

ITEM NO. 35

9/25/19 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Roshanak Mahdavi-Pour v. City of Los Angeles, Court of Appeal State of California Second Appellate District Case, No. B284003, Los Angeles Superior Court Case No. LC095639 (this matter involves the City's appeal of a judgment entered after a jury verdict in favor of Plaintiff Roshanak Mahdavi-Pour regarding her trip-and-fall on a sidewalk on February 11, 2011), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$509,478.91** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$427,861.88 plus applicable interest (equal to \$78,117.03 as of October 11, 2019) and appellate costs yet to be determined but estimated at \$3,500, plus applicable interest (if any), from the 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 two demands from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows:
 - a. \$427,861.88, plus applicable interest (calculated to be \$78,117.03 as of October 11, 2019) payable to Carpenter, Zuckerman and Rowley, Client Trust Account.
 - b. Appellate costs, plus applicable interest (if any) payable to Carpenter, Zuckerman and Rowley, Client Trust Account.
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.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Price – Koretz – Blumenfield: “Yes”) at its meeting on September 16, 2019, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
CURREN D. PRICE, JR
Councilmember, 9th District