



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

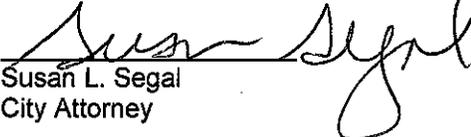
Date: October 24, 2012
To: Ways & Means/Budget Committee
Referral to:

Subject: *Tonya Magnan, on her own behalf and on behalf of her minor child, A.R.; Susan Hendrickson, on her own behalf and on behalf of her minor child, A.S., vs. Officers John Doe, Joe Smith, Jane Roe and City of Minneapolis*
Court File No.: 11-753 (JNE/SER)

Recommendation: That the City Council approve the settlement of this case by payment of \$40,000.00 payable to the trust account of Jordan S. Kushner, from Fund/Org. 6900 150 1500 145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: James A. Moore Phone: (612) 673-2063

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): \$40,000.00 from Fund/Org. 6900 150 1500 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

Plaintiffs Tonya Magnan, her daughter A.R. and a minor friend A.S. brought suit alleging an unconstitutional seizure. On October 23, 2012, a settlement conference was held before United States Magistrate Judge Steven Rau. The parties reached a proposed settlement for a total payment of \$40,000.00 payable to Plaintiffs and their attorney. The City was represented at the settlement conference by Jim Moore and Tracey Fussy of the City Attorney's Office, Council Member Don Samuels and Deputy Chief Scott Gerlicher. The City's representatives recommend the settlement reached at the settlement conference.