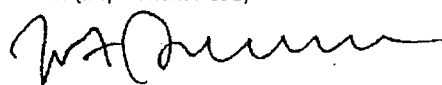
SYSTEM-WIDE

- On September 29, 2009, the Department conducted a system-wide survey regarding facilities' vehicular (tram and tug) training programs.
- On October 7, 2009, the Department contacted the Chief Executive Office (CEO) to request technical assistance on identifying overall regulatory requirements related to tram and tug safety. The CEO will complete its study on the related tram and tug regulatory requirements and report back to the Department within 90 days.

County of Los Angeles
Summary Corrective Action Plan

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: 10/21/09
Signature: (Department Head) 	Date: 10/21/09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Claim of April Foss
CASE NUMBER	RMIS#: 08-1061817*001
COURT	N/A
DATE FILED	June 6, 2008
COUNTY DEPARTMENT	Public Works--Waterworks Districts
PROPOSED SETTLEMENT AMOUNT	\$ 142,476.70
ATTORNEY FOR PLAINTIFF	Louis J. Bachleder
COUNTY COUNSEL ATTORNEY	Brian Chu Principal Deputy county Counsel (213) 974-1956
NATURE OF CASE	This non-litigated claim involves property damage arising from a fire hydrant erupting due to corroded bolts. The high pressure water caused damage to the property of April Foss. The water had flooded the upstairs and lower level of her home as well as causing damage to its exterior. The fire hydrant is maintained by the County Waterworks Districts ("Waterworks"). Waterworks has implemented a Fire Hydrant Bolt Replacement Program to prevent future hydrant complications. Due to the inherent risks and uncertainties involved in a trial, the potential liability and potential

exposure to an adverse verdict, the County proceeded with settlement negotiations and was eventually able to develop this recommended settlement.

PAID ATTORNEY FEES, TO DATE	\$	0
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PAID COSTS, TO DATE	\$	0
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Summary Corrective Action Plan

County of Los Angeles Department of Public Works



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.

Claim:	April Foss
Date of incident/event:	June 2, 2008
Briefly provide a description of the incident/event:	On June 2, 2008, a fire hydrant located adjacent to the claimant's property separated from its base, sending water into the air and flooding her home. Water damaged the exterior of the home and flooded the interior of both the upstairs and lower level. County of Los Angeles Waterworks Districts (Waterworks) maintains the subject fire hydrant. Waterworks personnel confirmed that the fire hydrant bolts had rusted through and severed in place, indicating that no impact to the fire hydrant had occurred. The corroded fire hydrant bolts caused the fire hydrant to break away from its riser sending an estimated water flow of 7,500 gallons per minute from the riser.

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

The fire hydrant at this location failed as a result of severe corrosion of the fire hydrant flange bolts that occurred over time.

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

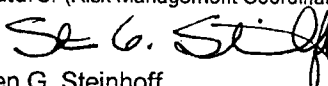
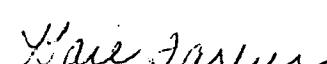
To prevent future similar occurrences, Waterworks implemented a Fire Hydrant Bolt Replacement Program to replace the existing hollow-core flange bolts for all fire hydrants installed between 1987 and 1992 with solid-core bolts.

As of June 30, 2009, the hollow core-bolts for all 51 Priority Level A fire hydrants were replaced with solid core bolts. As of July 6, 2009, 126 Priority Level B fire hydrants were replaced with solid-core bolts. The remaining 48 Priority Level B fire hydrants will be replaced with solid-core bolts by July 31, 2009. All Priority Level C hydrants will have their hollow-core bolts replaced with solid-core bolts by June 30, 2010. Waterworks Standard Plan Numbers W-8 and W-9 were also updated to require the use of solid-core bolts for newly installed fire hydrants.

Waterworks will also develop and implement an ongoing Fire Hydrant Inspection and Maintenance Program for all of the Waterworks Districts by June 20, 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 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)  Steven G. Steinhoff	Date: 7.23.09
Signature: (Director)  Gail Farber	Date: 8.3.09

ARM:psr
P4:FOSS SCAP

**DEPARTMENT OF PUBLIC WORKS
CORRECTIVE ACTION PLAN**

CLAIM OF: April Foss

INCIDENT DATE: June 2, 2008

INCIDENT LOCATION: 1845 Date Palm Drive, City of Palmdale

RISK ISSUES:

The County of Los Angeles Waterworks Districts (Waterworks) could be held liable in Inverse Condemnation if its Public Works facility operating as designed resulted in damages to the claimant's private property.

