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December 20, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Recommendation to authorize City Attorney to pay sum of \$200,000.00 in full settlement of lawsuits entitled Tavaron Mitchell v. City of Long Beach, et al., and Marcus Toles v. City of Long Beach, et al.

DISCUSSION

On May 31, 2008, plaintiffs were shot by LBPD officers responding to a silent burglary alarm at the Nix Check Cashing store near Anaheim and Obispo. Mitchell is paralyzed as a result of the shooting; Toles has recovered. After extensive discussion, a tentative global settlement of \$200,000 was reached.

The Economic Development and Finance Committee approved the proposed settlement on December 6, 2011.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT E. SHANNON, City Attorney

By 
HOWARD D. RUSSELL,
Deputy City Attorney

HDR:caa