



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

Date: November 5, 2010  
To: Ways & Means/Budget Committee  
Referral to:

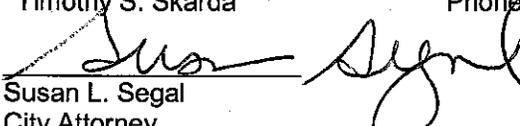
**Subject:** *Cherod Jones v. Minneapolis Police Department, et al.*  
Hennepin County District Court File No.: 27-CV-10-2196

**Recommendation:** That the City Council approve the settlement of this case by payment of \$3,000.00, payable to Walker Law Offices P.A. Trust Account from Fund/Org. 06900 1500100 145400 and authorize the City Attorney's Office to execute any documents necessary to effectuate the settlement.

**Previous Directives:** None.

Prepared by: Timothy S. Skarda Phone: (612) 673-2553

Approved by:

  
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): Payment from Fund/Org. 06900 1500100-145400  
 Request provided to department's finance contact when provided to the Committee Coordinator.

**Community Impact:** Build Community

**Background/Supporting Information**

This lawsuit involves the detention of Cherod Jones on November 23, 2004. The Plaintiff is represented by Karlowba Powell of the Walker Law Offices. A proposed settlement of all claims was reached in the amount of \$3,000.00, including all claims for costs and attorneys' fees.

Mr. Jones asserts causes of action pursuant to 42 U.S.C. § 1983 for the use of excessive force and illegal search and seizure; conspiracy; violation of equal protection rights; violation of the Minnesota constitution; assault and battery; false imprisonment and negligence.

The Minneapolis Police Department conducted an investigation of complaints made by Mr. Jones and took appropriate action to address Mr. Jones complaints.

On November 3, 2010, court ordered mediation was conducted by Mediator Helen B. Preddy. Deputy Chief of Police Scott Gerlicher and Assistant City Attorney Timothy S. Skarda attended on behalf of the City. A proposed settlement was reached in the amount of \$3,000.00, including all costs and fees with the City

assuming the costs of the mediation. The police department supports the terms of the proposed settlement. All parties believe that the proposed settlement is in the best interests of the City and join in recommending approval by this Committee and the City Council.