



OFFICE OF THE CITY ATTORNEY
Long Beach, California

C-8

ROBERT E. SHANNON
City Attorney

HEATHER A. MAHOOD
Chief Assistant City Attorney

MICHAEL J. MAIS
Assistant City Attorney

March 20, 2007

HONORABLE MAYOR AND CITY COUNCIL MEMBERS
City of Long Beach
CALIFORNIA

RECOMMENDATION:

Recommendation to authorize City Attorney to pay sum of \$20,000 in full settlement of lawsuit entitled: *Amanda Haney, a minor and Nicamarie Santiago, a minor, both through their Guardians ad Litem v. City of Long Beach*

DISCUSSION:

Plaintiffs, two teenage girls, were hit by a car while walking back from El Dorado Park at the intersection of Barrios and Studebaker. At the time, the crosswalk had reflective signs and overhead lighting, but no traffic signal.

Following settlement discussions with Plaintiffs' counsel, Plaintiffs have agreed to settle this matter for \$ 10,000 per Plaintiff, for a total of \$ 20,000 as to the City of Long Beach. The Settlement is contingent upon the court approving the minor's compromise, and we anticipate that the court will do so on April 5, 2007.

The proposed settlement was presented to the Economic Development and Finance Committee on March 13, 2007, and was approved on that date. We therefore ask authority to pay the sum of \$20,000.00 in full settlement of this lawsuit.

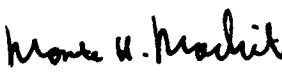
SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT E. SHANNON, City Attorney

By


MONTE H. MACHIT
Senior Deputy

PRINCIPAL DEPUTIES

Barbara D. de Jong
Dominic Holzhaus
Belinda R. Mayes
J. Charles Parkin

DEPUTIES

Gary J. Anderson
Richard F. Anthony
Christina L. Checel
Alysha P. Choi
Lori A. Conway
Randall C. Fudge
Charles M. Gale
Monte H. Machit
Anne C. Lattime
Lisa Peskay Malmsten
Barry M. Meyers
Cristyl Meyers
Howard D. Russell
Tiffani L. Shin



OFFICE OF THE CITY ATTORNEY
Long Beach, California

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
J. Charles Parkin

DEPUTIES

Gary J. Anderson
Richard F. Anthony
Christina L. Checel
Alysha P. Choi
Lori A. Conway
Randall C. Fudge
Charles M. Gale
Monte H. Machit
Anne C. Lattime
Lisa Peskay Malmsten
Barry M. Meyers
Cristyl Meyers
Howard D. Russell
Tiffani L. Shin

March 20, 2007

HONORABLE MAYOR AND CITY COUNCILMEMBERS
City of Long Beach
California

RECOMMENDATION:

Recommendation to authorize City Attorney to pay sum of \$112,500.00 in full settlement of lawsuit entitled Arias vs. City of Long Beach

DISCUSSION:

This case involves an automobile v. City refuse truck accident which occurred on February 8, 2005 on Studebaker Road and Atherton. The Plaintiffs are the driver and passenger of the automobile.

The accident occurred when the City Refuse driver began to make a U-turn mid-block from the #2 northbound lane and collided with the Plaintiff's small pick-up truck as it was traveling in the #1 lane. Both Plaintiffs sustained injuries and incurred medical expenses in the amount of approximately \$70,000.

After negotiations, the parties tentatively agreed to a full and complete settlement, inclusive of all costs and fees in the amount of \$112,500.00.

The proposed settlement was presented to the Economic Development and Finance Committee on March 13, 2007 and was approved on that date. We therefore ask authority to pay the sum of \$112,500.00 in full settlement of this claim against the City of Long Beach.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT E. SHANNON, City Attorney

By


BELINDA R. MAYES, Principal Deputy