

LRB-FISCAL REVIEW SECTION ANALYSIS

**JUDICIARY AND LEGISLATION COMMITTEE
OCTOBER 27, 2003**

**ITEM 9, FILE # 030881
MARK A. RAMION**

File # 030881 is a resolution authorizing settlement of the lawsuit entitled Gregory Thornton, et al., Case No. 00-CV-000152.

Background

This resolution authorizes the settlement of the lawsuit entitled Gregory Thornton, et al., Case No. 00-CV-000152.

Discussion

1. This civil lawsuit is a related development from the off-duty shooting of the plaintiff, Gregory Thornton by former MPD officer Lamont Hodnett. This civil lawsuit concluded with the judge determining that former officer Hodnett violated Mr. Thornton's civil rights by using excessive force in shooting him.
2. This case conclusion was appealed by the city to the State of Wisconsin Supreme Court that denied the city's petition to review a judgment of more than \$583,000.
3. The \$583,000 is the award in this case with the balance of this claim applied to interest and attorney's fees.

Fiscal Impact

1. The total amount of this resolution is \$766,404.92, to be expended from the Damages and Claims Special Purpose Account.
2. The 2003 Damages and Claims SPA is budgeted for \$2.4 million. The current balance of this SPA, before approval of this claim, is approximately \$344,000 (86% expended). This claim, when approved, will deplete the 2003 Damages and Claims SPA as budgeted for 2003.

Further Information

The City Attorney has requested, in File # 030880, that \$550,000 be reserved in the 2003 Common Council Contingent Fund for the purpose of supplementing the 2003 Damages and Claims SPA for the remainder of 2003. File # 030880 is to be considered at the October 28, 2003 Finance and Personnel Committee meeting.

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LRB-Fiscal Review Section
October 24, 2003

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