



OFFICE OF THE CITY ATTORNEY

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C-8

DAWN MCINTOSH
City Attorney

October 3, 2023

GARY J. ANDERSON
Assistant City Attorney

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Recommendation to authorize City Attorney to pay sum of \$98,500.00, in full settlement of lawsuit entitled *Henry Kear v. City of Long Beach*, Los Angeles Superior Court Case No. 20STCV37891.

DISCUSSION:

Plaintiff alleges he was injured on October 3, 2019, when his motorcycle hit a pothole and he lost control and fell.

Following extensive negotiations, Plaintiff agreed to accept \$98,500.00 - inclusive of costs and fees - as a full and final settlement of this case.

The settlement was discussed in closed session, and approved, by the Government Operations and Efficiency Committee (Attorney/Client) on September 19, 2023.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

DAWN MCINTOSH, City Attorney

By: 
HOWARD D. RUSSELL
Principal Deputy City Attorney