



OFFICE OF THE CITY ATTORNEY  
Long Beach, California

**C-5**

ROBERT E. SHANNON  
City Attorney

HEATHER A. MAHOOD  
Chief Assistant City Attorney

MICHAEL J. MAIS  
Assistant City Attorney

PRINCIPAL DEPUTIES

Barbara D. de Jong  
Dominic Holzhaus  
Belinda R. Mayes

DEPUTIES

Gary J. Anderson  
Richard F. Anthony  
Alan D. Bennett  
Christina L. Checel  
Randall C. Fudge  
Charles M. Gale  
Everett L. Glenn  
Donna F. Guin  
Monte H. Machit  
Lisa Peskay Malmsten  
Barry M. Meyers  
Cristyl Meyers  
Susan C. Oakley  
J. Charles Parkin  
Howard D. Russell  
Carol A. Shaw

January 3, 2006

HONORABLE MAYOR AND CITY COUNCIL MEMBERS  
City of Long Beach  
California

**RECOMMENDATION:**

Recommendation to authorize City Attorney to pay sum of \$7,500.00 in full settlement of lawsuit entitled Simmons v. City of Long Beach.

**DISCUSSION:**

On April 24, 2003, Plaintiff, a individual confined to a wheelchair, encountered a traffic sign post that was implanted in the middle of the sidewalk in violation of the Americans with Disabilities Act. The post was subsequently relocated. The above settlement includes damages and statutorily recoverable attorneys fees.

**SUGGESTED ACTION:**

Approve recommendation.

Very truly yours,

ROBERT E. SHANNON, City Attorney

By

  
RANDALL C. FUDGE,  
Deputy City Attorney

RCF:caa