



Office of the Los Angeles City Attorney
Hydee Feldstein Soto

REPORT NO. R24-0176
April 16, 2024

REPORT RE:

**REQUEST FOR WAIVER OF CONFLICT OF INTEREST
FOR RAINES FELDMAN LITRELL LLP
FOR ITS REPRESENTATION OF ADAM BOLD**

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

Honorable Members:

In this Report we ask that the City Council authorize a conflict of interest waiver to allow the law firm Raines Feldman Littrell LLP (Raines) to represent Adam Bold. Raines is currently representing the City in a civil action entitled *Fradin et al. v. 1233 Penmar LLC et al.*, Case No. 23SMCV03914 – pending in Los Angeles Superior Court, Santa Monica. The *Fradin* case arises out of a complaint for nuisance against a concessionaire, 1233 Penmar, LLC, for live music events occurring on Fridays at the Penmar restaurant. Raines was selected to represent the City pursuant to an agreement under which 1233 Penmar, LLC is obligated to indemnify and defend the City. Raines submitted its request for this conflict waiver and acknowledgment letter pursuant to its duty under the Rules of Professional Responsibility.

The matter in which Raines anticipates a potential conflict concerns a Class 1 slope failure at 11401 W. Chalon Road in Los Angeles, California, in which the

City of Los Angeles could be an adverse party. Raines' representation of Mr. Bold in the Chalon Road matter is a discrete case wholly unrelated to the *Fradin* matter. None of the Raines attorneys and other professionals anticipated to provide services in the Chalon Road matter will be among those who have previously or are currently working on *Fradin*. Nothing in Raines' representation in the Chalon Road matter will affect the firm's obligation to maintain the confidence of all information received or anticipated to be received from the City in *Fradin*. Raines has provided assurances to the City Attorney's Office that the firm will establish proper procedures to ensure that no confidential information of the City will be shared with the client in the Chalon Road matter and vice versa.

Our Office has determined that the conflicting representation should not pose an issue relating to the representation Raines is providing to the City. Therefore, 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,

HYDEE FELDSTEIN SOTO, City Attorney

By: 
ANNE HALEY
Assistant City Attorney

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