INVESTIGATIVE REVIEW:

On June 2, 2008, a fire hydrant located adjacent to the claimant's property separated from its base, sending water into the air and flooding her home. Water damaged the exterior of the home and flooded the interior of both the upstairs and lower level.

Waterworks maintains the subject fire hydrant at the incident location. Waterworks personnel reports that the fire hydrant bolts had rusted through and severed in place, indicating that no impact to the fire hydrant had occurred. The corroded fire hydrant bolts caused the fire hydrant to break away from its riser releasing an estimated water flow of 7,500 gallons per minute from the 6-inch riser.

POLICY ISSUES:

In the past year, there have been five cases of fire hydrants which have spontaneously erupted and discharged large volumes of water due to failure of their flange bolts. The fire hydrants that failed were installed between 1987 and 1990 with 3/4-inch diameter hollow-core flange bolts. The bolts were manufactured with a 1/2-inch diameter hole drilled entirely through the bolt and head to facilitate separation of the hydrant from its bottom flange if hit by a vehicle. The holes drilled through the bolt heads allowed water to enter the hollow core of the bolts which lead to severe corrosion.

CORRECTIVE ACTION:

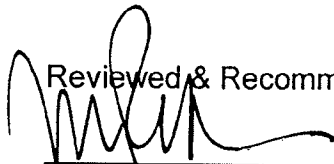
To prevent future occurrences of fire hydrant riser separation, Waterworks implemented a Fire Hydrant Bolt Replacement Program to replace the existing hollow-core flange bolts for all fire hydrants installed between 1987 and 1992 with solid-core bolts. Three Priority Levels (A, B, and C) have been established based on the installation year, water system pressure, and proximity to failed hydrants for hydrants that require bolt replacement. Priority Level A hydrants are those installed between 1987 and 1992, with water pressure of 150 pounds per square inch or greater and located near failed fire hydrants. Priority Level B hydrants are those installed between 1987 and 1992, with

**DEPARTMENT OF PUBLIC WORKS
CORRECTIVE ACTION PLAN**

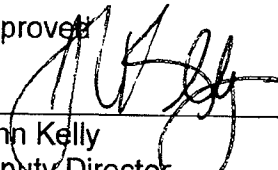
water pressure of less than 150 pounds per square inch and located near failed fire hydrants. Priority Level C hydrants are all others installed between 1987 and 1992.

As of June 30, 2009, the hollow-core bolts for all 51 Priority Level A fire hydrants were replaced with solid-core bolts. As of July 6, 2009, 126 Priority Level B fire hydrants were replaced with solid-core bolts. The remaining 48 Priority Level B fire hydrants will be replaced with solid-core bolts by July 31, 2009. All Priority Level C hydrants will have their hollow-core bolts replaced with solid-core bolts by June 30, 2010. In addition, Waterworks Standard Plan Numbers W-8 and W-9 were also updated to require the use of solid-core bolts for newly installed fire hydrants.

Waterworks will also develop and implement an ongoing Fire Hydrant Inspection and Maintenance Program for all of the Waterworks Districts by June 20, 2010.


Reviewed & Recommended

Mark Pestrella Date
Deputy Director

Approved 

John Kelly 9/12/09
Deputy Director Date


ARM:psr
P4:FOSS CAP

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Juan De La Rama
CASE NUMBER	Unlitigated claim
COURT	N/A
DATE FILED	8/12/2008
COUNTY DEPARTMENT	Dept. Public Works - Sewer Maintenance District
PROPOSED SETTLEMENT AMOUNT	\$ 213,916.86
ATTORNEY FOR PLAINTIFF	None
COUNTY COUNSEL ATTORNEY	Brian T. Chu Principal Deputy County Counsel
NATURE OF CASE	This non litigated claim involves property damages arising from a sewer backup at the residential home of Juan De La Rama located in Calabassas. A County sewer crew investigated the complaint and found that wastewater from a sewer mainline intruded into the entirety of the single story home. The County crew rodded the mainline and relieved a stoppage created by overgrown tree roots. The sewage, however, caused damage to the interior flooring, drywall, cabinetry, baseboards, paint, and other personal property.

