

Request for Committee Action

To: Ways & Means
Date: 2/8/2016
From: City Attorney's Office
Prepared by: Assistant City Attorney Sara J. Lathrop
Presented by: City Attorney Susan Segal
File type: Action
Subcategory: Settlement

Subject:

Legal settlement of lawsuit of Jose Lopez v. City of Minneapolis

Description:

Approving the settlement of lawsuit of Jose Lopez v. City of Minneapolis by payment of \$10,000 to Jose Lopez and \$8,600 to his attorneys and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Actions:

None.

Ward/Neighborhood/Address:

Not Applicable
35W at 28th Street

Background/Analysis:

On September 4, 2015, Minneapolis police officers stopped Jose Lopez's car on Highway 35W after observing a traffic violation. The plaintiff claims that the police conducted an unlawful search of his vehicle. Defendants have denied all liability. Pursuant to their authority, Defendants made a \$10,000 Rule 68 offer. The offer was accepted. The Rule 68 Offer includes payment of attorney's fees and costs. The City Attorney's Office has negotiated a tentative resolution of the fees and costs claim for \$8,600. The City Attorney's Office believes that the proposed settlement is in the best interests of the City and recommends approval by this Committee and the City Council.

Financial Review:

No additional appropriation required, amount included in current budget.

- Future budget impact anticipated.**
- Approved by the Permanent Review Committee.**
- Meets Small and Underutilized Business Program goals.**

Attachments:

None