

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement of appellate attorneys' fees and payment of judgment in the case entitled Estaze Yankey and Dontaze Storey, Jr. v. City of Los Angeles, Court of Appeal, State of California Second Appellate District, Case Nos B257780 and B259880; and Los Angeles Superior Court Case No. BC425757 (this matter involves an appeal of a final judgment in a wrongful death and civil rights case), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to pay final judgment in the above-entitled matter in the amount of \$1,945,411.42 (judgment includes \$1,895,411.42 in damages, attorneys' fees/costs, and interest through April 1, 2016; and appellate attorneys' fees settled for \$50,000) from the City Attorney Fund No. 100/59, Account 009780 Liability Payouts.
2. AUTHORIZE the City Attorney to draw demands thereon and made payable as follows:
 - a. \$1,091,130.60 to be paid as follows:
 - i. \$836,667.14 to Client Trust Account of the Law Offices of Dale Galipo, reflecting \$612,720 in district fees awarded to Mr. Galipo, \$100,000 in district fees awarded to Thomas Seabaugh, \$50,000 in appellate court fees awarded to Mr. Galipo, and \$73,947.14 in interest as of April 1, 2016.
 - ii. \$116,494.28 to the Law Offices of Shawn Dantzler, reflecting \$105,543.75 in fees and \$10,950.53 in interest as of April 1, 2016
 - iii. \$137,969.18 to the Law Offices of Humberto Guizar, reflecting \$125,000 in fees and \$12,969.18 in interest as of April 1, 2016.
 - b. \$854,280.82 to be paid to the party/parties, and to their attorneys, and to any company for the purposes of purchase of a single premium deferred annuity for the benefit of any plaintiff, as determined and ordered by the Court upon approval of the Minor's Compromise.
3. AUTHORIZE the City Attorney to make necessary changes to the above payment instructions, provided such changes do not deviate from the terms of the judgment.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Bonin: "Yes") at its meeting on June 6, 2016, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

MITCHELL ENGLANDER
Councilmember, 12th District

REW
CF 16-0426
June 6, 2016