The sewer mainline is maintained by the County as part of the Consolidated Sewer Maintenance District. Due to the inherent risks and uncertainties involved in a trial, the potential liability and potential exposure to an adverse verdict, the County proceeded with settlement negotiations and was eventually able to develop this recommended settlement.

PAID ATTORNEY FEES, TO DATE	\$	0
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PAID COSTS, TO DATE	\$	0
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Summary Corrective Action Plan

County of Los Angeles Department of Public Works



The intent of this form is to assist departments in writing a corrective action plan summary, as an 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.

Claim:	Juan De La Rama
Date of incident/event:	July 19, 2008
Briefly provide a description of the incident/event:	This is a sewage backup that occurred at a residence at 22359 Cairnloch Street, City of Calabasas. The effluent caused damage to the interior of the residence as well as personal property. Public Works responded and the SMD crew confirmed the existence of a main sewer line blockage created by tree roots between Manhole Nos. 380 and 381. Remediation under the Rapid Response Program was offered. However, the claimant declined these services and hired JFS Construction.

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

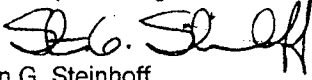
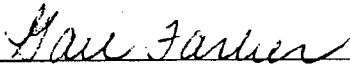
The cause of the sewer backup was a tree root blockage of the main sewer line.

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

This segment of the main sewer line was inspected with a closed-circuit television to access the condition of the line. Based on the results of the inspection, the main sewer line was placed on a quarterly rodder periodic to prevent future blockages. The main sewer line will also continue to be inspected on a semi-annual basis.

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 Countywide 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 Countywide or other department implications.

Signature: (Risk Management Coordinator)  Steven G. Steinhoff	Date: 7.27.09
Signature: (Director)  Gail Farber	Date: 7-29-09

ARM:psr
P4:IDE LA RAMA SCAP1

HW
2/23/09

**DEPARTMENT OF PUBLIC WORKS
CORRECTIVE ACTION PLAN**

CLAIM OF: Juan De La Rama

INCIDENT DATE: July 19, 2008

INCIDENT LOCATION: 22359 Cairnloch Street, City of Calabasas

RISK ISSUE:

The County may be liable in Inverse Condemnation if a public improvement, operating as intended, is a substantial factor in causing damage to private property.

INVESTIGATIVE REVIEW:

The sewer line at this location is owned by the City of Calabasas and is maintained by the County under the Consolidated Sewer Maintenance Districts (CSMD).

On July 19, 2008, the main sewer line located at 22359 Cairnloch Street in the City of Calabasas became blocked which caused wastewater to back up and overflow into plaintiffs' residence damaging the interior of their home as well as their personal property.

Sewer Maintenance Division (SMD) was notified and an SMD crew responded to the location. Upon arrival, the SMD crew observed that the wastewater level in Manhole No. 380 in Cairnloch Street was overflowing. The SMD crew rodded the sewer line between Manhole Nos. 380 and 381 and broke down a root stoppage. The sewer line was left flowing normally.

POLICY ISSUES:

The Consolidated Sewer Maintenance District's maintenance program consists of regular semi-annual inspections of the sewer system and appurtenances combined with periodic cleaning, repair, and related work as necessary to keep the collection system operating as designed.

CORRECTIVE ACTION:

A copy of Section 710 of the Los Angeles County Plumbing Code was delivered to 22359 Cairnloch Street, informing the property owner(s) that a backflow valve should be installed at the residence and maintained in a safe and sanitary operating condition.

**DEPARTMENT OF PUBLIC WORKS
CORRECTIVE ACTION PLAN**

Page 2

The main sewer line was inspected by closed-circuit television to assess the condition of the main sewer line. Based on their findings, and to prevent future blockages, the segment of mainline was placed on a quarterly rodding schedule. The main sewer line will remain on this schedule until it is no longer necessary as determined by maintenance personnel, and it will continue to be inspected under the semi-annual inspection program.

