

Electronically Received 03/20/2020 09:35 AM

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**FILED**  
Superior Court of California  
County of Los Angeles

03/25/2020

Sherri R. Carter, Executive Officer / Clerk of Court

By:           A. Rodriguez           Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

**GEORGE ABRAHAMS, an individual,**

**Petitioner,**

**vs.**

**CITY OF LOS ANGELES, a municipal  
corporation; the CITY OF LOS  
ANGELES CITY COUNCIL; and  
DOES 1 through 10, inclusive,**

**Respondents.**

**CASE NO. BS 166164**

[The Hon. Mary H. Strobel, Dept. 82]

**~~PROPOSED~~ FINAL JUDGMENT  
PURSUANT TO STIPULATION**

Complaint Filed: December 12, 2016

1 Petitioner George Abrahams (“Petitioner”) and Respondent City of Los Angeles sued in  
2 its own name and as the City of Los Angeles City Council (“Respondent” or “City”), by and  
3 through their respective counsel of record, hereby stipulate to the entry of this Final Judgment  
4 Pursuant to Stipulation (“Judgment”) as set forth below.

5 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Judgment is entered  
6 on Petitioner’s Verified First Amended Petition for Writ of Mandamus and Complaint for  
7 Declaratory and Injunctive Relief (“FAP”) against Respondent as follows:

8 1. Judgment is entered in favor of Petitioner on the first cause of action for violation  
9 of Government Code Section 54954.3(a) as follows: On September 30, 2016, Respondent  
10 violated Government Code Section 54954.3(a), including under *Preven v. City of Los Angeles*,  
11 32 Cal. App. 5th 925 (2019), when the City Council failed, during its September 30, 2016  
12 special meeting, to provide Petitioner and other members of the public an opportunity to give  
13 public comment on agenda item number 25 relating to a motion to adopt amendments to the  
14 Rules of the Los Angeles City Council (“Council Rules”), specifically Council Rule Numbers 7,  
15 8, 11, 12, 22, 62, and 63 (the “Motion”).

16 2. Judgment is entered on the second cause of action for violation of Government  
17 Code Section 54956 as follows: The second cause of action alleging that Respondent violated  
18 Government Code Section 54956 because the agendas for the September 30, 2016 special  
19 meetings of the City Council and the Rules, Elections, Intergovernmental Relations, and  
20 Neighborhoods Committee (“Rules Committee”) contained agenda descriptions for the Motion  
21 that were vague and misleading is hereby dismissed with prejudice.

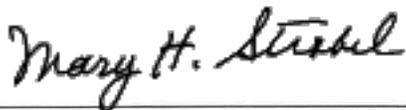
22 3. Judgment is entered on the third cause of action for violation of Government Code  
23 Section 54956 as follows: The third cause of action alleging Respondent violated Government  
24 Code Section 54956 because the City Council suspended the Council Rules during consideration  
25 of the Motion on September 30, 2016 without listing that action as an item on the agenda for the  
26 City Council’s September 30, 2016 special meeting is hereby dismissed with prejudice.

1 4. Judgment is entered on the fourth cause of action for violation of Government  
2 Code Section 54954.3(b) as follows: The fourth cause of action alleging Respondent violated  
3 Government Code Section 54954.3(b) because the amendments to the Council Rules adopted by  
4 the City Council on September 30, 2016 imposed unreasonable regulations limiting the total  
5 amount of time for public testimony on particular issues and for each individual speaker is  
6 hereby dismissed with prejudice.

7 5. Judgment is entered on the fifth cause of action for violation of Government Code  
8 Section 54954.3(c) as follows: The fifth cause of action alleging Respondent violated  
9 Government Code Section 54954.3(c) because the multi-item speaker rule included in the  
10 amendments to the Council Rules adopted by the City Council on September 30, 2016  
11 constituted unreasonable content-based restrictions on speech is hereby dismissed with  
12 prejudice.

13 6. Petitioner shall be deemed the prevailing party in this action for entry of judgment  
14 on the first cause of action in Petitioner's favor, and including pursuant to Govt. Code §  
15 54960.5, Petitioner's counsel, The Silverstein Law Firm, is awarded a total and stipulated  
16 amount of \$232,000.00 in costs and attorneys' fees, inclusive, against Respondent. The City  
17 shall pay said stipulated costs and attorneys' fees, payable to The Silverstein Law Firm, APC,  
18 by warrant or other good and sufficient funds within ninety (90) days of the Court's signing of  
19 this Final Judgment Pursuant to Stipulation, but in all events no interest shall accrue on this  
20 judgment for 90 days.

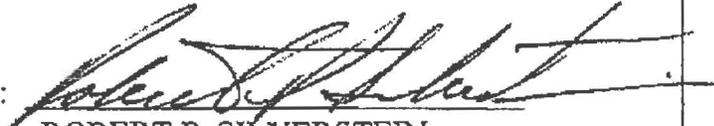
21  
22  
23 DATED: 03/25/2020

By   
THE HON. MARY H. STROBEL  
JUDGE OF THE SUPERIOR COURT

1 Approved as to Form and Content:

2 DATED: Mar. 17, 2020

THE SILVERSTEIN LAW FIRM, APC

3  
4 By: 

5 ROBERT P. SILVERSTEIN  
6 DANIEL E. WRIGHT

7 Attorneys for Petitioner GEORGE  
8 ABRAHAMS

9  
10 DATED: MAR. 20, 2020

MICHAEL N. FEUER, City Attorney  
11 GABRIEL DERMER, Managing Asst. City Attorney  
12 FELIX LEBRON, Deputy City Attorney

13  
14 By:  FOR

15 FELIX LEBRON  
16 Deputy City Attorney

17 Attorneys for Respondent CITY OF LOS ANGELES  
18 (sued in its own name and as the CITY OF LOS  
19 ANGELES CITY COUNCIL)

1 **PROOF OF SERVICE**

2  
3 I declare that I am and was at all times herein mentioned over the age of eighteen years  
4 and not a party to the action in which this service is made; that at all times herein mentioned  
5 I have been employed in the County of Los Angeles and that my business address is 200 No.  
6 Main Street, Room 675, CHE, Los Angeles, California 90012.

7 On March 20, 2020, I served the following document(s) described as:

8 **[PROPOSED] FINAL JUDGMENT PURSUANT TO STIPULATION**

9  **BY U.S. MAIL** – placed the envelope for collection and mailing, following our ordinary  
10 business practices. I am readily familiar with this business’ practice for collecting and  
11 processing correspondence for mailing. On the same day that correspondence is  
12 placed for collection and mailing. It is deposited in the ordinary course of business  
13 with the United States Postal Service, in a sealed envelope with postage fully prepaid  
14 addressed as follows:

15  **BY ELECTRONIC MAIL** - The above-described document(s) were sent by electronic  
16 transmission to the Silverstein Law Firm. The transmission was reported as complete  
17 and without error.

18 **Robert P. Silverstein**  
19 **Daniel E. Wright**  
20 **The Silverstein Law Firm, APC**  
21 **215 North Marengo Avenue, 3rd Floor**  
22 **Pasadena, CA 91101-1504**

23 I declare under penalty of perjury under the laws of the State of California that  
24 the foregoing is true and correct.

25 Executed on March 20, 2020, at Los Angeles, California.

26   
27 TERRY LEE  
28