



LAW DEPARTMENT

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April 26, 2023

HONORABLE CITY COUNCIL

RE: McClendon, Kim and Andre Moffett v John Selasky, City of Detroit, et al
Case No: 20-016447-NI
File No: L21-00010 PP

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 **FOUR HUNDRED AND FIFTY THOUSAND DOLLARS AND ^{NO}/CENTS (\$450,000.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **FOUR HUNDRED AND FIFTY THOUSAND DOLLARS AND ^{NO}/CENTS (\$450,000.00)** and that Your Honorable Body direct the Finance Director to issue a draft in the amount of **TWO HUNDRED AND NINETY THOUSAND DOLLARS AND ^{NO}/CENTS** payable to **KIM MCCLENDON** and **HER** attorney, **MIKE MORSE LAW FIRM** and **ONE HUNDRED AND SIXTY THOUSAND DOLLARS AND ^{NO}/CENTS** payable to **ANDRE MOFFETT** and **HIS** attorney, **MIKE MORSE LAW FIRM**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No.20-016447-NI, approved by the Law Department.

Respectfully submitted,

Patricia Porter

Patricia Porter

Assistant Corporation Counsel

APPROVED:

CONRAD MALLET

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 settlement of the above matter be and is hereby authorized in the amount of **FOUR HUNDRED AND FIFTY THOUSAND DOLLARS AND ^{NO}/CENTS (\$450,000.00)**; 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 the amount of **TWO HUNDRED AND NINETY THOUSAND DOLLARS AND ^{NO}/CENTS (\$290,000.00)** payable to **KIM MCCLENDON** and **HER** attorney, **MIKE MORSE LAW FIRM** and **ONE HUNDRED AND SIXTY THOUSAND DOLLARS AND ^{NO}/CENTS (\$160,000.00)** payable to **ANDRE MOFFETT** and **HIS** attorney, **MIKE MORSE LAW FIRM**, in full payment for any and all claims which Kim McClendon and Andre Moffett may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about August 26, 2020, and otherwise set forth in Case No.20-016447-NI, that said amounts be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 20-016447-NI and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

APPROVED:
CONRAD MALLET
Corporation Counsel

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

Approved by City Council: _____

Approved by the Mayor: _____