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ANIMAL SERVICES
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City of Los Angeles
CALIFORNIA



ERIC GARCETTI
MAYOR

**DEPARTMENT OF
ANIMAL SERVICES**
221 N. Figueroa Street
6TH Floor, Suite #600
Los Angeles, CA 90012

(888) 452-7381
FAX (213) 482-9511

BRENDA F. BARNETTE
GENERAL MANAGER

TAMMY WATSON
ASSISTANT GENERAL MANAGER
Administration

VACANT
ASSISTANT GENERAL MANAGER
Lifesaving

DR. JEREMY PRUPAS
CHIEF VETERINARIAN

June 23, 2020

The Honorable Eric Garcetti
Mayor, City of Los Angeles
200 N. Spring Street, Room 303
Los Angeles, CA 90012

The Honorable City Council
% City Clerk
Room 395, City Hall
200 N. Spring Street
Los Angeles, CA 90012

Attention: Ms. Heleen Ramirez, Office of the Mayor

RE: ACCEPT A BEQUEST FROM THE TRUST OF EILEEN CAROLE KOMM

Recommendation for Council Action, subject to the approval of the Mayor:

1. **ACCEPT** the bequest of \$159,512.98 and any remaining residuals from the Trust of Eileen Carole Komm on behalf of the Los Angeles Department of Animal Services;
2. **FORWARD** the acceptance of this bequest to the City Council for approval;
3. **APPROVE** the deposit of funds into the Animal Welfare Trust Fund as unrestricted funds, upon approval of the City Council; and
4. **APPROVE** the disbursement of the funds in accordance with provisions of the Animal Welfare Trust Fund.

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SUBJECT: Transmittal to Mayor and Council
ACCEPT A BEQUEST FROM THE TRUST OF EILEEN CAROLE KOMM

BACKGROUND:

On January 16, 2019, Eileen Carole Komm died in the County of Los Angeles. Her bequest identifies the Department as 1 of 17 organizations designated to receive 5% of the estate's residual cash balance of approximately \$3.19M.

On June 23, 2020, the Board of Animal Services Commissioners authorized to accept a Bequest from the Trust of Eileen Carole Komm subject to the approval of the City Council and Mayor.

SUMMARY:

The Los Angeles Administrative Code, Section 5.200.1 (Receipt of Property) states that any gift or bequest to be used by the Department that exceeds \$25,000 must be accepted by the City Council.

In anticipation of the Order to Show Cause hearing regarding the Petition for Final Distribution scheduled on September 4, 2020, the Department requests authorization to accept the bequest from the Trust of Eileen Carole Komm as an unrestricted gift on behalf of the Department of Animal Services.

The Department requests that the Commission accepts the residue proceeds from the Trust of Eileen Carole Komm as an unrestricted gift to the Animal Welfare Trust Fund.

FISCAL IMPACT:

There is no impact to the General Fund. This bequest will be deposited into the Department's Animal Welfare Trust Fund – Fund No. 859 as unrestricted funds.

Respectfully submitted,



Brenda F. Barnette
General Manager

Attachment: Adopted Board Report – Acceptance of Bequest from the Trust of Eileen Carole Komm

cc: Soozy Rios Bellenot, City Administrative Officer
Catherine Chico, Los Angeles Animal Services

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DR. JEREMY PRUPAS
CHIEF VETERINARIAN

Report to the Board of Animal Services Commissioners

MEETING DATE: June 23, 2020

PREPARED BY: Catherine Chico

REPORT DATE: June 16, 2020

TITLE: Senior Management Analyst II

SUBJECT: ACCEPTANCE OF THE BEQUEST FROM THE TRUST OF EILEEN CAROLE KOMM

BOARD ACTION RECOMMENDED:

1. **ACCEPT** the bequest of \$159,512.98 and any remaining residuals from the Trust of Eileen Carole on behalf of the Los Angeles Department of Animal Services;
2. **FORWARD** the acceptance of this bequest to the City Council for approval;
3. **APPROVE** the deposit of funds into the Animal Welfare Trust Fund as unrestricted funds, upon approval of the City Council; and
4. **APPROVE** the disbursement of the funds in accordance with provisions of the Animal Welfare Trust Fund.

