MINUTE ITEM

This Calendar Item No. 44.
was approved as Minute Item
No 44 by the State Lands
Commission by a vote of 2
to 0 at its Oct. 30, 1980
meeting.

CALENDAR ITEM

44.

10/80
W 503.1010
Pinson

AUTHORIZATION FOR SETTLEMENT OF LITIGATION

NAME OF CASE: Nancy Adele Lovegreen vs. City of Santa Barbara, Et. Al., (Santa Barbara Superior Court No. 125932)

BACKGROUND: The case was filed on February 1, 1979, with the State of California named as a party defendant in the action. The plaintiff alleged injury from physical contact with a large piece of metal implanted in the submerged portion of the sand at East Beach in the City of Santa Barbara. The plaintiff sought general and special damages for the alleged injury.

The plaintiff has agreed to accept $35,000 in settlement of which $30,000 would be paid by the City of Santa Barbara and $5,000 would be contributed by the State from the Department of Finance's appropriation from the general fund for tort payments.

The Office of the Attorney General has advised that such a settlement would be in the best interests of the State.

IT IS RECOMMENDED THAT THE COMMISSION:

AUTHORIZE THE OFFICE OF THE ATTORNEY GENERAL TO PAY $5,000 IN SETTLEMENT OF THE CLAIM AGAINST THE STATE IN NANCY ADELE LOVEGREEN VS. THE CITY OF SANTA BARBARA, ET AL., (SANTA BARBARA SUPERIOR COURT NO. 125932). SUCH PAYMENT TO BE MADE FROM THE DEPARTMENT OF FINANCE'S APPROPRIATION FROM THE GENERAL FUND FOR TORT PAYMENTS.

A 29, 35

S 17, 18