

March 23, 2016

WHEREAS, a lawsuit styled Benjamin Bracken v. City of Dallas, Cause No. DC-15-05342-C, was filed by the plaintiff seeking compensation, from the City of Dallas for alleged bodily injuries sustained in a collision involving a City parking enforcement vehicle on January 28, 2014; and,

WHEREAS, the plaintiff has agreed to a settlement of the case whereby the City will pay Benjamin Bracken, his attorney, and all other parties having an interest in the settlement proceeds, the total amount of \$35,000.00; and,

WHEREAS, it is in the best interest of the City to settle this lawsuit; **Now, Therefore,**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the settlement in the lawsuit, styled Benjamin Bracken v. City of Dallas, Cause No. DC-15-05342-C, in an amount not to exceed \$35,000.00 is hereby approved.

Section 2. That the Chief Financial Officer is authorized to pay Benjamin Bracken, Eberstein & Witherite LLP, and all other persons having an interest in the settlement, the amount of \$35,000.00 from Fund 0192, Department ORM, Unit 3890, Obj. 3521, Vendor CTORM001.

Section 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED BY
CITY COUNCIL

MAR 23 2016

Lucas C. Davis
City Secretary