

LRB-FISCAL REVIEW SECTION ANALYSIS

JUDICIARY AND LEGISLATION COMMITTEE

ITEM 2, FILE # 040242

JUNE 28, 2004

MARK A. RAMION

File # 040242 is a resolution authorizing settlement of the lawsuit entitled Wesley Landry III v. Spengler, et al., Case No. 02-C-1063.

Background

This resolution settlement of the lawsuit entitled Wesley Landry III v. Spengler, et al., Case No. 02-C-1063 in the amount of \$20,000.

Discussion

1. The claimant has alleges that police officers unlawfully searched his home, unlawfully arrested him on two different occasions, used excessive force when arresting him on the second occasion and conspired to violate his constitutional rights.
2. The City Attorney has determined that it is in the best interests of the city to settle this case for a sum of \$20,000. This payment is for full and final resolution of this lawsuit.
3. This payment includes expenses related to attorneys' fees.

Fiscal Impact

1. The total amount of this resolution is \$20,000, to be expended from the 2004 Damages and Claims Special Purpose Account.
2. The 2004 Damages and Claims SPA is budgeted for \$2.4 million and has a current balance of \$1,382,634 (43% expended).

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LRB-Fiscal Review Section
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