



LAW DEPARTMENT

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June 21, 2022

HONORABLE CITY COUNCIL

RE: OFFER OF JUDGMENT PACKAGE FOR GEORGE FLOYD PROTEST LAWSUITS:

Detroit Will Breath, et al vs City of Detroit, et al (20-12363)

Marlon Frazier vs. City of Detroit, et al (21-11193)

Timothy Hall vs. Blake Navarre, et al, Case No.: (21-12970)

Emma Howland-Bolton, et al vs. City of Detroit, et al (21-10751)

Nadia Rohr, et al vs. City of Detroit, et al (20-11697)

For the reasons set forth in the Confidential Memorandum dated June 23, 2022, the law department respectfully asks City Council to provide authority to make the following offers of judgment to plaintiffs in the five above-listed cases. Note that these offers are for damages only and, if accepted, the City would be obligated to also pay plaintiffs' attorney fees incurred to the date of the offer. The law department will not settle any such attorney fee claims without City Council approval.

Detroit Will Breath, et al vs City of Detroit, et al (20-12363)

Total offers of Judgment: \$1,035,000.00

Marlon Frazier vs. City of Detroit, et al (21-11193)

Total offer of Judgment: \$10,000.00

Timothy Hall vs. Blake Navarre, et al, Case No.: (21-12970)

Total offer of Judgment: \$10,000.00

Emma Howland-Bolton, et al vs. City of Detroit, et al (21-10751)

Total offers of Judgment: \$60,000.00

Nadia Rohr, et al vs. City of Detroit, et al (20-11697)

Total offer of Judgment: \$150,000.00

Approved: /s/ Conrad Mallett, Corporation Counsel

/s/Charles Raimi, Deputy

Dated: June 23, 2022

R E S O L U T I O N

BY COUNCIL MEMBER _____ :

RESOLVED, that an Offer of Judgment may be made by the law department pursuant to Fed. R. Civ. Proc. 68 in the following matters and in the following amounts, for damages only and not to include attorney fees:

Detroit Will Breath, et al vs City of Detroit, et al (20-12363)
Total offers of Judgment: \$1,035,000.00

Marlon Frazier vs. City of Detroit, et al (21-11193)
Total offer of Judgment: \$10,000.00

Timothy Hall vs. Blake Navarre, et al, Case No.: (21-12970)
Total offer of Judgment: \$10,000.00

Emma Howland-Bolton, et al vs. City of Detroit, et al (21-10751)
Total offers of Judgment: \$60,000.00

Nadia Rohr, et al vs. City of Detroit, et al (20-11697)
Total offer of Judgment: \$150,000.00

RESOLVED, that in the event that any of the Offer of Judgment are accepted by Plaintiffs, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in each such plaintiff in the amount of the Offer of Judgment, together with attorney fees as approved by City Council or as Ordered by the Judge, in full payment for any and all claims which said Plaintiff may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about, and otherwise set forth in said case.

Approved: /s/ Conrad Mallett, Corporation Counsel
/s/Charles Raimi, Deputy
Dated: June 23, 2022

Approved by City Council: _____
Approved by the Mayor: _____

**OFFER OF JUDGMENT PACKAGE TO CITY COUNCIL IN THE FIVE PENDING
GEORGE FLOYD PROTEST LAWSUITS**

The City of Detroit law department, for reasons more fully set forth in the accompanying privileged and confidential memorandum, asks the City Council to approve the following offers of judgments to the following plaintiffs in the five cases identified below:

1. ***Detroit Will Breathe, et al vs City of Detroit et al***, Case no: 2:20-cv-12363
 - Detroit will Breathe: \$5,000.00
 - Tristan Taylor: \$45,000.00
 - Nakia Wallace: \$90,000.00
 - Jazten Bass: \$45,000.00
 - Lauren Rosen: \$30,000.00
 - Lauryn Brennan: \$75,000.00
 - Amy Nahabedian: \$120,000.00
 - Zachary Kolodziej: \$30,000.00
 - Lauren Branch: \$15,000.00
 - Lillian Ellis: \$15,000.00
 - Olivia Puente: \$30,000.00
 - Iman Saleh: \$90,000.00
 - Margaret Henige: \$45,000.00
 - Caylee Arnold: \$150,000.00
 - Alexander Anest: \$250,000.00

TOTAL: \$1,035,000.00

2. ***Marlon Frazier vs. City of Detroit, et al***, Case No.: 2:21-cv-11193
 - Marlon Frazier: **\$10,000.00**

3. ***Timothy Hall vs. Blake Navarre, et al***, Case No.: 2:21-cv-12970
 - Timothy Hall: **\$10,000.00**

4. ***Emma Howland-Bolton, et al vs. City of Detroit, et al***, Case No.: 2:21-cv-10751
 - Emma Holwand-Bolton: \$20,000.00
 - Sara Habbo: \$10,000.00
 - Shannon McEvilly: \$10,000.00
 - Marie Reimers: \$10,000.00
 - Clarissa Grimes: \$10,000.00

TOTAL: \$60,000.00

5. ***Nadia Rohr, et al vs. City of Detroit, et al***, Case No.: 2:20-cv-11697
 - Nadia Rohr: **\$150,000.00**

NOTE - THESE OFFERS DO NOT INCLUDE ATTORNEY FEES TO WHICH PLAINTIFFS' ATTORNEYS WOULD BE ENTITLED UNDER 42 USC 1983, FOR LEGAL SERVICES UP TO THE DATE THE OFFER OF JUDGMENT WAS ISSUED. TO THE EXTENT PLAINTIFFS ACCEPT THE OFFERS OF JUDGMENT, THE CITY WILL BE LIABLE FOR SUCH ATTORNEY FEES AS DETERMINED BY THE PARTIES OR, IF THEY CANNOT AGREE, BY THE JUDGE. PRIOR TO SETTLING ANY SUCH ATTORNEY FEE CLAIMS, THE LAW DEPARTMENT WILL SEEK CITY COUNCIL APPROVAL.

This offer of judgment package has been reviewed and approved by:

/s/ Conrad Mallett, Corporation Counsel
/s/Charles Raimi, Deputy
Dated: June 23, 2022