Reviewed & Recommended

 7/28/09

Diego Cadena Date
Deputy Director

Approved

 7/29/09

John Kelly Date
Deputy Director

ARM:psr
P4:IDE LA RAMA CAP1


7/23/09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	McDaniel v. Foster
CASE NUMBER	TC 022762
COURT	Los Angeles County Superior Court, Compton
DATE FILED	February 10, 2009
COUNTY DEPARTMENT	Sheriff's
PROPOSED SETTLEMENT AMOUNT	\$ 22,800
ATTORNEY FOR PLAINTIFF	Dennis H. Boothe
COUNTY COUNSEL ATTORNEY	Richard K. Kudo
NATURE OF CASE	On February 23, 2008, at about 3:00 p.m., Sheriff's Deputy Michael Foster was driving his patrol car, a 2000 Ford Crown Victoria, westbound on Pauline Street at about 5-10 miles per hour and approached the intersection of Pannes Avenue. That intersection is controlled by two-way stop signs for east-west traffic on Pauline Street. North-south traffic on Pannes Avenue is not controlled by any stop signs or traffic signals. Deputy Foster states that he stopped at the stop sign and visually cleared the intersection before proceeding into it. Upon entering the intersection, he collided with the passenger

side of Ms. McDaniel's vehicle. Ms. McDaniel was traveling northbound on Pannes Avenue at or under the posted speed limit. Ms. Cottingham was in the front passenger seat of Ms. McDaniel's vehicle. Ms. McDaniel asserts that Deputy Foster failed to stop at the stop sign.

Ms. McDaniel sustained the following injuries: sprains and strains of her cervical, thoracic and lumbar spine; cephalgia; post-traumatic anxiety; nervousness; and, insomnia. Her medical special damages total \$6,802.55.

Ms. Cottingham sustained the following injuries: cervical subluxation; thoracic subluxation; lumbar subluxation; sacral subluxation; sleep disturbance; anxiety; and, rib sprain/strain. Her medical special damages total \$7,496.50.

The settlement provides for \$12,000 to be paid to Ms. McDaniel and \$10,800 to be paid to Ms. Cottingham.

Settlement of action now will avoid the uncertainty of a potentially higher jury verdict and will avoid further attorneys' fees and litigation costs.

PAID ATTORNEY FEES, TO DATE	\$	18,180.22
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PAID COSTS, TO DATE	\$	773.31
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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>McDaniel v. County of Los Angeles</u> (Summary Corrective Action Plan #2009-021) Saturday, February 23, 2008; 3:00 p.m.
Briefly provide a description of the incident/event:	On Saturday, February 23, 2008, at approximately 3:00 p.m., an on-duty Los Angeles County deputy sheriff was driving a standard black and white patrol vehicle west on Pauline Street, east of Pannes Avenue, Unincorporated Los Angeles County. After stopping at a stop sign, the deputy sheriff entered the intersection. The patrol vehicle he was driving collided with the plaintiffs' vehicle while the plaintiff was traveling north on Pannes Avenue.

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

A public entity is liable for injuries and damages proximately caused by the negligent operation of a motor vehicle by its employees acting within the scope of employment.

As a result of the traffic collision, the plaintiff sustained cervical, thoracic, and lumbar sprains and strains. She was also diagnosed with post traumatic anxiety, nervousness, and insomnia.

The passenger in the plaintiff's vehicle was diagnosed with cervical subluxation, thoracic subluxation, lumbar subluxation, and sacral subluxation. She was also diagnosed with sleep disturbance, anxiety, and rib sprain/strain.

The plaintiff's vehicle, a 2004 Saturn Ion, California License 5HXB841, sustained moderate damage.

The patrol vehicle, a 2000 Ford Crown Victoria, California License 1077280, sustained moderate damage. The deputy sheriff was not injured.

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.

County of Los Angeles
Summary Corrective Action Plan

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

The traffic collision was thoroughly investigated by representatives from the California Highway Patrol and representatives from the Los Angeles County Sheriff's Department. Their investigations concluded that the deputy sheriff violated established policies and/or procedures.

