



**Request for City Council Committee Action
From the City Attorney's Office**

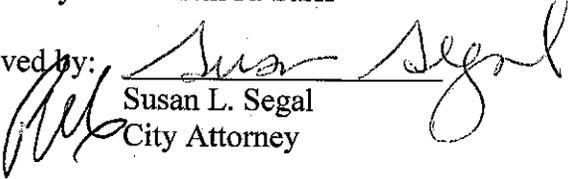
Date: May 30, 2012
To: Ways & Means/Budget Committee
Referral to:

Subject: *Fred Farthing v. Officer David Hansen*
United States District Court for the District of Minnesota

Recommendation: That the City Council approve the settlement of this case by payment of \$20,000.00 payable to Fred Farthing and his attorney, Albert T. Goins, Sr., Goins Law Offices, from Fund/Org. 06900 1500100 145400, and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Kristin R. Sarff Phone: (612) 673-3919

Approved by: 
Susan L. Segal
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

Financial Impact (Check those that apply)

- No financial impact (If checked, go directly to Background/Supporting Information).
 Action requires an appropriation increase to the ___ Capital Budget or ___ Operating Budget.
 Action provides increased revenue for appropriation increase.
 Action requires use of contingency or reserves.
 Business Plan: ___ Action is within the plan. ___ Action requires a change to plan.
 Other financial impact (Explain): Fund/Org. 6900 1500100 145400
 Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact

City Goal(s): A safe place to call home

Background/Supporting Information

On March 4, 2010, a Minneapolis Critical Response Team executed a drug search warrant at the apartment of Plaintiff Fred Farthing. During the execution of the warrant, a Taser, in stun drive, was used on Farthing who alleges injuries as a result.

Mr. Farthing filed this lawsuit alleging multiple causes of action and naming the City of Minneapolis and all of the search warrant entry team members as defendants. After obtaining partial summary judgment, only one excessive force claim remains against Officer Hansen. Through settlement negotiations, Mr. Farthing and his counsel have agreed to resolve this lawsuit for a payment of \$20,000.00. This proposed settlement has been reviewed and approved by the City Attorney Litigation Committee. We believe that the proposed settlement is in the best interests of the City of Minneapolis and recommend approval by this Committee and the City Council.