



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

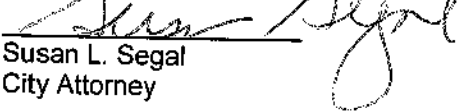
Date: May 5, 2015
To: Ways & Means/Budget Committee
Referral to:

Subject: *Kim P. Carter v. City of Minneapolis and Calvin Cook*
United States Dist. Ct., D. Minn. Case No. 14-CV01107 (RHK/SER)

Recommendation: That the City Council approve the settlement of this lawsuit by payment of \$79,000.00 to Kim Patrick Carter and his 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:

Prepared by: Gregory P. Sautter *GPS 5-5-15* Phone: 612-673-2683

Approved by: *pub* 
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): 06900 1500100 145400
- Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: Other

Background/Supporting Information

On September 21, 2012, Minneapolis Police Officer Calvin Cook arrested Plaintiff Kim P Carter. Plaintiff brought a lawsuit alleging excessive force, assault and battery against Cook and the City. Defendants denied all liability. Over the course of two settlement conferences with U.S. Magistrate Judge Rau the parties negotiated a settlement of all claims for the payment of \$79,000.00 to Carter and his attorney. The City and Cook were represented at the settlement conference by Council Member Blong Yang, Commander Gerald Moore, and Asst. City Attorney Greg Sautter. The City's representatives recommend approval of the proposed settlement.