SUMMARY:

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FISCAL IMPACT:

There is no impact to the General Fund. This bequest will be deposited into the Department's Animal Welfare Trust Fund – Fund No. 859 as unrestricted funds.

Approved:

Brenda F. Barnette

Brenda F. Barnette, General Manager

Attachment: Notice of Continuance – Estate of Eileen Carole Komm

BOARD ACTION:

<input checked="" type="checkbox"/>	Passed	Disapproved	_____
_____	Passed with noted modifications	Continued	_____
_____	Tabled	New Date	_____

EVAN R. SIRKIN

MINA N. SIRKIN*

* CERTIFIED SPECIALIST IN ESTATE PLANNING,
PROBATE, AND TRUST LAW, CALIFORNIA
STATE BAR

MARILYN MAMANN** (1946-2010)

** LICENSED IN CA AND CO

TELEPHONE (818) 340-4479

SIRKIN LAW GROUP, P.C.

21550 OXNARD STREET
THIRD FLOOR
WOODLAND HILLS, CALIFORNIA 91367

FACSIMILE (818) 340-7952

June 1, 2020

James Szabo
714 E. Brookwood Ct.
Phoenix, AZ 85048

Stephanie Szabo
32 S. Quarty Circle
Chandler, AZ 85225

Bruce Hollinger
2231 Barbers Point Pl.
Las Vegas, NV 89134

Pet Orphans of Southern California
C/O David A. Solitare
21550 Oxnard St., Suite 900
Woodland Hills, CA 91367-7144

Simon Wiesenthal Center, Inc.,
dba Museum of Tolerance
9786 W. Pico Blvd.
Los Angeles, CA 90035

Los Angeles Jewish Home for the Aging
7150 Tampa Ave.
Reseda, CA 91335
Attn: Aaron Levinson

MEND - Meet Each Need with Dignity
10641 San Fernando Rd.
Pacoima, CA 91331
Attn: Janet Marinaccio, President & CEO

Library Foundation of Los Angeles
630 W. 5th Street
Los Angeles, CA 90071
Attn: Sharon Padua, Director

Community Television of SoCal
(KCET Link)
2900 W. Alameda Ave.
Burbank, CA 91505-4267
Attn: Mary Ordog

Julia Ann Singer Center for Child Adoption
3200 Motor Ave.
Los Angeles, CA 90034

Actors and Others for Animals
11523 Burbank Blvd.
North Hollywood, CA 91601
Attn: Susan Taylor, Executive Director

AIDS Healthcare Foundation
6255 W. Sunset Blvd., 21st Floor
Los Angeles, CA 90028
Attn: Legal Department

City of Los Angeles
Department of Animal Regulations
221 N. Figueroa
6th Floor, Suite 600
Los Angeles, CA 90012

Skirball Cultural Center
2701 N. Sepulveda Blvd.
Los Angeles, CA 90049

Greenpeace Fund, Inc.
702 H St. NW, Suite 300
Washington, DC 20001
Attn: Rogelio Ocampo, Planned Giving
Associate

World Wildlife Fund
1250 24th St. NW
Washington, DC 20037-1193
Attn: Debra G. Kathman, JD

Kaiser Foundation Hospitals
Committee of the Woodland Hills Physical
Therapy/Occupational Therapy Department
5601 DeSoto Ave.
Woodland Hills, CA 91365

American Heart Association
1710 Gilbreth Rd., Suite 301
Burlingame, CA 94010
Attn: Katy Cheng

American Stroke Association
816 S. Figueroa St.
Los Angeles, CA 90017

Greater Los Angeles Zoo Association
5333 Zoo Dr.
Los Angeles, CA 90027

RE: Trust A the Decedent's Trust of the Komm Revocable Trust No. 1

Dear Beneficiaries:

Enclosed please find a Notice of Proposed Action for the above matter. Please review and if there are any objections to the enclosed, please contact my office before July 16, 2020.

Very truly yours,

SIRKIN LAW GROUP, P.C.



By: Karen Reyes,
Secretary for Mina N. Sirkin, Esq.

