



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Sharon L. Anderson, County Counsel  
Date: April 9, 2019

Subject: Public report of litigation settlement agreements that became final during the period of March 1, 2019, through March 31, 2019.

**RECOMMENDATION(S):**

RECEIVE public report of litigation settlement agreements that became final during the period of March 1, 2019, through March 31, 2019, as recommended by County Counsel.

**FISCAL IMPACT:**

Settlement amounts are listed below.

**BACKGROUND:**

Three agreements to settle pending litigation, as defined in Government Code section 54956.9, became final during the period of March 1, 2019, through March 31, 2019.

Scott Hamers v. County of Contra Costa, et al., C.C.C. Sup. Ct. Case No. C16-01435. On March 12, 2019, the Board approved settlement of this personal injury lawsuit. The Board authorized settlement in the amount of \$175,000, inclusive of attorneys fees and costs, in closed session by a 4-0 vote, Supervisor Burgis absent. The settlement agreement was fully executed on March 19, 2019. The funding source is the Risk Management Liability Internal Service Fund.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY  
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD  
COMMITTEE

Action of Board On: **04/09/2019** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Diane Burgis, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 9, 2019

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Thomas Geiger, (925)  
335-1800

Queen Bayless-Jackson and Robert Jackson v. Aaron Hayashi, M.D., et al., C.C.C. Sup. Ct.  
Case No. C17-01576. On February

BACKGROUND: (CONT'D)

26, 2019, the Board approved settlement of this medical malpractice lawsuit. The Board authorized settlement in the amount of \$75,000, inclusive of attorneys fees and costs, in closed session by a 4-0 vote, Supervisor Burgis absent. The settlement agreement was fully executed on March 19, 2019. The funding source is the Risk Management Medial Malpractice Internal Service Fund.

In re Claim of Kerry and Michael Harris. On February 26, 2019, the Board approved settlement of this medical malpractice claim. The Board authorized settlement in the amount of \$65,000, inclusive of attorneys fees and costs, in closed session by a 4-0 vote, Supervisor Burgis absent. The settlement agreement was fully executed on March 20, 2019. The funding source is the Risk Management Medial Malpractice Internal Service Fund.

This report includes final settlements of litigation matters handled by the Office of the County Counsel. This report does not include litigation settlements that were reported by the Risk Management Division of the County Administrator's Office as a consent item on the Board's open session agenda.

CONSEQUENCE OF NEGATIVE ACTION:

The report would not be accepted.