



SUMMARY OF PROCEEDINGS

KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS

**Kern Medical Center
1700 Mount Vernon Avenue
Conference Room 1058
Bakersfield, California 93306**

Regular Meeting
Wednesday, March 20, 2024

11:30 A.M.

BOARD RECONVENED

Board Members: Berjis, Martinez, McLaughlin, Neal, Pelz, Pollard
Roll Call: 5 Present; 1 Absent - Neal

NOTE: The vote is displayed in bold below each item. For example, Berjis-Pelz denotes Director Berjis made the motion and Director Pelz seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH A "CA" OR "C" WERE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

BOARD ACTION SHOWN IN CAPS

PUBLIC PRESENTATIONS

- 1) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. In addition, the Board may take action to direct the staff to place a matter of business on a future agenda. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE AND SPELL YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU!**

IGNACIO A. SANTANA, MD, HEARD REGARDING CHALLENGES DURING HIS TRAINING IN THE OBSTETRICS AND GYNECOLOGY RESIDENCY PROGRAM AND COMPLAINTS OF UNFAIR TREATMENT BY FACULTY THAT CAUSED HIM TO RESIGN

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 2) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Government Code section 54954.2(a)(2)) –

DIRECTOR BERJIS REPORTED ON THE RESIDENT AND FELLOW MATCH AND THANKED STAFF FOR THEIR HARD WORK THROUGHOUT THE PROCESS

INTRODUCTIONS

- 3) Introduction of Kern County Hospital Authority Board Member Elsa Martinez – CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE INTRODUCTION; DIRECTOR MARTINEZ HEARD

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for the Kern County Hospital Authority Board of Governors regular meeting on February 21, 2024 –
APPROVED
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 5) Proposed renewal and binding of all-risk property insurance through PRISM and earthquake coverage through Specialty Risk Underwriters and Evanston Insurance Company from March 31, 2024 through March 31, 2025, with an option to finance the earthquake premium through Bank Direct Capital Finance, in an amount not to exceed \$904,705 –
APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN PREMIUM FINANCE AGREEMENT-PROMISSORY NOTE 035-2024 AND RELATED DOCUMENTS
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 6) Proposed Agreement with Moss Adams LLP, an independent contractor, containing nonstandard terms and conditions, for the provision of external auditing services of Kern Medical Center financial statements for the fiscal year ending June 30, 2024, from April 1, 2024 through March 31, 2025, in an amount not to exceed \$198,750 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 036-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 7) Proposed Master Services Agreement with Elevate Patient Financial Solutions, LLC, an independent contractor, containing nonstandard terms and conditions, for supplemental accounts receivable insurance services, from March 20, 2024 through March 19, 2027, in an amount not to exceed \$2,300,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 037-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 8) Proposed Amendment No. 1 to Agreement 045-2022 with Randolph Fok, M.D., an independent contractor, for professional medical services in the Department of Obstetrics and Gynecology for the period April 1, 2022 through March 31, 2024, extending the term for two years from April 1, 2024 through March 31, 2026, and increasing the maximum payable by \$750,000, from \$765,000 to \$1,515,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 038-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 9) Proposed Agreement with Soorena Fatehchehr, M.D., Inc., an independent contractor, for professional medical services in the Department of Obstetrics and Gynecology from April 1, 2024 through March 31, 2026, in an amount not to exceed \$750,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 039-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 10) Proposed Agreement with Stanley I. Kim, M.D., a contract employee, for professional medical and administrative services in the Department of Medicine from March 23, 2024 through March 22, 2026, in an amount not to exceed \$2,100,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 040-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 11) Proposed Amendment No. 5 to Master Service Agreement 30718 with JDM Solutions Inc., an independent contractor, for professional consulting services related to the Cerner Millennium project for the period November 21, 2018 through April 30, 2025, increasing the maximum payable by \$701,400, from \$3,593,380 to \$4,294,780, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 041-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 12) Proposed Ordering Document CPQ-3274009 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for software licenses and professional services to design, build and implement the Oracle Health Milk Management system, from March 20, 2024 through December 31, 2027, in an amount not to exceed \$277,644 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 042-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 13) Proposed Ordering Document CPQ-3341189 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for equipment, software, and support for the management of vital sign devices on the 2 Center nursing unit, from March 20, 2024 through December 31, 2027, in an amount not to exceed \$11,842, plus applicable fees and taxes –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 043-2024
Pollard-Pelz: 5 Ayes; 1 Absent – Neal

