



**LAW DEPARTMENT**

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October 20, 2022

**HONORABLE CITY COUNCIL**

**RE: ELDREED BERRY AND MICHAEL TENNON V COD, ET AL.**  
**CASE NO: 17-13877**  
**FILE NO: L17-00807 CAB**

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 a settlement in the amount of **TEN THOUSAND DOLLARS and <sup>NO</sup>/Cents (\$10,000.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **TEN THOUSAND DOLLARS and <sup>NO</sup>/Cents (\$10,000.00)** and that Your Honorable Body direct the Finance Director to issue a draft in that amount payable to **ELDREED BERRY and MICHAEL TENNON and THEIR attorney, EXCOLO LAW, PLLC**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No.17-13877, approved by the Law Department.

Respectfully submitted,

*Calvert A. Bailey*

Calvert A Bailey  
Assistant Corporation Counsel

**APPROVED:**

CONRAD MALLET  
Corporation Counsel

BY: /s/Krystal A. Crittendon  
**Krystal A. Crittendon**  
Supervising Assistant Corporation Counsel

Attachments

**R E S O L U T I O N**

**BY COUNCIL MEMBER \_\_\_\_\_:**

**RESOLVED**, that settlement of the above matter be and is hereby authorized in the amount of **TEN THOUSAND DOLLARS and <sup>NO</sup>/Cents (\$10,000.00)**; and be it further

**RESOLVED**, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of **ELDREED BERRY and MICHAEL TENNON and THEIR attorney, EXCOLO LAW, PLLC**, in the amount of **TEN THOUSAND DOLLARS and <sup>NO</sup>/Cents (\$10,000.00)** in full payment for any and all claims which **ELDREED BERRY and MICHAEL TENNON** may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about **January 26, 2016**, and otherwise set forth in Case No.17-13877, that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 17-13877and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

**APPROVED:**  
CONRAD MALLETT  
Corporation Counsel

BY: /s/Krystal A. Crittendon  
**Krystal A. Crittendon**  
Supervising Assistant Corporation Counsel

Approved by City Council: \_\_\_\_\_

Approved by the Mayor: \_\_\_\_\_