

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Ariel Gonzales Gutierrez v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 21STCV46860. (This matter arises from a trip and fall accident at 7275 Franklin Avenue, in the City of Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office to expend up to **\$295,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller’s Office to transfer **\$295,000** 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 Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Levitt, Leichenger & Aberle, LLP and Ariel Gonzales Gutierrez in the amount of \$295,000.
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.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: “Yes”) at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District