

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Sherlyn Hernandez, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV43582. (This matter arises from a personal injury matter that occurred on April 12, 2020, between 9146 and 9148 Towne Avenue in Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to:
 - a. Expend **up to \$2,015,185.46** that includes accrued interest through February 28, 2026, to pay the judgment and costs (\$1,740,954.65 Judgment; \$133,776.71 Costs; and \$140,454.10 Accrued Interest), in settlement of the above-entitled matter.
 - b. Expend up to **\$140,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to:
 - a. Transfer **up to \$2,015,185.46** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
 - b. Transfer **\$140,000** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to:
 - a. Draw demands from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, payable as follows:
 - i. **\$886,796.91** to BD&J, PC Client Trust Account.
 - ii. **\$140,678.12** to BD&J, PC (for costs granted inclusive of interest).
 - iii. **\$854,157.74** to MetLife Assignment Company, Inc. FBO Alejandro Nieves, Jr. (to fund future periodic payments).
 - iv. **Up to \$133,552.69** to be deposited in a blocked account FBO Alejandro Nieves, Jr. (this amount represents the accrued interest on the Judgment through February 28, 2026).

- b. Draw demands from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, payable as follows:
 - i. **\$89,421.94** to BD&J, PC Client Trust Account.
 - ii. **\$14,864.40** to Pacific Life & Annuity Services, Inc.
FBO Destiny Leyva (to fund future periodic payments).
 - iii. **\$35,713.66** to Pacific Life & Annuity Services, Inc.
FBO Sheryl Hernandez (to fund future periodic payments).
- 4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the City Council (15: "Yes") in open session, at its meeting held on February 10, 2026, as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
KATY YAROSLAVSKY
Councilmember, 5th District

SECONDED BY _____
EUNISSES HERNANDEZ
Councilmember, 1st District