



LAW DEPARTMENT

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June 2, 2025

HONORABLE CITY COUNCIL

RE: Nathaniel Banks, Personal Representative of the Estate of Daryl Vance –v- City of Detroit, Juwan Brown, and Jarmiare McEntire

Case No: 2:23-cv-11547

File No: L24-00816 PMC

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that an Offer of Judgment in the amount of **Twenty Thousand Dollars and Zero Cents (\$20,000.00)** is in the best interest of the City of Detroit.

We, therefore, request Your Honorable Body to authorize an Offer of Judgment; and, in the event that Plaintiffs accept the Offer, to deem such acceptance as a settlement and to direct the Finance Director to issue a draft in the amount of **Twenty Thousand Dollars and Zero Cents (\$20,000.00)** payable to **Nathaniel Banks, personal representative of the Estate of Daryl Vance, and his attorney, FIEGER, FIEGER, KENNEY & HARRINGTON** to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No.: 2:20-cv-12765, approved by the Law Department.

Respectfully submitted,
Patrick M. Cunningham
Supervising Assistant Corporation Counsel

APPROVED: June 9, 2025

Conrad Mallett
Corporation Counsel

BY: /s/Jerry L. Ashford
Jerry L. Ashford
Chief of Litigation

Attachments

R E S O L U T I O N

BY COUNCIL MEMBER _____:

RESOLVED, that an Offer of Judgment made pursuant to Fed. R. Civ. Proc. 68 in the above matter be and is hereby authorized in the amount of **\$20,000.00**; and be it further

RESOLVED, that in the event that the Offer of Judgment is accepted by Plaintiff, that the Finance Director is hereby authorized and directed to draw a warrant upon the proper account in favor of **Nathaniel Banks, Personal Representative of the Estate of Daryl Vance**, and his attorney, **Fieger, Fieger, Kenney & Harrington**, in the amount of **\$20,000.00** in full payment for any and all claims which Plaintiff may have against the City of Detroit and any other City of Detroit employees by reason of a federal unlawful search and seizure claims in Case No. 2:23-cv-11547, that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 2:23-cv-11547.

APPROVED: June 9, 2025

Conrad Mallett
Corporation Counsel

BY: /s/Jerry L. Ashford

Jerry L. Ashford
Chief of Litigation

Approved by City Council: _____

Approved by the Mayor: _____