

HOLLY L. WOLCOTT  
CITY CLERK

City of Los Angeles  
CALIFORNIA

OFFICE OF THE  
CITY CLERK

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When making inquiries relative to  
this matter, please refer to the  
Council File No.: [18-0281](#)

**OFFICIAL ACTION OF THE LOS ANGELES CITY COUNCIL**

April 20, 2018

**Council File No.:** [18-0281](#)

**Council Meeting Date:** April 18, 2018

**Agenda Item No.:** 33

**Agenda Description:** The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Joston R. Theney v. City of Los Angeles, et al., United States District Court Case No. CV15-09602 AB (AFMx). (This matter arises from an incident involving members of the Los Angeles Police Department on October 3, 2015, in Los Angeles, California.)

**Council Action:** MOTION (KREKORIAN - ENGLANDER) ADOPTED IN OPEN SESSION

**Council Vote:**

YES	BLUMENFIELD	YES	HARRIS-DAWSON	NO	O'FARRELL
YES	BONIN	ABSENT	HUIZAR	ABSENT	PRICE
NO	BUSCAINO	YES	KORETZ	YES	RODRIGUEZ
YES	CEDILLO	YES	KREKORIAN	YES	RYU
ABSENT	ENGLANDER	YES	MARTINEZ	ABSENT	WESSON

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**Pursuant to Charter/Los Angeles Administrative Code Section(s): 341**

**FILE SENT TO MAYOR:**

**LAST DAY FOR MAYOR TO ACT:**

**APPROVED**

**\*DISAPPROVED**

**\*VETO**

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
**DATE SIGNED**

**MOTION**

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Joston R. Theney v. City of Los Angeles, et al., United States District Court Case No. CV15-09602 AB (AFMx) (this matter arises from an incident involving members of the Los Angeles Police Department on October 3, 2015, in Los Angeles, California), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to \$200,000 in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$200,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009792, Police Liability Payouts, in the amount of \$200,000 and made payable to John C. Burton, The Law Offices of John Burton, and Joston Theney.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

**(Budget and Finance Committee waived consideration of the above matter)**

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

SECONDED BY \_\_\_\_\_  
MITCHELL ENGLANDER  
Councilmember, 12th District

REW  
CF No. 18-0281  
April 18, 2018

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