

**MOTION**

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Wyane Wainer v. City of Los Angeles, Los Angeles Superior Court Case No. BC534416 (this matter involves a trip and fall incident which occurred on September 6, 2013 on the sidewalk abutting 635 Venice Boulevard, in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to pay a total of \$350,000 in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$350,000 from Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand for \$350,000 from City Attorney Fund No. 100/59, Account No. 009795, Public Works Street Services Liability Payouts, and made payable to: Lawrence A. Goldberg, APLC., Clients Trust Account.
4. 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 – Martinez – Blumenfield – Bonin: “Yes”) at its meeting on September 26, 2016, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY \_\_\_\_\_

PAUL KREKORIAN  
Councilmember, 2nd District

SECONDED BY \_\_\_\_\_

NURY MARTINEZ  
Councilmember, 6th District

REW  
CF 16-1026  
September 26, 2016