

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney as approved by the Board of Recreation and Park Commissioners on May 6, 2015 in order to effect settlement in the case entitled Ashley Solomon v. City of Los Angeles, Los Angeles Superior Court Case No. BC570345 (This case concerns alleged violation of the Fair and Accurate Credit Transactions Act, 15 U.S.C. Section 1681c, subd. (g), regarding credit card receipts issued at the Pershing Square Garage), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. APPROVE a proposed class action settlement in the above-entitled matter in which debit/credit card receipts issued at the Pershing Square Garage allegedly violated federal law.
2. AUTHORIZE issuance, distribution, and use of vouchers for parking at the Pershing Square Garage as contemplated by the settlement.
3. AUTHORIZE the Chief Accounting Employee of the Department of Recreation and Parks to pay a third party administrator approved and/or designated by the Los Angeles Superior Court for the costs of administration in an amount yet to be determined (estimated to not exceed \$100,000).
4. AUTHORIZE staff to request the Department of General Services Printing Division to print notice of settlement, claim forms, and vouchers to the extent the third party administrator does not prepare these materials; AUTHORIZE the Chief Accounting Employee of the Department of Recreation and Parks to pay publication costs as ordered by the Court (likely to require publication twice in a free, weekly Los Angeles periodical and estimated not to exceed \$50,000).
5. AUTHORIZE the Chief Accounting Employee of the Department of Recreation and Parks to draw demands not to exceed \$98,000 (amount(s) subject to court approval), from Department 89, Fund 302, Account To Be Determined as follows: send by wire transfer to Gaines & Gaines, APLC Clients' Trust in the amount approved by the court not to exceed \$93,000 and by check made payable to Ashley Solomon in the amount approved by the court not to exceed \$5,000.
6. AUTHORIZE the City Attorney or his designee, following approval of the Claims Board and Council (and its subcommittees) without further action by the Board of Recreation and Parks, to oversee administration of the settlement, including providing payment; to make necessary technical adjustments; and to prepare instructions to the Chief Accounting Employee of the Department of Recreation and Parks for any necessary technical adjustments.
7. AUTHORIZE the Chief Accounting Employee of the Department of Recreation and Parks to implement the instructions.

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District