



- June 30, 2016 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 April 1, 2016 - June 30, 2016.
ATTACHMENT B:	Claims Against Metropolitan Resolved by Risk Management During the Period April 1, 2016 - June 30, 2016.
ATTACHMENT C:	Costs Collected During the Period April 1, 2016 - June 30, 2016.
ATTACHMENT D:	Property Damage Written Off as Uncollectible During the Period April 1, 2016 - June 30, 2016 - None.
ATTACHMENT E:	Accounts Receivables Written Off as Uncollectible During the Period April 1, 2016 - June 30, 2016 - 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:

Best Best & Krieger LLP

Metropolitan retained the services of special counsel to provide legal assistance, on an as-needed basis, on existing litigation and any future potential litigation pertaining to the pending purchase of property from Delta Wetlands Properties in Contra Costa, San Joaquin and Solano Counties.

Theodora Oringer PC

Metropolitan retained the services of special counsel to assist the General Counsel's Office and its designated agents, outside counsel, and consultants with matters associated with allegations of document spoliation in *Shimmick Construction Company, Inc./Obayashi Corporation, a Joint Venture v. Metropolitan Water District of Southern California* (Los Angeles Superior Court Case No. BC559603).

Theodora Oringer PC

This agreement was amended this quarter to reflect a modification to the Special Counsel Guidelines, the Fee Schedule, and the Allowable Travel Expenses.

Board Report (June 30, 2016 Quarterly Report)

Claims and Other Matters

1. Between April 1, 2016 – June 30, 2016, 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 agreement 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
There were no SB 90 claims for reimbursement for state-mandated costs collected 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
April 1, 2016 – June 30, 2016

Classification	Control No.	Date of Injury	Amount of Settlement	Nature of Injury	Basis for Settlement
Senior Administrative Analyst	2013-0618-0566	6/18/13 6/15/15 CT	\$16,215.00	Both hands, wrists and shoulders	Stipulated settlement based on Agreed Medical Evaluator's Report
O&M Supervisor	99-0104-0323	9/25/98	\$30,940.00	Back	Stipulated settlement based on Consulting Orthopedist's Report

ATTACHMENT B
 Claims Against Metropolitan Resolved by Risk Management During the Period
April 1, 2016 – June 30, 2016

Claimant	Control No. TPA No.	Amount of Settlement	Incident Description	Basis for Resolution
Miriam Moreno	2016-0412-0409 MEWD-1599A2	\$1,038.49	On April 9, 2016, a MWD vehicle rear-ended a third party.	The property damage claim was settled based upon an evaluation of the damage and repair cost.
Enterprise Rent-A-Car	2015-1015-0180 MEWD1586A2	\$1,524.56	On 10/15/15, a MWD vehicle rear-ended the third party vehicle.	The property damage claim was settled based upon an evaluation of the damage and repair cost.

ATTACHMENT C
Costs Collected for Claims During the Period
April 1, 2016 – June 30, 2016

Third Party or Cause	Control No. TPA No.	Damage Amount	Incident Description	Basis for Costs Collected
Shiela Miller	2016-0114-0266 METP-4633A9	\$411.11	On 12/17/15, 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.