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C-11

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September 14, 2004

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HONORABLE MAYOR AND CITY COUNCILMEMBERS
City of Long Beach
California

Re: **Donna Johnson vs. City of Long Beach**
Case No. : CV00-03941 JSL (SHx)
Authority Requested to Settle Above
Action for \$75,000 as to Plaintiff

Plaintiff, a single mother alleges excessive force arising out of a traffic stop by a Long Beach Officer in the early morning hours of February 1, 1998. The three passengers in the car included Plaintiff's two adult children - a son and daughter. The daughter got out of the car and proceeded to argue with the officer, ending in possible pushing of the officer by the daughter. As back-up were called, the daughter left the scene and went into her mother's (Plaintiff) house, which was nearby.

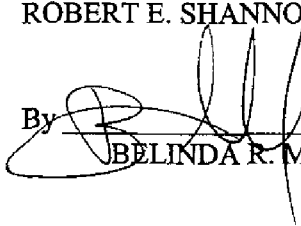
When the police informed the plaintiff that he was going to arrest the daughter, the daughter ran from the scene. A foot pursuit ensued until the officer caught the daughter. As such, Plaintiff and her son physically interfered with the officer, causing all three to be struck by the officers baton. Plaintiff is claiming injuries and \$50,000 in medicals.

After negotiations, Plaintiff agreed to settle this matter for \$75,000.00.

The proposed settlement was presented to the Economic Development and Finance Committee on September 7, 2004 and was approved on that date. We therefore ask authority to pay the sum of \$75,000.00 in full settlement of this claim against the City of Long Beach.

Very truly yours,

ROBERT E. SHANNON, City Attorney

By 
BELINDA R. MAYES, Principal Deputy

BRM:dab