

RESOLUTION NUMBER R- 307931

DATE OF FINAL PASSAGE DEC 18 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE SETTLEMENT BETWEEN  
DANIELLE FISHER, AND THE CITY OF SAN DIEGO

WHEREAS, on April 24, 2012, DANIELLE FISHER, filed suit against the City of San Diego [City] alleging False Imprisonment; Intentional Infliction of Emotional Distress and Civil Rights Violations - §1983. Plaintiff brought suit in the Superior Court of the State of California, and the City removed the case to the United States District Court. The suit is entitled *Danielle Fisher v. City of San Diego et al.*; Case No. 12-cv-1268 LAB (NLS); and

WHEREAS, the City Council in closed session on November 13, 2012, authorized settlement of the Litigation for an amount consistent with the amounts set forth below and pursuant to such other terms more fully set forth in the Settlement Agreement; NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego that the Council authorizes:

1. Authorizing the sum of \$75,000.00 to be paid from the Public Liability Fund No. 720045 in settlement of each and every claim for damages and interest, exclusive of costs and attorney fees, against City of San Diego, its agents, employees and former employees, arising from the above-captioned matter, United States District Court Case No. 12-cv-1268 LAB (NLS)

2. Authorizing the Chief Financial Officer to appropriate and expend \$75,000.00 from the Public Liability Fund, Fund 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

3. Authorizing the Comptroller to issue a check in the amount of \$75,000.00 made payable to the Mitchell Gilleon Trust Account and Danielle Fisher.

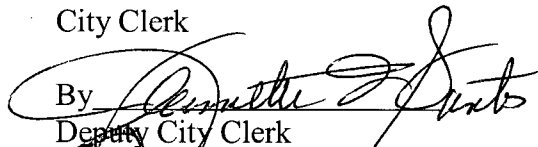
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Christina M. Milligan  
Deputy City Attorney

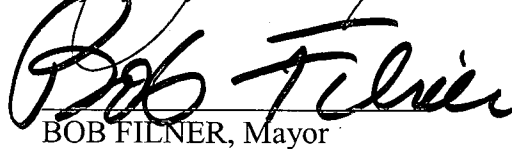
CMM:aml  
November 30, 2012  
Or.Dept:City Atty  
R-2013-345 (Cor. Copy)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 04 2012

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 12/18/12  
(date)

  
BOB FILNER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
BOB FILNER, Mayor