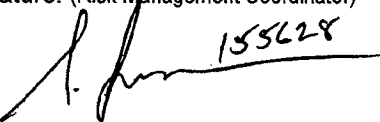
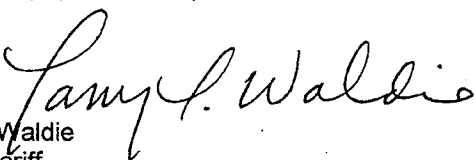
Appropriate administrative action was taken.

A full and final settlement at this time will avoid further litigation expenses and a potential jury verdict which *may* exceed the recommended settlement amount.

This summary corrective action plan has no countywide implications (refer to #3 below).

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)  Scott E. Johnson, Acting Captain Risk Management Bureau	Date: 11-12-09
Signature: (Department Head)  Larry L. Waldie Undersheriff	Date: 11/17/09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	21 st Century Ins. Co. v. County of Los Angeles, et al.
CASE NUMBER	09C00620
COURT	Los Angeles Superior Court
DATE FILED	February 17, 2009
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$24,000
ATTORNEY FOR PLAINTIFF	Brian Ferber, Esq.
COUNTY COUNSEL ATTORNEY	Gary P. Gross Principal Deputy County Counsel
NATURE OF CASE	On February 19, 2007, Deputy Thomas Whalen was driving his patrol car northbound on 172nd Street East, when he and his partner determined that a car traveling in the opposite direction was operated without proper registration. After executing a u-turn, Deputy Whalen followed the vehicle in anticipation of a traffic stop. Deputy Whalen stopped at a stop sign at Avenue O. As he proceeded into the intersection, his vehicle collided with a vehicle being driven eastbound on Avenue O by Carmelina Contreras. Ms. Contreras' claim for bodily injury and that of her son were previously settled. This claim is by the vehicle's insurer for property damages. Because there is no dispute as to liability or the amount of damages, the County Counsel's office recommends this case be settled for \$24,000.
PAID ATTORNEY FEES, TO DATE	\$2,224
PAID COSTS, TO DATE	\$0



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>21st Century Insurance Company v. County of Los Angeles</u> (Summary Corrective Action Plan #2009-020) Monday, February 19, 2007; 9:00 p.m.
Briefly provide a description of the incident/event:	On Monday, February 19, 2007, at approximately 9:00 p.m., an on-duty Los Angeles County deputy sheriff was driving a standard black and white patrol vehicle south on 172 nd Street East, north of Avenue O, Unincorporated Los Angeles. After stopping at a stop sign, the deputy sheriff entered the intersection. The patrol vehicle he was driving collided with the plaintiff-insured vehicle while the plaintiff-insured vehicle was traveling east on Avenue O.

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

A public entity is responsible for injuries and damages proximately caused by the negligent operation of a motor vehicle by its employees acting within the scope of employment.

The plaintiff's claim is for property damage to their insured's vehicle, a 2007 Honda Ridgeline, California Licence 8B22660. It was deemed a total loss.

The traffic collision was investigated by representatives from the California Highway Patrol and representatives from the Los Angeles County Sheriff's Department. Their investigations concluded that the deputy sheriff violated established policies/protocols.

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.

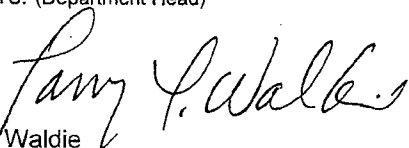
The Los Angeles County Sheriff's Department's training curriculum addresses the circumstances which occurred in this incident.

Appropriate administrative action was taken.

A full and final settlement at this time will avoid further litigation costs and a potential jury verdict which may exceed the recommended settlement amount.

