

June 22, 2022

WHEREAS, plaintiff Vandergriff Honda filed claims in two related lawsuits styled Vandergriff Honda v. The City of Dallas, Texas, Case No. 3:20-cv-03704, and Vandergriff Honda v. The City of Dallas, Texas, Devin Mallard, and American Honda Finance Corporation, Cause No. 471-00324-2021, seeking return of a vehicle impounded by the Dallas Police Department and eventually incorporated into its fleet, as well as compensation for loss of use/lost value and attorneys' fees; and

WHEREAS, plaintiff Vandergriff Honda has agreed to a proposed settlement of the claim whereby the City will return the impounded vehicle in as-is condition and pay financial compensation to Vandergriff Honda and all other persons having an interest in the settlement proceeds, the total amount of \$75,000.00; 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 claims filed by plaintiff Vandergriff Honda in two related lawsuits styled Vandergriff Honda v. The City of Dallas, Texas, Case No. 3:20-cv-03704, and Vandergriff Honda v. The City of Dallas, Texas, Devin Mallard, and American Honda Finance Corporation, Cause No. 471-00324-2021, and return of the impounded vehicle in as-is condition and payment of financial compensation in an amount not to exceed \$75,000.00 is hereby approved.

SECTION 2. That the Chief Financial Officer is hereby authorized to pay Vandergriff Honda and all other persons having an interest in the settlement proceeds, the amount of \$75,000.00 from 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 in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.