



Legislation Details (With Text)

File #: 20-2118 **Version:** 1 **Name:**
Type: CONSENT AGENDA **Status:** Approved
File created: 10/20/2020 **In control:** City Attorney's Office
On agenda: 11/11/2020 **Final action:** 11/11/2020
Title: Authorize settlement of the lawsuit styled Javier Saenz v. Elvin Calix-Barahona, Cause No. 3:20-CV-1641-N - Not to exceed \$35,000.00 - Financing: Liability Reserve Fund
Sponsors:
Indexes: 300
Code sections:
Attachments: 1. Resolution

Date	Ver.	Action By	Action	Result
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STRATEGIC PRIORITY: Government Performance and Financial Management

AGENDA DATE: November 11, 2020

COUNCIL DISTRICT(S): N/A

DEPARTMENT: City Attorney's Office

EXECUTIVE: Christopher J. Caso

SUBJECT

Authorize settlement of the lawsuit styled Javier Saenz v. Elvin Calix-Barahona, Cause No. 3:20-CV-1641-N - Not to exceed \$35,000.00 - Financing: Liability Reserve Fund

BACKGROUND

Plaintiff Javier Saenz filed a lawsuit against Dallas Police Department Officer Elvin Calix-Barahona seeking compensation for alleged bodily injuries and other damages sustained in a police encounter on June 23, 2018, wherein Mr. Saenz alleges that Officer Calix Barahona used excessive force during his arrest, in violation of Mr. Saenz's Fourth Amendment rights. The City, on behalf of Officer Elvin Calix-Barahona, and Mr. Saenz have reached a proposed settlement subject to City Council approval. Plaintiff is represented by Scott H. Palmer.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

City Council was briefed in Executive Session regarding this matter on September 16, 2020.

FISCAL INFORMATION

Fund	FY 2021	FY 2022	Future Years
Liability Reserve Fund	\$35,000.00	\$0.00	\$0.00