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: 11-5-09
Signature: (Department Head)  Larry L. Waldie Undersheriff	Date: 11-09-09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Eugenio Tuazon v. County et al.
CASE NUMBER	KC053787
COURT	LASC, East District, Pomona
DATE FILED	September 8, 2008
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 21,000.00
ATTORNEY FOR PLAINTIFF	Adolfo Nabor and Dan Amosin Tel: (213) 365-8541
COUNTY COUNSEL ATTORNEY	Paul H.S. Kim Tel: (213) 974-1839
NATURE OF CASE	On September 28, 2006, Sergeant Jane Trejo (Trejo) was on her way to Pomona courthouse for an on-duty court appearance. After exiting the San Bernardino freeway at around 8:00 a.m., Sergeant Trejo traveled southbound on Huntington Boulevard, a one-lane, one-way street. Sergeant Trejo claims to have come to a complete stop at the intersection of Huntington Boulevard and Orange Grove Avenue. At the intersection, Huntington Boulevard has a stop sign and Orange Grove Avenue does not have any traffic control devices. As she entered the intersection, a collision occurred

with a vehicle driven by plaintiff Eugenio De Leon Tuazon traveling eastbound on Orange Grove Avenue.

After the accident, plaintiff Tuazon was taken to Pomona Valley Hospital Medical Center via ambulance.

Plaintiff Tuazon was 77 years old at the time of the accident. He suffered various soft-tissue injuries, but no broken bones. However, he was diagnosed with mild basilar atelectasis (collapsed lung), cervical, thoracic and lumbar sprains, bilateral shoulder sprains, and abdominal sprain/contusions by Pomona Valley Hospital Medical Center emergency physicians.

Due to the risks and uncertainties of litigation, County Counsel recommends a full and final settlement of this lawsuit in the amount of \$21,000.

PAID ATTORNEY FEES, TO DATE	\$	18,329.00
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PAID COSTS, TO DATE	\$	2,236.57
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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>Eugenio D. Tauzon v. County of Los Angeles, et al.</u> (Summary Corrective Action Plan #2009-019) Thursday, September 28, 2006; 8:40 a.m.
Briefly provide a description of the incident/event:	On Thursday, September 28, 2006, at approximately 8:40 a.m., an on-duty Los Angeles County deputy sheriff was driving a standard black and white patrol vehicle south on Huntington Boulevard, south of Orange Grove Avenue, Pomona. As the deputy sheriff entered the intersection, the patrol vehicle collided with the plaintiff's vehicle while the plaintiff was traveling east on Orange Grove Avenue.

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

A public entity is liable for injuries and damages proximately caused by the negligent operation of a motor vehicle by its employees acting within the scope of employment.

As a result of this traffic collision, the plaintiff sustained soft tissue injuries and sprains. He was treated at Pomona Valley Hospital Medical Center.

The plaintiff's vehicle, a 1994 Lexus, GS300, California License Number 4KPV929, sustained moderate damage.

The Los Angeles County deputy sheriff was not injured in the traffic collision.

The patrol vehicle the deputy sheriff was driving, a 2004 Ford Crown Victoria, California License Number 1077254, sustained moderate damage.

This traffic collision was thoroughly investigated by representatives from the Pomona Police Department and representatives from the Los Angeles County Sheriff's Department. Their investigations concluded that the Los Angeles County deputy sheriff violated established policies/protocols.

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 this incident.

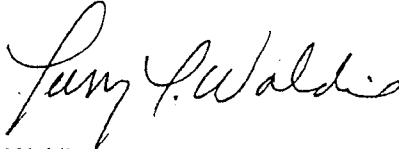
The Los Angeles County Sheriff's Department's training curriculum sufficiently addresses the circumstances which occurred in this incident.

Appropriate administrative action was taken.

A full and final settlement at this time will avoid further litigation costs and a potential jury verdict which may exceed the recommended settlement amount.

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 Countywide 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 Countywide or other department implications.

Signature: (Risk Management Coordinator)  David J. Long, Captain Risk Management Bureau	Date: 11-5-09
Signature: (Department Head)  Larry L. Waldie Undersheriff	Date: 11-09-09

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Erik P. v. County of Los Angeles
CASE NUMBER	BC 400273
COURT	Los Angeles Superior Court Central District
DATE FILED	October 10, 2008
COUNTY DEPARTMENT	Probation Department
PROPOSED SETTLEMENT AMOUNT	\$ 93,000
ATTORNEY FOR PLAINTIFF	Marc Hurd Tiedt & Hurd (951) 549-9400
COUNTY COUNSEL ATTORNEY	Tom Guterres Collins, Collins, Muir & Stewart (626) 243-1100
NATURE OF CASE	This is a case brought by Erik P., a minor, who alleges that he was sexually assaulted by another minor while at Eastlake Juvenile Hall. In his lawsuit, Erik P. contends that Probation Department employees should not have housed him with his assailant. The Probation Department contends that it did not have any notice that the assault would occur

and that the incident was not preventable.

