

STATEMENT OF PROCEEDINGS
FOR THE REGULAR MEETING OF THE LOS ANGELES
CONTRACT CITIES LIABILITY TRUST FUND CLAIMS BOARD
HELD VIA-TELECONFERENCE

ON

WEDNESDAY, December 9, 2020, AT 11:00 AM

Members Present: Mark Waronek, James Bozajian, Reva Feldman, Lindsey Horvath, Margaret Finlay, Mark Alexander, Patrick Kearney, Ken Striplin, Marcel Rodarte, Jennifer Vasquez, Ernie Jimenez.

Alternates Present: *Kevin Chun, Steven Hofbauer, John Moreno, Rob Wishner, Gustavo Camacho, Bryan Cook, Michael Davitt.*

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. Lewin, Kevin v. County, et al.
Los Angeles Superior Court Case No. BC 697359

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board recommended to the Board of Supervisor the settlement of this matter in the amount of \$125,000.

Vote: Ayes: 11 - Mark Alexander, James Bozajian, Reva Feldman, Margaret Finlay, Patrick Kearney, Lindsey Horvath, Ernie Hernandez, Jennifer Vasquez, Ken Striplin, Marcel Rodarte, Mark Waronek.

[See Supporting Document](#)

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

- a. Lim, Yong Ho, et al. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 712286

This lawsuit concerns allegations of an automobile accident involving a Sheriff's Deputy.

Action Taken:

No reportable action taken

- b. Conference with Legal Counsel – Anticipated Litigation (Paragraph (2) of Subdivision (d) of Government Code section 54956.9)
Significant exposure to litigation (three cases)

Action Taken:

No reportable action 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 November 18, 2020 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: 11 - Mark Alexander, James Bozajian, Reva Feldman, Margaret Finlay, Patrick Kearney, Lindsey Horvath, Ernie Hernandez, Jennifer Vasquez, Ken Striplin, Marcel Rodarte, Mark Waronek.

[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	Kevin Lewin v. County of Los Angeles, et al.
CASE NUMBER	BC697359
COURT	Los Angeles Superior Court
DATE FILED	March 9, 2018
COUNTY DEPARTMENT	Los Angeles County Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 125,000
ATTORNEY FOR PLAINTIFF	Jonathan Howell, Esq. Pocrass & De Los Reyes LLP
COUNTY COUNSEL ATTORNEY	Michael J. Gordon, Deputy County Counsel
NATURE OF CASE	<p>On September 16, 2017, Plaintiff Kevin Lewin was involved in a motor vehicle versus bicycle collision with co-defendant Albert Thorne. The collision took place during the Malibu Triathlon, for which the Sheriff's Department was providing traffic control. Plaintiff was participating in the cycling portion of the event at the time of the collision, wherein co-defendant Albert Thorne, turned right in front of Plaintiff at the intersection of Pacific Coast Highway and Encinal Canyon Road. It is alleged that the Deputy Sheriff responsible for controlling the subject intersection was grossly negligent in providing traffic control which caused the collision. Plaintiff sustained a fractured left clavicle which required surgery to repair and emotional and psychological injuries as a result of the collision.</p> <p>Due to the risks and uncertainties of litigation, a full and final settlement of the case in the amount of \$125,000 is recommended.</p>
PAID ATTORNEY FEES, TO DATE	\$ 69,183
PAID COSTS, TO DATE	\$ 15,098

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

MINUTES OF MEETING

November 18, 2020

1. Call to Order

This meeting of the County of Los Angeles Contract Cities Liability Trust Fund Claims Board was called to order by Mark Waronek at 11:04 a.m. The meeting was held via-teleconference.

