

Harbor Division City Attorney Biographies

Janna B. Sidley- General Counsel, U.C. Berkeley, B.S., Loyola Law School, J.D. As General Counsel Janna's current responsibilities include management of the attorneys in the Harbor Division, and serving as legal advisor to the Board of Harbor Commissioners, the Governing Boards of the Alameda Corridor Transportation Authority and the Intermodal Container Transfer Facility Joint Powers Authority and advisor to the Port Community Advisory Committee. Janna joined the Los Angeles City Attorney's Office in 2003. During her tenure she has worked as a Criminal Trial Attorney for General Criminal Division, Workers' Compensation Fraud and Special Litigation. She prosecuted misdemeanor crimes, violations of Workers' Compensation Laws and unfair business practices with a special emphasis on violations of Business and Professional Code Section 17200 and 17500. Her experience as a Civil Attorney includes previous service at the Harbor Department and at the Department of Water and Power where she was responsible for all compliance requirements related to the implementation of the California Environmental Quality Act ("CEQA") and National Environmental Policy Act ("NEPA"). Janna's legal experience also includes 4 years as an Assistant United States Attorney in the United States Attorney's Office. In the Criminal Division she was responsible for prosecuting a wide range of federal criminal offenses through all phases of the proceedings. In the Civil Division she defended the United States in complex civil litigation. Her special emphasis was in Title VII Employment Discrimination and Federal Tort Claims Act cases. Prior to her recruitment as manager of the Harbor Division, Janna spent 10 years in political consulting where she directed and managed press advance teams, public and private events and domestic and foreign travel for the President of the United States and the First Lady. Her professional experience also includes managing the national election strategy in California for Kerry/Edwards, serving as Vice President of Communications for Pallotta Teamworks, Deputy Director, Violence Against Women Office in the United States Department of Justice and Special Assistant, Office of the Deputy Secretary in the Department of Interior.

Joy M. Crose- Assistant General Counsel, Stanford University, B.A., UCLA School of Law, J.D. As the former General Counsel of Nissan North America, Joy's expertise includes broad business transactional practice including contracts, real estate, finance, corporate compliance, bonds, environmental and regulatory practice. Current responsibilities include assisting in management of the Harbor Division of the City Attorney's Office, advice at the Board of Harbor Commissioners meetings, as well as legal advice and transactions work for the Harbor Department including contracts, permits, leases, tariffs, real estate, environmental and project advice for the Clean Air Action Plan (CAAP), Clean Trucks Program (CTP) and other port projects, environmental impact reports under the California Environmental Quality Act (CEQA) and National Environmental Policy Act (NEPA), federal law compliance (Federal Maritime Commission and Shipping Act) and municipal law compliance (Charter, Administrative Code, Tidelands, Brown Act, Ethics and Conflicts, California Public Records Act, City Laws).

Christopher B. Bobo- Assistant City Attorney, UCLA, B.A., Southwestern Law School, J.D. Chris initially handled litigation and employment matters, having previously worked in the Criminal Branch as a Trial Attorney and at the Department of Water and Power, Tort Section, as well as Civil Liability at City Hall East. Currently his practice focuses on transactions, including contract, leases and construction projects,

environmental impact reports, tidelands trust issues, and general advice to the client, including such areas as CEQA, the Brown Act and the California Public Records Act.

Estelle M. Braaf-Deputy City Attorney, Brooklyn College (City University of New York), B.S., University of Southern California, J.D. Since joining the Harbor Division of the City Attorney's Office, Estelle has handled a wide variety of matters including many transactions with the Real Estate Department including drafting permits (long term permits; revocable permits), drafting agreements (e.g., termination of permits), and counseling and advising on various matters. In addition, Estelle revised the Revocable Permit template and is currently working with the Real Estate Department revising the long-term permit template. Working with other Harbor departments (e.g., Construction; Engineering; Environmental), she has prepared a contract template for public art contracts (being used for some of the art installations at new construction projects) as well as license agreements for software use as well as reviewing and preparing a variety of agreements. Estelle has also worked on CEQA matters including reviewing and advising on Mitigated Negative Declarations. Estelle has handled some litigation (e.g., breach of lease; defending against easement claim) as well as giving advice and counsel on pre-litigation disputes (e.g., inverse condemnation). Prior to joining the City, Estelle was in private civil practice at major business law firms including fifteen years at one of the largest real estate law firms in the U.S. where she was Senior Counsel focusing on real estate and business litigation matters with a specialty in leases. Estelle has authored and co-authored four chapters of the treatise, *Retail Leasing*, published by CEB (California Education of the Bar) and has served as a Judge Pro Temp for landlord-tenant and small claims trials as well as a settlement officer for LA Superior Court.

