REPORT NO. R20-0286

OCT 16 2020

REQUEST FOR CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9(d)(2), (d)(4)

REPORT RE:

SETTLEMENT DISCUSSION

PRE-LITIGATION DISPUTE BETWEEN CITY OF LOS ANGELES AND KEY INFORMATION SYSTEMS, INC.

The Honorable City Council
City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Honorable Members:

This office recommends that discussions with, and advice from, legal counsel regarding the recommendation for City Council action in this pending litigation be scheduled and held in closed session pursuant to California Government Code Section 54956.9(d)(2) (litigation is pending where "there is a significant exposure to litigation against the local agency") and California Government Code Section 54956.9(d)(4) (litigation is pending where "the local agency … is deciding whether to initiate litigation"). Government Code Section 54956.9(g) requires you to state publicly prior to the closed session what subdivision of this section authorizes the closed meeting, and that the closed session is being held to confer or discuss with, or receive advice from, legal counsel regarding pending litigation.

This matter concerns potential claims by the City against a City vendor relating to transactions between the vendor and the City's Department of Building and Safety, as well as potential claims by the vendor against the City relating to alleged unpaid invoices.

If you have any questions regarding this matter, please contact Deputy City Attorney Adam Teitelbaum at (213) 978-1865. He or another member of this Office will be present when you consider this matter to answer any questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney
KATHLEEN A. KENEALY, Chief Deputy City Attorney
SCOTT MARCUS, Senior Assistant City Attorney
MICHAEL J. BOSTROM, Assistant City Attorney

By

SCOTT MARCUS
Senior Assistant City Attorney