



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R21-0057
Feb 11, 2021

REPORT RE:

WAIVER OF CONFLICT OF INTEREST

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

Honorable Members:

The City Attorney requests this body's approval to waive the following conflict as requested by outside counsel firm Best Best & Krieger (BBK).

BBK is retained by the City to assist with legal issues surrounding a variety of cable and telecommunications issues, including representation before the FCC and FCC Section 6409 rulemaking. The firm represents the Los Angeles Community College District (the "District") on numerous matters as Lead Construction Counsel and Special Counsel. For example, BBK represents the District on various matters, including but not limited to, eminent domain matters, CEQA matters, employee benefit matters, construction matters, litigation matters telecommunications matters and other matters as needed.

Recently, the District asked BBK to represent the District on a storm water project involving the City of Los Angeles, specifically, the Los Angeles Department of Water and Power (collectively, the "City"). To date, the District and the City are working cooperatively together on the storm water project. Thus, while there is no actual conflict between the District and the City on the storm water project, there is the possibility for a

conflict to arise in the future (the "Storm Water Project"). The professional services which the firm has provided to the City are unrelated to the proposed representation of the District and any information that the firm has learned from its representation of the City is completely unrelated to representing the District.

Because of the firm's representation of the City, the California Rules of Professional Conduct preclude adverse representations without a waiver from the City. BBK has, in writing, requested such a waiver, and the City Attorney recommends that the waiver be approved.

If you have any questions regarding this matter, please contact the undersigned at (213) 978-8100. She, or another member of this Office, will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 
ANNE HALEY
Assistant City Attorney