



# County of Fresno

Hall of Records, Rm. 301  
2281 Tulare Street  
Fresno, California  
93721-2198

## Legislation Details (With Text)

**File #:** 18-1495 **Name:** Request to Defend Public Officer(s) or Employee(s)

**In control:** Human Resources

**On agenda:** 1/29/2019 **Final action:** 1/29/2019

**Enactment date:** **Enactment #:** Agreement No. 19-032

**Title:** Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for: Jared Mullis, Sheriff, Deputy III, as named in Eastern District Court Case No: 1:18-CV-01488-DAD-EPG, Jami Lucas v. County of Fresno, et al.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Agenda Item, 2. Agreement A-19-032 for Jared Mullis

| Date      | Ver. | Action By            | Action                     | Result |
|-----------|------|----------------------|----------------------------|--------|
| 1/29/2019 | 1    | Board of Supervisors | Consent Agenda be approved | Pass   |

**DATE:** January 29, 2019

**TO:** Board of Supervisors

**SUBMITTED BY:** Paul Nerland, Director of Human Resources

**SUBJECT:** Request to Defend Public Officers or Employees

### RECOMMENDED ACTION(S):

**Approve and authorize Chairman to execute Agreement to Defend Public Officer(s) or Employee(s) for the employee(s) listed below:**

### **Name of Officer(s)/**

### **Employee(s)**

### **Position**

### **Title of Action**

Jared Mullis

Deputy Sheriff III  
Sheriff's Department

Jami Lucas, et al  
v  
County of Fresno, et al.

### **Description:**

Claimants allege the wrongful death of Rod Lucas by another Deputy, Jared Mullis, which is the proximate cause of the claimant's injuries/damages. They are alleging deliberate indifference of Mr. Mullis, along with the Sheriff's Departments failure to train.

Fresno County Claim No.: 9968

Eastern District Court Case No. 1:18-CV-01488-DAD-EPG

Claimant: Jami Lucas

ALTERNATIVE ACTION(S):

No alternative action is available as Article 4 (commencing with section 825), Chapter 1, Part 2, Division 3.6 of Title 1 of the Government Code requires the County indemnify its public employees.

FISCAL IMPACT:

Funds to finance the cost of defense are contained in the Risk Management Internal Services Fund. Defense costs are supported by annual budgetary contributions based on actuarial projections.

DISCUSSION:

The California Government Code requires the County to defend its officer(s) and/or employees(s) who are sued because of their actions while in the course and scope of employment. The County may require officer(s) and/or employee(s) to agree that the County's rights under the law are protected.

In the above-mentioned action, the officer(s) and/or employee(s) who have been named in the suit have requested the County to provide legal defense. The necessary agreement to protect the County's rights has been signed by said officer(s) and/or employee(s) and is on file with the Clerk of the Board.

ATTACHMENTS INCLUDED AND/OR ON FILE:

On file with Clerk - Agreement to Defend Public Officer(s) or Employee(s) for Jared Mullis with Exhibit "A"  
Article 4. Indemnification of Public Employees

CAO ANALYST:

Debbie Paolinelli