



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 20 - 0 1 2 2
APR 28 2020

**REQUEST FOR CLOSED SESSION PURSUANT TO
GOVERNMENT CODE SECTION 54956.9(d)(1)**

REPORT RE:

PENDING LITIGATION

SULLIVAN EQUITY PARTNERS, LLC v. CITY OF LOS ANGELES, *et al.*
LASC CASE NO. BS169541 / USDC CASE NO. 2:16-CV-07148-CAS-AGR
Council District 11

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Honorable Members:

This Office recommends that discussions with, and advice from, legal counsel regarding this pending litigation be scheduled and held in closed session pursuant to California Government Code Section 54956.9(d)(1). Government Code Section 54956.9(g) requires you to state publicly prior to the closed session, what subdivision of this section authorizes the closed meeting, and that the closed session is being held to confer or discuss with, or receive advice from, legal counsel regarding pending litigation.

This lawsuit involves a state court judgment in a petition for writ of mandate, and concurrent federal litigation, arising from an administrative penalty imposed by the Bureau of Street Services, and upheld by the Board of Public Works, against the developer of two large private residences in the Brentwood neighborhood based on the removal of three protected trees in violation of the City's Protected Tree Ordinance.

If you have any questions regarding this matter, please contact Senior Assistant City Attorney Terry P. Kaufmann Macias at (213) 978-8233, Deputy City Attorney Charles D. Sewell at (213) 978-8083, or Deputy City Attorney Patrick Hagan at (213) 978-1687. They or another member of this Office will be present when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney

By



DAVID MICHAELSON
Chief Assistant City Attorney

DM:CDS:ev