



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 22-0031
FEB 02 2022

**REQUEST FOR CLOSED SESSION PURSUANT TO
GOVERNMENT CODE SECTIONS 54956.9(d)(1), (d)(2) and (e)(1)**

REPORT RE:

**PROPOSED LEGAL SERVICES AGREEMENTS WITH
BEVERIDGE & DIAMOND PC AND EVERETT DOREY LLP; CONFLICTS WAIVER
RECOMMENDATION RE BEVERIDGE & DIAMOND PC; AMENDMENT OF
CONTRACTS FOR LEGAL SERVICES WITH SUMMA LLP AND BEVERIDGE &
DIAMOND PC RELATED TO THE JULY 11, 2021 FLOODING INCIDENT AT THE
HYPERION WATER RECLAMATION PLANT**

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

Honorable Members:

This Office recommends that discussion with, and advice from, legal counsel with respect to *Abdelnur v. City of Los Angeles*, LASC Case No. 22STCV00153, *Konig v. City of Los Angeles*, LASC Case No. 22STCV00970; *Mecklenburg v. Hyperion Water Reclamation Plant*, LASC Case No. 21STCV28114; and significant exposure to litigation be scheduled by City Council and held in closed session pursuant to California Government Code Sections 54956.9 (d)(1), (d)(2) and (e)(1). Government Code Section 54956.9 requires you to state publicly, prior to the closed session, what division 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 significant exposure to litigation.

This Office also recommends that Council approve the: (1) retention of Beveridge & Diamond PC and Everett Dorey LLP with a not-to-exceed amount of \$2.3 million and \$1.4 million, respectively, related to the aforementioned civil and administrative representation; (2) recommendation of the requested conflict waiver by Beveridge & Diamond PC; and (3) contract amendments with Summa LLP for a revised not-to-exceed amount of \$1.6 million and with Beveridge & Diamond PC for a revised not-to-exceed amount of \$1.15 million.

We ask that the matter be placed on the Budget and Finance Committee's closed session agenda as soon as reasonably practicable.

If you have any questions regarding this matter, please contact Deputy City Attorney Adena Hopenstand at (213) 978-8130. She or another member of this Office will be available when you consider this matter to answer questions you may have.

Sincerely,

MICHAEL N. FEUER, City Attorney

By 
ANNE HALEY
Assistant City Attorney

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