

# ITEM NO. 38

6/21/22 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 Daniel McCullough v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 18STCV09107. (This matter arises from a trip and fall on a sidewalk uplift of 2 ½ inches at 3945 Beethoven Street in which the plaintiff sustained personal injuries and damages.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$580,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer \$580,000 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 a demand from the Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, made payable as follows: Rosen and Associates and Daniel McCullough in the amount of \$580,000.
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 this matter)**

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

PAUL KREKORIAN  
Councilmember, 2nd District

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

BOB BLUMENFIELD  
Councilmember, 3rd District