



- September 30, 2015 Quarterly Report

Summary

This is the quarterly report to the Legal and Claims Committee on the exercise of powers delegated to the General Manager and the General Counsel by Administrative Code Sections 6433 and 6434. In addition, the General Counsel reports to the Legal and Claims Committee on the exercise of power delegated to her by Section 6431.

Attachments

ATTACHMENT A:	Workers' Compensation Matters Resolved During the Period July 1, 2015 - September 30, 2015.
ATTACHMENT B:	Claims Against Metropolitan Resolved by Risk Management During the Period July 1, 2015 - September 30, 2015.
ATTACHMENT C:	Costs Collected During the Period July 1, 2015 - September 30, 2015.
ATTACHMENT D:	Property Damage Written Off as Uncollectible During the Period July 1, 2015 - September 30, 2015 - None.
ATTACHMENT E:	Accounts Receivables Written Off as Uncollectible During the Period July 1, 2015 - September 30, 2015 - None.

Detailed Report

Contracts

Within this past quarter, the General Counsel entered into or amended the following contracts pursuant to her authority under Administrative Code Section 6431:

Atkinson, Andelson, Loya, Ruud & Romo

Metropolitan retained the services of special counsel to provide legal representation, advice and consultation in the litigation entitled, *Bradley Wayne Nutt v. Metropolitan Water District of Southern California, and Does 1 through 50 inclusive*, Los Angeles County Superior Court Case No. BC550863.

Executive Presentations, Inc.

This agreement was amended this quarter to reflect an increase in the maximum amount payable.

Public Interest Investigations, Inc.

Metropolitan retained this consultant to investigate and provide recommendations on a complaint raised by a Metropolitan employee.

Board Report (September 30, 2015 Quarterly Report)

Claims and Other Matters

1. Between July 1, 2015 - September 30, 2015, Metropolitan initiated, compromised, settled, or otherwise disposed of the following claims and entered into the following separation agreements:
 - a. Litigated, Compromised and Settled Claims By and Against Third Parties
Metropolitan did not enter into any settlement agreements within this past quarter.
 - b. Workers' Compensation Matters
Workers' compensation claims settled by the General Manager and the General Counsel within this past quarter are reported in Attachment A.
 - c. Other Claims By and Against Third Parties Resolved by Risk Management
Non-litigated third party claims resolved by Risk Management (under authority delegated by the General Manager) and approved by the General Counsel within this past quarter are reported in Attachment B.
 - d. SB 90 Claims
SB 90 claims for reimbursement for state-mandated costs were collected in the amount of \$5,873.00 and reported within this past quarter.
 - e. Separation Agreements
Metropolitan did not enter into any separation agreements within this past quarter.
2. Costs collected for claims within this past quarter are reported in Attachment C.
3. There were no Property Damage Claims declared as uncollectible by the General Manager within this past quarter.
4. There were no Accounts Receivables that were written off as uncollectible by the General Manager within this past quarter.

ATTACHMENT A
Workers' Compensation Matters Resolved During the Period
July 1, 2015 – September 30, 2015

Classification	Control No.	Date of Injury	Amount of Settlement	Nature of Injury	Basis for Settlement
Instrumentation & Control Technician III	2010-1213-0305	10/14/10 CT	\$0	Bilateral hearing loss	Stipulated settlement, providing future medical care, based on treating physician's report
O&M Technician IV	2013-1213-0277	12/13/13	\$1,380	Left hand	Stipulated settlement based on treating physician's report
Administrative Assistant III	2013-0304-0380	2/28/13	\$0	Both elbows, forearms and hands	Stipulated settlement, providing future medical care, based on treating physician's report
O&M Technician II	2013-0925-0147 2013-0925-0148	8/19/13 8/22/13 CT	\$10,000	Stress, psyche, nervous system, back, shoulders	Compromise & Release, negotiated settlement

ATTACHMENT B

Non-Litigated Third Party Claims Against Metropolitan Resolved by Risk Management During the Period
July 1, 2015 – September 30, 2015

Claimant	Control No. TPA No.	Amount of Settlement	Incident Description	Basis for Resolution
Geico Insurance for Richard Ali	2015-0330-0452	\$2,230.75	On 03/28/15, an MWD vehicle rear-ended the third party vehicle	The property damage claim was settled with the third party insurance carrier based upon an evaluation of the impact, damage and repairs

ATTACHMENT C
Costs Collected During the Period
July 1, 2015 – September 30, 2015

Third Party or Cause	Control No. TPA No.	Damage Amount	Incident Description	Basis for Costs Collected
Wilfredo S. Paguio	2015-0401-0455 METP-4561A9	\$1,286.75	On 4/1/15, a third party vehicle rear-ended an MWD vehicle	The property damage claim was paid in full by the third party insurance carrier
Silvia P. Hernandez	2015-0323-0442 METP-4560A9	\$1,350.00	On 3/23/15, a third party vehicle struck and damaged a section of MWD fence	The property damage claim was paid in full by the third party insurance carrier
Elite Craftsmen	2014-0820-0078 METP-4510A9	\$11,914.39	On 08/20/14, an agency temporary employee operating an MWD vehicle collided with a debris pile the driver had been working around, causing damage to the vehicle	The property damage claim was paid in full by the Temporary Agency
Veronica Alvarez	2014-0826-0090 METP-4511A9	\$2,571.59	On 8/20/14, a third party vehicle changed lanes and struck the MWD vehicle	The property damage claim was paid in full by the third party insurance carrier
Sandra Adamson	2013-0611-0545 METP-4359A9	\$7,381.87	On 5/30/13, a third party vehicle struck and damaged service connection LB-7	The property damage claim was paid in full by the third party insurance carrier
Stephanie Diec	2014-0113-0310 METP-4446A9	\$4,002.58	On 1/8/14, a third party vehicle rear-ended an MWD vehicle	A judgment was awarded in favor of MWD to recover \$3,937.58 for property and \$65.00 for court costs - The costs were paid in full by the third party insurance carrier
Richard Staggs	2015-0624-0608 METP-4579A9	\$1,603.26	On 06/24/15, a third party vehicle made an unsafe lane change and collided with an MWD vehicle	The property damage claim was paid in full by the third party insurance carrier