

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the cases entitled Nationwide Mutual Insurance Company v. City of Los Angeles, et al., Los Angeles Superior Court Case Nos. BC521370 and BC521465 (this matter involves an auto accident which occurred on September 16, 2012, at the intersection of Kilkea Drive and Willoughby Avenue in the city of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to pay a total of \$195,000 in settlement of the above-entitled matters, 50 percent from the City Attorney Fund No. 100/59, Account No. 009795, Public Works Street Services Liability Payouts, and 50 percent from City Attorney Fund No.100/59, Account No. 009797, Transportation Liability Payouts.

2. AUTHORIZE the City Attorney to draw demands thereon and made payable as follows:
 - a. \$60,000 to Law Office of Jeffrey S. Dawson, A Professional Corporation; Law Office of Arthur Barens; and Leonardo D. Marmentini.

 - b. \$120,000 to Law Office of Jeffrey S. Dawson, A Professional Corporation; Law Office of Arthur Barens; and Eber Nascimento.

 - c. \$15,000 to Law Office of Jeffrey S. Dawson, A Professional Corporation; Law Office of Arthur Barens, and Nationwide Mutual Insurance Co.

3. AUTHORIZE the City Attorney, or designee, 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 – Englander – Blumenfield - Bonin: “Yes”) at its meeting on August 22, 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 16-0899
August 22, 2016