



Legislation Details (With Text)

File #: 18-0983 **Version:** 1 **Name:** CA - Settlement - James Real
Type: Agenda Item **Status:** Approved
File created: 11/5/2018 **In control:** City Council
On agenda: 11/13/2018 **Final action:** 11/13/2018
Title: Recommendation to authorize City Attorney to pay sum of \$225,000 in full settlement of lawsuit entitled *James Real v. City of Long Beach*; United States District Court Case No. 2:13-cv-01631-PLA.
Sponsors: City Attorney
Indexes:
Code sections:
Attachments: 1. 111318-C-5sr.pdf

Date	Ver.	Action By	Action	Result
11/13/2018	1	City Council	approve recommendation	Pass

Recommendation to authorize City Attorney to pay sum of \$225,000 in full settlement of lawsuit entitled *James Real v. City of Long Beach*; United States District Court Case No. 2:13-cv-01631-PLA.

Plaintiff brought an action alleging that a City ordinance restricted his First Amendment right to open a tattoo shop. A federal judge ruled for the City, but the Court of Appeals for the Ninth Circuit reversed the decision and ordered a new trial.

Following extensive negotiations, plaintiff agreed to accept \$225,000.00 inclusive of attorney's fees and costs - as a full, global settlement of this case.

The settlement was discussed in closed session, and approved, by the Economic Development and Finance Committee on October 23,2018.

Approve recommendation.

CHARLES PARKIN
CITY ATTORNEY

BY:

HOWARD D. RUSSELL
PRINCIPAL DEPUTY CITY ATTORNEY