

February 28, 2024

WHEREAS, a lawsuit styled Timothy Shearer v. Gregory Ceraso, Christopher Wagner, and Ashley Rios, Civil Action No. 3:22-CV-0895-L, was filed by plaintiff, Timothy Shearer, against former City employees Gregory Ceraso and Christopher Wagner, and current City employee Ashley Rios, seeking compensatory and other damages for claims arising from the alleged deprivation of his Fourth Amendment rights during the course of a seizure on May 3, 2020; and

WHEREAS, the plaintiff, Timothy Shearer, has agreed to a proposed settlement of his claims whereby the City will pay Timothy Shearer, Scott H. Palmer, P.C., and all other persons having an interest in the settlement proceeds, the total amount of \$40,000.00; 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 proposed settlement of the lawsuit styled Timothy Shearer v. Gregory Ceraso, Christopher Wagner, and Ashley Rios, Civil Action No. 3:22-CV-0895-L, in an amount not to exceed \$40,000.00 is hereby approved.

SECTION 2. That the Chief Financial Officer is hereby authorized to pay Timothy Shearer, Scott H. Palmer, P.C., and all other persons having an interest in the settlement proceeds, the total amount of \$40,000.00 from the Liability Reserve Fund, Fund 0192, Department ORM, Unit 3890, Object 3521, Vendor MVORM001.

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