

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Estate of Guzman, et al. v. City of Los Angeles, et al., United States District Court (USDC) Case No. CV15-07932 JAK, consolidated with Marcos Castaneda, et al. v. City of Los Angeles, et al., USDC Case No. CV16-03101 JAK (FFM) (this matter arises from an incident involving members of the Los Angeles Police Department on September 27, 2015, in Los Angeles, California), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$1,950,000** in settlement of the above-entitled matter, **payable in Fiscal Years (FY) 2017-18 and 2018-19.**
2. AUTHORIZE the Controller to transfer \$975,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts.
3. AUTHORIZE the City Attorney to draw demands from Fund No. 100/59, Account No. 009792, Police Liability Payouts, made payable to: Bernard and Bernard, Law Offices of Gary Appleby, Marcos Castaneda, Eric Castenda, Casillas and Associates, and Gloria Gonzalez, payable in two separate installments as follows:
 - a. \$975,000 due FY 2017-18.
 - b. \$975,000 due FY 2018-19.
4. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2018**, or shortly thereafter, the following instructions:

Authorize the Controller to transfer \$975,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts.
5. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

(Budget and Finance Committee waived consideration of the above matter).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

MITCHELL ENGLANDER
Councilmember, 12th District

REW
CF 18-0316
May 1, 2018