John Driscoll- Deputy City Attorney, U.C. San Diego, B.A. (Urban Planning), Loyola Law School, J.D. John also took courses in International Contracts, International Arbitration and European Union Law at the University of Bologna, in Italy. He has been with the City Attorney's Office for 10 years in the criminal and civil branches including assignments related to blight abatement and code violations. His most recent assignment was serving as trial counsel in general litigation matters. John is an Officer in the U.S. Army Reserve, Judge Advocate General's (JAG) Corp, currently assigned to a logistics and sustainment command. Current assignments include: CEQA Counsel.

Justin Houterman- Deputy City Attorney, the University of Southern California, B.A., University of California Hastings College of Law, J.D. Justin was previously assigned to the Department of Water and Power's tort litigation team. In addition, Justin was a prosecutor in the Office's Criminal Division where he held a variety of posts the most recent of which was the Harbor Area's Neighborhood Prosecutor. Justin was appointed by the Governor of California to the Uniform Law Commission where he served as a state and national Commissioner drafting model legislation for adoption by the states. He also served as a Planning Commissioner for the City of Redondo Beach having been appointed by the City's Mayor. Prior to joining the City Attorney's Office, Justin practiced securities litigation at a private firm. Currently he practices in the areas of environmental (CEQA, NEPA, Coastal Act, CAAP), municipal law (Charter, Admin Code, Tidelands, Brown Act), railroad (Federal preemption), Police Counsel, transactional (contracts, agreements), Real Estate, and litigation (civil, Pitchess motions) matters. Additionally Justin is the interim General Council for PCAC.

Janet Karkanen- Deputy City Attorney, Colorado State University, B.A., University of California Hastings College of Law, J.D. Janet practiced business litigation at a private firm for ten years prior to joining the City Attorney's Office in 2002. Prior to her assignment to the Harbor Department, she was responsible for collection matters and other litigation on behalf of the Los Angeles Department of Water and Power. Janet also held a variety of positions in the criminal branch of the City Attorney's Office, including assistant supervisor in the Neighborhood Prosecutor Program and Housing Enforcement unit. In her capacity as a criminal prosecutor in the City Attorney's Office, she currently devotes up to 50% of her time pursuing the City's pending litigation against national banks, in their capacities as trustees of mortgage backed securities, for failing to adequately maintain foreclosed trust owned properties. Janet devotes approximately 25% of her time to the Strike Team to address permits on holdover. The remaining 25% of her time is spent on pending litigation including the evictions and collection matters.

Kenneth F. Mattfeld- Deputy City Attorney, Univ. of Michigan, B.S. Naval Architecture, William & Mary, MBA, Univ. of Southern California, M.S., Loyola Law School, J.D. Defended Kajima construction claim and Jozwiak wrongful death claim against the Port Police while in private practice. In-house litigation has included the defense of cases brought by the South Central Farmers (city charter, waste), Alicia Unger (civil rights, First Amendment, personal injury), Joseph Sanchez (civil rights, personal injury), Tom Durr (landlord-subtenant), Dorothy Wehr (asbestos), Vince Lauro (police negligence), David Couch (dangerous condition of wharf), Douglas Wickham (exculpatory provisions in docking permit), Alice Bradfield (toxic tort) and ExxonMobil (Water Resources Development Act), and, with the assistance of outside counsel, prosecution of claims against San Pedro Boat Works (CERCLA), Chevron, Kinder Morgan/Texaco/Conoco (nuisance, negligence, water code) and Crimson Pipeline (Oil Pollution Act). Also, draft Permits, easement relocation agreements (Berth 200 oil rights), approve contracts and TEUPs, research tidelands trust issues, oversee claims processing and tenders, assist insurance counsel with discovery responses on tendered claims, provide advice and counsel on wharf damage and hazmat response and liability.

Heather M. McCloskey- Deputy City Attorney, Michigan State University B.A., George Washington University Law School, J.D. Prior work experience includes six years with the Federal Maritime Commission, Bureau of Enforcement, in Washington D.C. ; American Association of Port Authorities, Law Review Committee Secretary, 2013. Heather serves as Alameda Corridor Transportation Authority Co-General Counsel. She provides advice on all aspects of corridor operations, contracting and real estate issues. She also serves as counsel to Railroad Operating Committee and Audit Committee, In-house bond counsel, serves as counsel to the ACTA property transfer committee with POLA and POLB. She supports numerous Harbor Department divisions including Contracts and Purchasing (contracting procedures and language, RFPs and selection procedures, personal service contracts, IT contracts, purchasing agreements and selection procedures, public-private partnerships); Real estate (permits, leases, comp reset orders, TEUPs, easement and grant deeds, assignments, condemnation, purchase and sales, surplus land disposal); Finance (in-house counsel on bond and commercial paper transactions, disclosure and conduit financings); Public Affairs (counsel to IAPH 2013 non-profit, POLA filming agreements); Business Trade Development & Marketing (Tariffs); Port Police and Homeland security (equipment procurement, grant award agreements and compliance, federal regulatory issues, sensitive

