



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

Date: March 23, 2015
To: Council Member John Quincy, Chair of Ways and Means
Referral to:

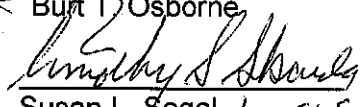
Subject: *Zachary King, Craig Dyer, Jr., and Anthony Wilson v. City of Minneapolis, MPD Officer Heather Sterzinger, MPD Officer Joshua Steward, MPD Officer Adam Lewis, MPD Officer Michael Williams, MPD Officer Kenneth Fucht, MPD Officer Yolanda Wilks, and MPD Sergeant Darah Westermeyer.*

Court File No.: 13-cv-01431 (DWF/BRT)

Recommendation: That the City Council approve the settlement of a lawsuit by Plaintiffs Zachary King, Craig Dyer, Jr., and Anthony Wilson, by payment of \$50,000.00 to the Plaintiffs and their attorney, Zorislav Leyderman, from Fund/Org. 06900-1500100-145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives: None

Prepared by:  Burt T. Osborne Phone: (612) 673-3847

Approved by: 
Susan L. Segal for SLS
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

Financial Impact

Other financial impact (Explain): Payment from Fund/Org 06900-1500100-145400

Community Impact

Other

Supporting Information

This lawsuit arises out of an incident that occurred on the morning of April 30, 2012. The 7 Defendant officers responded to a 911 call at bar closing in the Warehouse District reporting that large crowds were gathering and failing to disperse. The 3 Plaintiffs were arrested for inciting a riot. Plaintiffs then brought suit against the Officers and the City, alleging claims of excessive force, First Amendment retaliation, false arrest, violation of equal protection, assault and battery. The Plaintiff's also brought a *Monell* claim against the City.

After a court-ordered settlement conference in front of Magistrate Becky R. Thorson, we have negotiated a tentative settlement of the lawsuit in the amount of \$50,000.00 payable to Plaintiffs and their attorney. We believe that this settlement is in the best interests of the City and recommend its approval.