CA

- 14) Proposed Ordering Document CPQ-3341155 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for equipment, software, and support for the management of vital sign devices on the 3 Center nursing unit, from March 20, 2024 through December 31, 2027, in an amount not to exceed \$11,842, plus applicable fees and taxes –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 044-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 15) Proposed Ordering Document CPQ-3346687 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for equipment, software, and support for the management of vital sign devices on the 3 D nursing unit, from March 20, 2024 through December 31, 2027, in an amount not to exceed \$11,842, plus applicable fees and taxes –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 045-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 16) Proposed Ordering Document CPQ-3358300 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for purchase of additional Powerchart Touch licenses for access to the electronic health record, from March 20, 2024 through December 31, 2027, in an amount not to exceed \$172,800 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 046-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 17) Proposed acceptance of donation of travel and related expenses from Safety National and MedPro for one Kern Medical Center employee to attend the Health Care Compliance Association 28th Annual Compliance Institute, from April 14-17, 2024, in Nashville, Tennessee –
APPROVED; ADOPTED RESOLUTION 2024-007
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

CA

- 18) Proposed acceptance of donation of travel and related expenses from Teachers Insurance and Annuity Association of America (TIAA) for one Kern Medical Center employee to attend TIAA TMRW 2024, from April 7-10, 2024, in Carlsbad, California –
APPROVED; ADOPTED RESOLUTION 2024-008
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

- CA
19) Proposed acceptance of donation of travel and related expenses from Voluware, Inc. for two Kern Medical Center employees to attend the NAHAM 50th Annual Conference, from April 22-26, 2024, in Dallas, Texas –
APPROVED; ADOPTED RESOLUTION 2024-009
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- CA
20) Proposed agreement with CT Coachworks, LLC, an independent contractor, for purchase of a Mobile Media Clinic Vehicle, in an amount not to exceed \$500,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 047-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- CA
21) Proposed Quote 00007418 with Fujifilm Healthcare Americas Corporation, an independent contractor, containing nonstandard terms and conditions, for a one-time purchase of urology supplies, in an amount not to exceed \$25,075, plus applicable fees and taxes –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 048-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- CA
22) Proposed Price Quote 50014687 with CareFusion Solutions, LLC, an independent contractor, containing nonstandard terms and conditions, for a one-time purchase of seismic anchors, in an amount not to exceed \$6,133, plus applicable fees and taxes –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 049-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- CA
23) Proposed Side Letter of Agreement to Memorandum of Understanding 089-2022 with Service Employees International Union, Local 521, amending Article III, Section 8, New Employee Orientation, effective March 20, 2024 –
APPROVED; AUTHORIZED VICE PRESIDENT AND GENERAL COUNSEL TO SIGN AGREEMENT 050-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- 24) Proposed Report of Independent Auditors from Moss Adams LLP regarding the audit of Kern County Hospital Authority Deferred Compensation Plan for Physician Employees for calendar years ending December 31, 2021 and December 31, 2022 –
STEPHEN REDMOND, PARTNER, AND JOHANA FLORES, BUSINESS ASSURANCE SENIOR MANAGER, MOSS ADAMS LLP, MADE PRESENTATION; RECEIVED AND FILED
Pelz-Pollard: 5 Ayes; 1 Absent - Neal
- 25) Report from Kern County Employees' Retirement Association Five-Year Projection of Employer Contributions and Cost-of-Living Adjustments, as of April 1, 2024
VICE PRESIDENT OF HUMAN RESOURCES LISA HOCKERSMITH MADE PRESENTATION; DIRECTORS BERJIS, PELZ, AND MCLAUGHLIN HEARD; DIRECTOR MARTINEZ HEARD REGARDING THE CALCULATION OF PLAN RATES; CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD REGARDING PENSION HURDLES; RECEIVED AND FILED
Berjis-Martinez: 5 Ayes; 1 Absent - Neal