Due to the risks and uncertainties of litigation, and in light of the fact that a prevailing plaintiff in a federal civil rights lawsuit is entitled to an award of reasonable attorneys' fees, a full and final settlement of the case in the amount of \$93,000 is recommended.

PAID ATTORNEY FEES, TO DATE	\$	33,297.50
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PAID COSTS, TO DATE	\$	620.62
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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:	November 17, 2007 at approximately 2:07p.m.
Briefly provide a description of the incident/event:	Plaintiff is a 5'7", 180 lbs., Hispanic Male that was detained on November 17, 2007 for committing an alleged assault. Plaintiff was admitted into Central Juvenile Hall (CJH) at approximately 9:10a.m. Plaintiff was later medically admitted at 12:00p.m., and was assigned Unit "K/L" after his mental health assessment. Plaintiff was interviewed and oriented to the unit and was assigned to room 1 with a 5'6", 130 lbs., African-American Male. Staff conducted a hall check at approximately 2:07p.m., and noticed the plaintiff lying face down on his bunk with his pants and underwear down to his knees. The minor roommate was standing over the plaintiff with his shirt covering his genitals. Plaintiff initially noted that nothing happened between him and the other minor. At approximately 3:10p.m., plaintiff alleged that he had been sodomized. In October 2008, plaintiff filed a complaint alleging general negligence, violation of Civil Rights and violation of State Civil Rights.

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

Root Cause Analysis:

The initial incident **stems from plaintiff's room assignment with a juvenile ward that allegedly violated facility rules prohibiting assaultive and sexual behavior.** A root cause factor analysis was conducted including, but not limited to:

- **Exposure area relates to plaintiff being housed with and allegedly sexually assaulted by a roommate that entered juvenile hall from camp with a temporary behavior chart that did not reflect a history of sexual misconduct.**

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

- **Insufficient information available in the temporary behavior record at the time staff was making the housing decision for a camp minor in juvenile hall.**
- **Minor's non-compliance with policy about assaultive and sexual behavior.**

This matter is being settled as a prudent business decision to mitigate associated costs.

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

ROOT-CAUSE Recommended Corrective Action:

Task #1 Name: Probation Case Management System (PCMS) Development

System Issue: ☒ Process/Procedure
☒ Personnel

Responsible Person: Fred Nazarbegian

Task Description:

1. The Department developed and implemented the Probation Case Management System (PCMS), which is a functional web-based application that contains various modules that handle numerous aspects of Probation's operations. PCMS enables staff to have easy access to and view information that includes, but is not limited to:
 - a. One Juvenile system with the functionality from 11 systems
 - b. Ability to see the complete record for each minor
 - c. Availability of Intake information
 - d. Availability of Detention information
 - e. Ability view minor's history
 - f. Ability to view minor's prior behavior
 - g. Ability to view minor's assessments

This task completed April 2009 and is on-going.

Task #2 Name: PCMS Training

System Issue: ☒ Process/Procedure
☒ Personnel

Responsible Person: Fred Nazarbegian

Task Description:

1. The Department developed and provided staff training on the use of PCMS. Upon completion of training and review of the training manual staff:
 - a. Have an overview of PCMS
 - b. Have a general knowledge of the web application
 - c. Have general knowledge of the application features
 - d. Have familiarity with criminal justice systems and concepts
 - e. Have awareness of Probation processes and guidelines

f. Have asked questions and retain the ability to receive support from the help desk
This task completed May 2009 and is on-going.

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: 9/15/09
Signature: (Department Head) 	Date: 9/17/09

COUNTY OF LOS ANGELES CLAIMS BOARD

MINUTES OF REGULAR MEETING

November 16, 2009

1. Call to Order.

This regular meeting of the County of Los Angeles Claims Board was called to order at 9:30 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: Rocky Armfield, John F. Krattli, and John Naimo. Mr. Armfield left the meeting at 11:45 a.m.

