

CITY OF LOS ANGELES

CALIFORNIA



ERIC GARCETTI
MAYOR

JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer

When making inquiries relative to
this matter, please refer to the
Council File No.

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040

SHANNON HOPPES
Council and Public Services
Division

www.cityclerk.lacity.org

July 3, 2013

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File

No. 13-0087, at its meeting held June 26, 2013.


City Clerk
KW

OFFICE OF THE MAYOR
Mayor's Time Stamp
2013 JUN 28 PM 2:32
CITY OF LOS ANGELES

City Clerk's Time Stamp
RECEIVED
CITY CLERK'S OFFICE
2013 JUN 28 PM 2:30
CITY CLERK
BY _____
DEPUTY

SUBJECT TO THE MAYOR'S APPROVAL

COUNCIL FILE NO. 13-0087

COUNCIL DISTRICT _____

COUNCIL APPROVAL DATE June 26, 2013

RE: CASE ENTITLED CITY OF LOS ANGELES, ET AL. V. PACIFIC BELL TELEPHONE COMPANY (DBA AT&T CALIFORNIA), LOS ANGELES SUPERIOR COURT CASE NO. BC 414 272

LAST DAY FOR MAYOR TO ACT JUL 08 2013
(10 Day Charter requirement as per Charter Section 341)

DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY

APPROVED

✓

*DISAPPROVED

*Transmit objections in writing
pursuant to Charter Section 341

DATE OF MAYOR APPROVAL OR DISAPPROVAL JUL 02 2013

E.G. [Signature]
MAYOR

OS

BY _____
CITY CLERK
DEPUTY
2013 JUL -3 AM 9:30
CITY CLERK'S OFFICE

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendation of the City Attorney in order to effect settlement in the case entitled City of Los Angeles, et al. v. Pacific Bell Telephone Company (dba AT&T California), Los Angeles Superior Court Case No. BC 414 272, **SUBJECT TO THE APPROVAL OF THE MAYOR:**

REQUEST the City Attorney to settle the case on the following terms, subject to a final agreement between the parties:

- a. AT&T will make a custom application channel located at channel 35 on the U-Verse system available to the City to purchase AT&T will consult with City staff in designing the channel application. AT&T will also work with City staff to facilitate access by non-English speaking audiences and persons with disabilities.
- b. AT&T will pay a total of \$750,000 to the three Plaintiffs, and will also waive the \$36,000/year maintenance costs for six years, with the option of another four years if the City agrees to continue with the custom application channel and not sue.
- c. AT&T will not reduce the functionality, accessibility or quality of PEG programming made available via the custom channel application and AT&T will offer on the same terms and conditions any alternative method for delivering PEG programming that it provides any other municipality in the United States.
- d. For the purpose of monitoring PEG programming, AT&T will provide the City with a U-verse subscription at a location within the City where U-verse is available.

(Information Technology and General Services Committee waived consideration of the above matter)

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
MITCHELL ENGLANDER
Councilmember, 12th District

ME
CF 13-0087
#13-0087mot

ADOPTED

JUN 26 2013

LOS ANGELES CITY COUNCIL

MAYOR WITH FILE