- 26) Proposed retroactive acceptance of donation of travel and related expenses from International Performance Management Institute (IPMI) for one Kern Medical Center employee to attend the IPMI Healthcare HR Management Institute, from March 17-19, 2024, in Los Angeles, California –
VICE PRESIDENT OF HUMAN RESOURCES LISA HOCKERSMITH HEARD REGARDING THE RETROACTIVITY OF ITEM 26; APPROVED; ADOPTED RESOLUTION 2024-010
Pelz-Berjis: 5 Ayes; 1 Absent - Neal
- DIRECTOR MCLAUGHLIN MADE A REFERRAL TO STAFF TO ADDRESS RETROACTIVE CONTRACTS AND DEVELOP A PROCESS TO MINIMIZE THE PLACEMENT OF SUCH ITEMS ON FUTURE AGENDAS
Berjis-McLaughlin: 5 Ayes; 1 Absent - Neal
- 27) Proposed retroactive Agreement with McMurtry Lince, Inc., an independent contractor, for emergency construction of the temporary CT trailer, from January 11, 2023 through January 11, 2024, in an amount not to exceed \$362,651 –
CHIEF OPERATING OFFICER TYLER WHITEZELL HEARD REGARDING THE RETROACTIVITY OF ITEM 27; DIRECTORS BERJIS AND MCLAUGHLIN HEARD; DIRECTOR MARTINEZ HEARD REGARDING POSSIBLE SOLUTION TO RETROACTIVE EMERGENCY PROJECTS; MADE FINDING THAT THE PROJECT IS EXEMPT FROM FURTHER CEQA REVIEW PER SECTIONS 15301, 15302 AND 15061(b)(3) OF STATE CEQA GUIDELINES; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 051-2024
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- 28) Proposed retroactive Amendments 1A, 1B, 1C and 1D to Master Service Agreement 053-2021 A-D with Stericycle, Inc., an independent contractor, for waste disposal management, for the period September 1, 2021 through August 31, 2026, increasing the maximum payable by \$1,135,000, from \$942,000 to \$2,077,000, to cover the term –
CHIEF OPERATING OFFICER TYLER WHITEZELL HEARD REGARDING THE RETROACTIVITY OF ITEM 28; DIRECTORS BERJIS HEARD REGARDING BUDGETING FOR RETROACTIVE CONTRACTS; DIRECTOR MCLAUGHLIN HEARD REGARDING THE IMPLEMENTATION OF CONTROLS WHEN CONTRACTS REACH THE MAXIMUM PAYABLE AMOUNT; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 052-2024
Berjis-Pollard: 5 Ayes; 1 Absent - Neal
- 29) Proposed retroactive Amendment No. 1 to Agreement 041-2023 with Tarun Rustagi, M.D., a contract employee, for professional medical services in the Department of Medicine for the period March 16, 2023 through March 15, 2024, extending the term for two years from March 16, 2024 through March 15, 2026, adding a signing bonus of \$50,000, increasing the expenditure for immigration expenses by \$15,000, from \$15,000 to \$30,000, and increasing the maximum payable by \$2,520,435, from \$1,340,000 to \$3,860,435, to cover the term –
VICE PRESIDENT, STRATEGIC DEVELOPMENT NATALEE GARRETT HEARD REGARDING THE RETROACTIVITY OF ITEM 29; DIRECTOR MCLAUGHLIN HEARD REGARDING THE SUGGESTION TO START CONTRACT NEGOTIATIONS SOONER; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 053-2024
Berjis-Pollard: 5 Ayes; 1 Absent - Neal

- 30) Kern County Hospital Authority Chief Financial Officer report –
CHIEF FINANCIAL OFFICER ANDREW CANTU HEARD AND RESPONDED TO
QUESTIONS POSED BY DIRECTORS BERJIS, MARTINEZ, AND MCLAUGHLIN
REGARDING CASH FLOW; RECEIVED AND FILED
Pelz-Berjis: 5 Ayes; 1 Absent - Neal
- 31) Kern County Hospital Authority Chief Executive Officer report –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD; RECEIVED AND FILED
Berjis-Pollard: 5 Ayes; 1 Absent - Neal
- CA
32) Monthly report on What's Happening at Kern Medical Center –
RECEIVED AND FILED
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- CA
33) Claims and Lawsuits Filed as of February 29, 2024 –
RECEIVED AND FILED
Pollard-Pelz: 5 Ayes; 1 Absent - Neal
- CA
34) Miscellaneous Correspondence
RECEIVED AND FILED
Pollard-Pelz: 5 Ayes; 1 Absent - Neal