security information handling); Risk Management (insurance and indemnification contract language, self-insurance issues, compliance with state laws); Engineering and Construction (construction management contracts, Design-Build Contracting requirements and procedures); and Environmental Management (Environmental Grant Award Contracts awarded through the China Shipping Settlement and Clean Air Action Plan, Technology Advancement Program). Heather also provides advice on areas of Municipal Law (Charter, Admin Code, City requirements, Brown Act, Tidelands, CPRA, Ethics and Conflicts, corporate and non-profit laws); Federal Law (Federal Maritime Commission and Shipping Act compliance, Homeland Security, Transportation, U.S. Coast Guard, NTSB, NHSTA, national security laws, federal preemption issues); and Intellectual Property (trademark, copyright and licensing laws, filing trademark applications with the US Patent and Trademark Office).

Esther S. Olsen- Deputy City Attorney, California State University San Bernardino, B.S., University of La Verne College of Law, J.D. Responsibilities include representing the Port in all workers compensation litigation including subrogation cases (arising out of workers compensation cases) to collect money to be paid out when an injury is caused by a third party; in conjunction with Risk Management advising the Department on risk assessment for Cal OSHA violations; leading fraud investigations resulting in fraud convictions. Before joining the City, she had acquired over ten years' experience representing multiple insurance carriers and employers. Esther's entire tenure at the City has been in workers' compensation practice representing all City departments, except sworn fire and police. Prior to representing the Port exclusively, Esther assisted in the establishment of the LAWA Workers' Compensation pilot program which became the model for the current POLA program.

Steven Y. Otera- Deputy City Attorney, UCLA, B.A. (English), Loyola Law School, J.D. Eleven years of private practice experience prior to joining City. Experience includes major transactions and litigation, such as settlement of \$400 million LAXT Lawsuit and subsequent \$27.5 million buyout and shutdown of LAXT, the \$17 million buyout and shutdown of Westway Terminal Company, negotiation of Port's first Clean Air Action Plan-compliant lease with TraPac, Inc., and resolution of the dispute over disposition of the Southwest Marine site with Gambol Industries, Inc.

Minah Park- Deputy City Attorney, UC Irvine, B.A., Loyola Law School, J.D. Responsibilities include transactional matters involving reviewing Bids and RFPs and drafting contracts resulting from the RFPs, drafting revocable permits and personal service contracts. Minah also handles litigation for the Port including tort claims, California Public Records Act, insurance, and collection matters, and Pitchess motions. In addition to transactional and litigation matters, Minah provides assistance on CEQA projects. Minah joins the Port after practicing in the Public Finance section where she collected delinquent business taxes on behalf of the City. Prior to Public Finance, she was a Neighborhood Prosecutor with the Safe Neighborhoods Division. Before joining the City, Minah worked on complex civil litigation at a non-profit organization.

City Attorney Government Counsel Staff

Michael Dundas (Deputy City Attorney III) is the City Attorney's principal legal advisor on matters involving California Public Records Act, or open records laws. His advice includes both guidance and consistency checks with other City protocols for handling Public Records Act requests, but also he has experience defending lawsuits brought over Public Records Act requests. His litigation advice in the ATA case helped us to get a favorable court ruling to protect literally thousands of documents among the executives, board and Mayor under deliberative process privilege.

Phil Lam (Deputy City Attorney IV) provides the Harbor Department with legal services on the intellectual property matters (primarily patent, copyright, trademark and trade secrets) which require very specialized legal expertise. Phil provides counseling, transactional and litigation (both in court and at USPTO agency level). He files our copyright and trademark registrations for our logos and special names like AMP, and he either drafts our contracts or provides our office with City templates for IT-contracts or copyright licensing agreements. For example, he provided us with all of the templates for the historic archive licensing agreements and. He can also prosecute civil lawsuits for infringement.

Hugo Rossiter (Deputy City Attorney IV) provides the labor expertise to us on matters such as the Project Labor Agreements and our relationships with the building trades in contract with the Harbor Department, the ILWU/OCU strike, and our employee union negotiations.

Renee Stadel (Deputy City Attorney IV) provides advice on ethics, conflicts of interest and government issues to all City Departments and offices including the Harbor Department. The Harbor Department has used Renee frequently for questions regarding potential conflicts of interest and ethical considerations for current and former Board members or Harbor Department executives and employees or committees or organizations in which they participate.

Vivienne Swanigan (Deputy City Attorney IV) provides assistance on labor and employment matters as needed.