



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 22-0391
NOV 10 2022

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

REPORT RE:

**PROPOSED SECOND 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*, L.A.S.C. Case No. 22STCV00153, *Ace American Insurance Co. v. City of Los Angeles*, L.A.S.C. Case No. 22STCV18654, *Konig v. City of Los Angeles*, L.A.S.C. Case No. 22STCV00970, *Mecklenburg v. Hyperion Water Reclamation Plant*, L.A.S.C. 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 recommendation of the Office of the City Attorney to amend its contracts with Summa LLP (Summa) and

Beveridge & Diamond PC (Beveridge & Diamond) to increase the contract ceilings related to the firms' provision of legal services for representation related to the Hyperion incident, increasing the contract ceiling amount to \$2.2 million for Summa and to \$2.75 million for Beveridge & Diamond, to be paid from Bureau of Sanitation special funds.

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 or adena.hopenstand@lacity.org. 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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