June 1, 2020

**NOTICE OF PROPOSED ACTION,
DISCLOSURES ON ACCOUNTING AND PROPOSED DISTRIBUTIONS**

I, James Szabo, hereby give notice of the proposed action pursuant to Probate Code 16502, to be taken on July 16, 2020, and make the following disclosures relating to Trust A the Decedent's Trust of the Komm Revocable Trust No. 1 and submit the following proposed distributions:

1. See attached Proposed Distribution as **Exhibit A.**
2. See attached Disclosures on Accounting as **Exhibit B.**

A description of the **proposed action** to be taken and an explanation of the reasons for the **action**: The trust will be distributing the balance of the assets minus any reserve and makes the above disclosures to be included in the disbursements made.

The time within which objections can be made to the **proposed action** shall be at least 45 days from the mailing of the **notice of proposed action**.

The date on or after which the **proposed action** may be taken or is effective.

July 16, 2020

If you have any objections, questions or concerns, please contact Mina N. Sirkin, Esq. at (818) 340-4479 before the date the action is to be taken.


James Szabo, Successor Trustee

EXHIBIT A

EXHIBIT A

Komm. Trust A Proposed Distribution per Amendment

Value as of May 1, 2020 Number of Shares Distributee

Cash on hand as of 5-1-2020	\$4,426,678.54	
Stocks on hand as of 5-1-2020	\$1,645,280.00	
Other assets on hand as of 5-1-2020	\$0.00	
Total Assets on hand as of 5-1-2020	\$6,071,958.54	

Specific Gifts of Stocks

Apple Stocks	\$1,645,280.00	5600 James Szabo
Sprouts Farmer's Market Stocks - Cash in lieu of sold Sprouts Stocks during administration	\$11,658.88	475 James Szabo

Specific Gifts of Cash

	\$250,000.00	James Szabo
	\$500,000	Stephanie Szabo
	\$100,000	Bruce Hollinger
Subtotal Cash Gifts	\$850,000.00	
Total Cash Minus Cash Gifts Reserve	\$3,576,678.54	
	\$300,000	

Trustee's Fees 1% to 12-31-2020	\$57,521.16	
Attorney's Fees 1% to 12-31-2020 (Minus Pymts to 5/11/20 \$30,836.20)	\$26,684.96	
Subtotal Fees	\$84,206.12	
Cost Reimbursement Requested by Trustee	\$2,212.76	
Cash minus reserve, minus fees and costs	\$3,190,259.66	

Residue s of 5-1-2020 Minus Reserve and above	\$3,190,259.66	
10%	\$319,025.97	Pet Orphan Fund
5%	\$159,512.98	Julie Singer Child Adoption
5%	\$159,512.98	Simon Weisenthal Center
5%	\$159,512.98	Los Angeles Jewish Home for the Aging
5%	\$159,512.98	MEND
5%	\$159,512.98	Skirball Cultural Center
5%	\$159,512.98	LA Library Foundation
5%	\$159,512.98	Greenpeace
5%	\$159,512.98	World Wildlife
5%	\$159,512.98	Greater LA Zoo
5%	\$159,512.98	Community Television of Southern California
5%	\$159,512.98	Actors and Others for Animals
5%	\$159,512.98	AIDS Health Care Foundation
5%	\$159,512.98	City of LA. Dept Animal Regulation

8.33%	\$265,854.97	Kaiser Foundation Hospital- WH Physical Occ Ther Dept
8.33%	\$265,854.97	American Heart Association
8.33%	\$265,854.97	American Stroke Association
100%	\$3,190,259.66	

EXHIBIT B

EXHIBIT B

**KOMM Trust A
ACCOUNTING DISCLOSURES**

1. Trust A owes the sum of \$ 10,454.46 to Trust B for expenses which belonged to Trust A. These were labor lawyer costs and other travel costs.
2. Trust A received an IRA from the Estate in the sum of \$228,989 and paid the labor lawsuit settlement. The settlement called for Estate and Trust to pay for the settlement sum.
3. Fees to Liat Cohen were for the labor lawsuit.
4. Part of the Labor lawsuit settlement was paid in this accounting period: \$96,200. The remaining balance was paid in the next accounting.