ADJOURN TO CLOSED SESSION
Pelz-Martinez

CLOSED SESSION

- 35) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 36) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 37) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Government Code Section 54956.9(d)(2) & (e)(2)) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs. Facts and circumstances are as follows: Rebecca Rivera, M.D. – SEE RESULTS BELOW
- 38) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Government Code Section 54956.9(d)(2) & (e)(2)) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs. Facts and circumstances are as follows: Elva Lopez, M.D. – SEE RESULTS BELOW

NOTE: CHIEF EXECUTIVE OFFICER SCOTT THYGERSON LEFT THE ROOM PRIOR TO THE DISCUSSION ON AGENDA ITEM 39 AND RETURNED TO THE MEETING FOLLOWING THE DISCUSSION ON AGENDA ITEM 39

- 39) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(e)(3)) Number of cases: Three (3) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: The receipt of a claim pursuant to the Government Claims Act or some other written communication from a potential plaintiff threatening litigation, which non-exempt claim or communication is available for public inspection – SEE RESULTS BELOW
- 40) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521 Plaintiff/Petitioner, v. Kern County Hospital Authority, Kern Medical Surgery Center, LLC, and DOES 1-25, Defendants/ Respondents, Kern County Superior Court Case No. BCV-22-101782 JEB – SEE RESULTS BELOW
- 41) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521, Charging Party, v. Kern County Hospital Authority, Respondent, Public Employment Relations Board Case No. LA-CE-1599-M – SEE RESULTS BELOW
- 42) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521, Charging Party, v. Kern County Hospital Authority, Respondent, Public Employment Relations Board Case No. LA-CE-1661-M – SEE RESULTS BELOW
- 43) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2) & (e)(2)) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs. Facts and circumstances are as follows: Novarad Corporation – SEE RESULTS BELOW
- 44) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: United States ex rel. Collado, Plaintiff v. Bracco, U.S.A., Inc., et al., Defendants, United States District Court, District of New Jersey, Case No. 2:20-cv-08719-EP-JSA – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION
Berjis-Pollard

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item 35 concerning Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – HEARD; BY A UNANIMOUS VOTE OF THOSE DIRECTORS PRESENT (MOTION BY DIRECTOR BERJIS, SECOND BY DIRECTOR POLLARD; 1 ABSENT - DIRECTOR NEAL), THE BOARD APPROVED ALL PRACTITIONERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, RELEASE OF PROCTORING, VOLUNTARY RESIGNATION OF PRIVILEGES, AND AUTOMATIC TERMINATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item 36 concerning Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – HEARD; NO REPORTABLE ACTION TAKEN

Item 37 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2) & (e)(2)) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs. Facts and circumstances are as follows: Rebecca Rivera, M.D. – HEARD; NO REPORTABLE ACTION TAKEN

Item 38 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2) & (e)(2)) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs. Facts and circumstances are as follows: Elva Lopez, M.D. – HEARD; NO REPORTABLE ACTION TAKEN

Item 39 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(e)(3)) Number of cases: Three (3) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: The receipt of a claim pursuant to the Government Claims Act or some other written communication from a potential plaintiff threatening litigation, which non-exempt claim or communication is available for public inspection – HEARD; NO REPORTABLE ACTION TAKEN

Item 40 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521 Plaintiff/Petitioner, v. Kern County Hospital Authority, Kern Medical Surgery Center, LLC, and DOES 1-25, Defendants/ Respondents, Kern County Superior Court Case No. BCV-22-101782 JEB – HEARD; NO REPORTABLE ACTION TAKEN

Item 41 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521, Charging Party, v. Kern County Hospital Authority, Respondent, Public Employment Relations Board Case No. LA-CE-1599-M – HEARD; NO REPORTABLE ACTION TAKEN

Item 42 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521, Charging Party, v. Kern County Hospital Authority, Respondent, Public Employment Relations Board Case No. LA-CE-1661-M – HEARD; NO REPORTABLE ACTION TAKEN

Item 43 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2) & (e)(2)) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs. Facts and circumstances are as follows: Novarad Corporation – HEARD; NO REPORTABLE ACTION TAKEN

Item 44 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: United States ex rel. Collado, Plaintiff v. Bracco, U.S.A., Inc., et al., Defendants, United States District Court, District of New Jersey, Case No. 2:20-cv-08719-EP-JSA – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, APRIL 17, 2024 AT 11:30 A.M.

Martinez



/s/ Mona A. Allen
Authority Board Coordinator



/s/ Phillip McLaughlin
Vice Chairman, Board of Governors
Kern County Hospital Authority