

**MOTION**

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Nicholas Kobe v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV04049. (This matter arises from Plaintiff’s claimed violations of the Fair Employment and Housing Act related to: (1) Discrimination; (2) Retaliation and Failure to Prevent Discrimination or Retaliation; (3) Whistleblower Retaliation under Labor Code section 1102.5.) **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office and the Los Angeles Fire Department to expend up to **\$370,000.00** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller’s Office to transfer \$357,944.20 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009790, Fire Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009790, Fire Liability Payouts, payable by not later than July 31, 2023, as follows: Law Offices of Helena Sunny Wise Client Trust Account in the amount of \$357,944.20.
4. AUTHORIZE the Los Angeles Fire Department to draw a demand from Fund No. 100/38, Account No. 1012, Salaries Sworn, payable to Nicholas David Kobe in the amount of \$12,044.80, as gross wages subject to all applicable taxes, payroll deductions, and withholdings.
5. 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, Finance and Innovation Committee (Blumenfield – Price – Yaroslavsky – McOsker – Rodriguez: “Yes”) at its meeting held on June 12, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

BOB BLUMENFIELD  
Councilmember, 3rd District

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

CURREN D. PRICE, JR.  
Councilmember, 9th District

AS 6/12/23  
CF 23-0507