



County of Los Angeles

March 18, 2025

Dawyn R. Harrison
County Counsel

Board of Supervisors

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Supervisor, First District

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Supervisor, Second District

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Supervisor, Third District

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Supervisor, Fourth District

Kathryn Barger
Supervisor, Fifth District

TO: EDWARD YEN
Executive Officer
Board of Supervisors

Attention: Agenda Preparation

FROM: ADRIENNE M. BYERS
Litigation Cost Manager

RE: **Item for the Board of Supervisors' Agenda
County Claims Board Recommendation
Gregorio Pina, et al. v. Rosa Mora, et al.
Los Angeles Superior Court Case No. MC027157**



Attached is the Agenda entry for the Los Angeles County Claims Board's recommendation regarding the above-referenced matter. Also attached are the Case Summary and Summary Corrective Action Plan to be made available to the public.

It is requested that this recommendation, Case Summary, and Summary Corrective Action Plan be placed on the Board of Supervisors' agenda.

AMB:lzs

Attachments

Board Agenda

MISCELLANEOUS COMMUNICATIONS

Los Angeles County Claims Board's recommendation: Authorize settlement of the matter entitled Gregorio Pina, et al. v. Rosa Mora, et al., Los Angeles Superior Court Case No. MC027157, in the amount of \$2,350,000, and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Department of Public Works' budget.

This dangerous condition of public property lawsuit against the Department of Public Works arises from alleged injuries sustained in a traffic collision due to icy road conditions in unincorporated Los Angeles County.

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Gregorio Pina, et al. v. Rosa Mora, et al.
CASE NUMBER	MC027157
COURT	Los Angeles Superior Court
DATE FILED	May 30, 2017
COUNTY DEPARTMENT	Department of Public Works
PROPOSED SETTLEMENT AMOUNT	\$ 2,350,000
ATTORNEY FOR PLAINTIFF	JASON P. FOWLER, Esq. Parris Law Firm
COUNTY COUNSEL ATTORNEY	RICHARD K. KUDO Principal Deputy County Counsel
NATURE OF CASE	<p>On January 25, 2017, at 6:30 a.m., Gregorio Pina's ("Plaintiff") Toyota sedan and defendant Rosa Mora's (not a County employee) Toyota pickup truck crashed into each other when Ms. Mora lost control of her truck and crossed over into Plaintiff's lane of travel due to icy road conditions on Avenue N, approximately 330 feet east of 20th Street West, in the unincorporated area of the County near the City of Palmdale. Plaintiff alleged that the water pooled at the southeast corner of Avenue N and 20th Street West intersection represented a dangerous condition of public property that caused the collision. Plaintiff claims to have suffered injuries and damages from the accident. Plaintiff's wife, Ana Pina, claims a loss of consortium.</p> <p>Due to the risks and uncertainties of litigation, a full and final settlement of the case is warranted.</p>
PAID ATTORNEY FEES, TO DATE	\$ 393,858
PAID COSTS, TO DATE	\$ 202,025



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:	January 25, 2017
Briefly provide a description of the incident/event:	<p>On January 25, 2017, at 6:30 a.m., the Co-defendant (the driver of the other vehicle) was traveling eastbound on Avenue N, 330 feet east of 20th Street West when she lost control of her vehicle and crossed over the double yellow line into westbound traffic and collided with Plaintiff's vehicle. The Traffic Collision Report found the Co-defendant was the cause of the collision in violation of CVC 22350 (unsafe speed) and CVC 22107 (unsafe turning movement).</p> <p>According to the traffic collision report, the weather was clear, and the incident occurred around dusk-dawn.</p>

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

It is alleged that the collision occurred due to the flooded and icy conditions of the roadway at the time of the incident.

It is alleged that the collision occurred due to lack of maintenance and warning signs.


The collision occurred due to Co-defendant's negligence in the operation of her vehicle by traveling at an unsafe speed and making an unsafe turning movement in front of the Plaintiff. According to the Traffic Collision Report, the Co-defendant caused the collision in violation of CVC 22350 (unsafe speed) and CVC 22107 (unsafe turning movement).

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


Continued adherence to existing departmental policies, standards and operating procedures.


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.

Name: (Risk Manager) Jacklin E. Injjian	
Signature: 	Date: 12/13/2024

Name: (Deputy Director) Steve Burger	
Signature: 	Date: 12/17/2024

Name: (Department Head) Mark Pestrella	
Signature: 	Date: 12/17/2024

Chief Executive Office Risk Management Inspector General USE ONLY	
Are the corrective actions applicable to other departments within the County?	
<input type="checkbox"/> Yes, the corrective actions potentially have County-wide applicability.	
<input checked="" type="checkbox"/> No, the corrective actions are applicable only to this department.	
Name: (Risk Management Inspector General)	
Signature: 	Date: 12/26/2024

Jl:psr
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