Other persons in attendance at the meeting were: Office of the County Counsel: Roger Granbo, Lauren Black, Eva Vera-Morrow, Narbeh Bagdasarian, and Stephen Morris; Office of Affirmative Action: David Kim; Sheriff's Department: Shaun Mathers, Patrick Hunter, and Lynne Hughes; Department of Health Services: Elizabeth Baca, Evelyn Szeto, Kim McKenzie, and Nina Park; Fire Department: Michael Kranther; Outside Counsel: David J. Weiss.

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 9:35 a.m., the Chairperson adjourned the meeting into Closed Session to discuss the items listed as 4(a) through 4(f) below.

4. Report of actions taken in Closed Session.

At 1:20 p.m., the Claims Board reconvened in open session and reported the actions taken in Closed Session as follows:

- a. Rosa Bellini v. County of Los Angeles
Los Angeles Superior Court Case No. TC 022 546

This lawsuit concerns allegations of sexual harassment by a Sheriff's Deputy; settlement is recommended in the amount of \$90,000.

The Claims Board approved settlement of this matter in the amount of \$90,000.

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

- b. Darnell Wheat v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 380 785

This lawsuit concerns allegations that the Department of Children and Family Services failed to adequately protect a dependent of the Juvenile Court; settlement is recommended in the amount of \$42,500.

(Continued from the meeting of October 5, 2009.)

The Claims Board continued this matter.

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

- c. Claim of DePuy Shine, Johnson and Johnson Company

This claim arises from the loss or theft of a vendor's surgical medical supplies that were in the custody and control of the LAC+USC medical center; settlement is recommended in the amount of \$235,992.

(Continued from the meeting of October 5, 2009.)

The Claims Board continued this matter.

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

- d. Ruben Romero, et al. v. County of Los Angeles
Los Angeles Superior Court Case No. PC 043 490

This medical negligence/wrongful death lawsuit arises from treatment received by a patient while hospitalized at the Olive View Medical Center; settlement is recommended in the amount of \$382,500.

The Claims Board continued this matter.

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

- e. Jaelyn Mancinas and Claudia Chavez v. County of Los Angeles
Los Angeles Superior Court Case No. PC 044 264

This medical negligence lawsuit arises from treatment received by a patient and her mother at the Olive View Medical Center; settlement is recommended in the amount of \$5,920,488 plus the assumption of the Medi-Cal lien in the amount of \$80,139. (Continued from the special meeting of November 9, 2009.)

The Claims Board continued this matter.

The vote of the Claims Board was unanimous with Mr. Armfield being absent.

- f. Mark Warr and Roberto Fidani v. County of Los Angeles
Los Angeles Superior Court Case No. BC 392 267

This lawsuit concerns allegations of misconduct and retaliation by employees of the Fire Department.

The Claims Board continued this matter.

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

5. Approval of the minutes for the October 5, 2009, regular meeting of the Claims Board, and the October 23, 2009 and November 9, 2009, special meetings of the Claims Board.

The minutes for the October 5, 2009, regular meeting of the Claims Board, and the October 23, 2009 and November 9, 2009, special meetings of the Claims Board were approved.

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

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

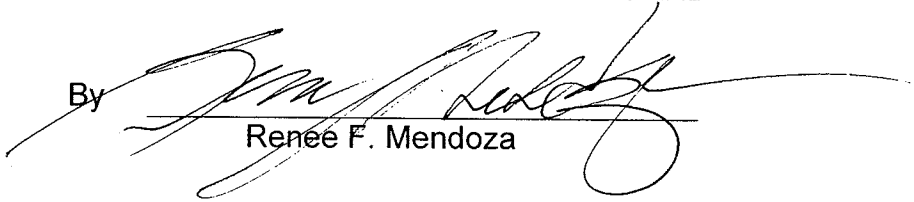
No such matters were discussed.

- 7, Adjournment.

The meeting was adjourned at 1:23 p.m.

COUNTY OF LOS ANGELES CLAIMS BOARD

By


Renee F. Mendoza