

**MOTION**

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Kim Nguyen v. City of Los Angeles, et al, Los Angeles Superior Court Case No. BC513892 and United States District Court Case No. 15-CV-01929 TJH JPR (this matter arises from an incident involving Los Angeles Police Department officers on April 17, 2013 at Olympic Boulevard and Grand Avenue in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to \$3,500,000 in settlement of the above-entitled matter.
2. FIND that the settlement is in the best interests of the City.
3. FIND that the City intends to make an interfund borrowing or advance from the Reserve Fund to pay the settlement on an interim basis, which loan or advance will be refunded or reimbursed with the proceeds of a judgment obligation bond issue, and a Resolution will be presented in open session at a later date.
4. AUTHORIZE the Controller to transfer \$3,500,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to Liability Claims Fund No. 100/59 Police Liability Payouts, Account No. 009792 to be reimbursed by proceeds from a future Judgment Obligation Bond issuance.
5. AUTHORIZE the City Attorney to draw a demand for \$3,500,000 from Liability Claims Fund No. 100/59, Account No. 009792, Police Liability Payouts, and made payable to: Baute Crochetiere and Gilford, LLP; and Kim Nguyen.
6. AUTHORIZE the City Attorney to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Bonin: “Yes”; Englander “No”) at its meeting on December 12, 2016, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY \_\_\_\_\_  
PAUL KREKORIAN  
Councilmember, 2nd District

SECONDED BY \_\_\_\_\_  
BOB BLUMENFIELD  
Councilmember, 3rd District

REW  
CF 15-0772  
December 12, 2016