Present at the meeting were Claims Board Members: Mark Waronek, Chair; James Bozajian, North Division; Reva Feldman, At-Large; Lindsey Horvath, At-Large; Margaret Finlay, East Division; Mark Alexander, East Division; Patrick Kearney, Central Division; Ken Striplin, North Division; Jennifer Vasquez, Central Division; Marcel Rodarte; Ernie Hernandez, South Division; At-Large; **Alternate:** Steve Hofbauer, North Division; Kevin Chun, Central Division; John Moreno, South Division; Rob Wishner, East Division; Bryan Cook, At-Large; Michael Davitt, East Division; Gustavo Camacho, South Division; **County of Los Angeles Staff:** Elizabeth D. Miller, Assistant County Counsel; Adrian Gragas, Assistant County Counsel; Millicent Rolon, Principal Deputy County Counsel; Tim Kral, Principal Deputy County Counsel; Maxine Kallenberger, Los Angeles Sheriff's Department; Steve Gross, Los Angeles Sheriff's Department; Tom McNeal, Los Angeles Sheriff's Department; **Attendees:** Chris Gray, Alliant Insurance Services; Kristen DesCombes, Alliant Insurance Services; Robert Lowe, Alliant Insurance Services; Karen Bartak, Bedford Falls Insurance; Anita Brenner, Law Offices of Torres and Brenner; **Third Party Administrator for the County of Los Angeles:** Sylvia Hernandez, Claims Manager, Carl Warren & Company; **California JPIA:** Jonathan Shull, Chief Executive Officer; Jim Thyden, Insurance Programs Manager; Paul Zeglovitch, Liability Program Manager; Lam Le, Financial Analyst; Veronica Ruiz, Agency Clerk.

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 11:08 a.m., the Chair adjourned the County of Los Angeles Contract Cities Liability Trust Fund Claims Board into Closed Session.

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

- a. Mahoe, Monique v. Westlake Imports, Inc. D.B.A. Ladin Subaro, et al.
Los Angeles Superior Court Case No. 18STCV08891

This lawsuit concerns allegations of civil rights violations, false arrest, and excessive force by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$99,999.

Vote: Ayes: 11 - Mark Alexander, James Bozajian,
Reva Feldman, Margaret Finlay, Patrick Kearney,
Lindsey Horvath, Ernie Hernandez, Jennifer
Vasquez, Ken Striplin, Marcel Rodarte,
Mark Waronek.

- b. Sanchez, Juan, et al. v. County of Los Angeles; California et al.
Los Angeles Superior Court Case No. BC MC028233

This lawsuit concerns allegations of injuries and property damage received in an automobile accident involving a Sheriff's Deputy.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$100,000.

Vote: Ayes: 11 - Mark Alexander, James Bozajian,
Reva Feldman, Margaret Finlay, Patrick Kearney,
Lindsey Horvath, Ernie Hernandez, Jennifer
Vasquez, Ken Striplin, Marcel Rodarte,
Mark Waronek.

- c. Street, Christopher v. County of Los Angeles, et al.
United States District Court Case No. 2:18-CV-07805

This lawsuit concerns allegations of civil rights violations, excessive force and by Sheriff's Deputies.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the settlement of this matter in the amount of \$75,000.

Vote: Ayes: 11 - Mark Alexander, James Bozajian,
Reva Feldman, Margaret Finlay, Patrick Kearney,
Lindsey Horvath, Ernie Hernandez, Jennifer
Vasquez, Ken Striplin, Marcel Rodarte,
Mark Waronek.

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

There are no settlement proposals for this meeting.

5. Report of actions taken in Closed Session.

The meeting was reconvened into public session at 11:18 a.m. No action was taken in Closed Session which required a public report pursuant to Government Code section 54957.1.

6. Approval of the Minutes for October 21, 2020, 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: 11 - Mark Alexander, James Bozajian, Reva Feldman,
Margaret Finlay, Patrick Kearney, Lindsey
Horvath, Ernie Hernandez, Jennifer Vasquez,
Ken Striplin, Marcel Rodarte, Mark Waronek.

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 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.

None

8. Other Business

None

9. Adjournment

There being no further business, the meeting was adjourned at 11:20 a.m.

COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY
TRUST FUND CLAIMS BOARD



JAHEL SAUCEDO