



Legislation Details (With Text)

**File #:** 24-524      **Version:** 1      **Name:**

**Type:** CONSENT AGENDA      **Status:** Approved

**File created:** 2/2/2024      **In control:** City Attorney's Office

**On agenda:** 2/28/2024      **Final action:**

**Title:** Authorize settlement of the lawsuit styled Timothy Shearer v. Gregory Ceraso, Christopher Wagner, and Ashley Rios, Civil Action No. 3:22-CV-0895-L - Not to exceed \$40,000.00 - 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 & Financial Management

**AGENDA DATE:** February 28, 2024

**COUNCIL DISTRICT(S):** N/A

**DEPARTMENT:** City Attorney's Office

**EXECUTIVE:** Tammy L. Palomino

**SUBJECT**

Authorize settlement of the lawsuit styled Timothy Shearer v. Gregory Ceraso, Christopher Wagner, and Ashley Rios, Civil Action No. 3:22-CV-0895-L - Not to exceed \$40,000.00 - Financing: Liability Reserve Fund

**BACKGROUND**

Plaintiff Timothy Shearer filed a § 1983 civil rights lawsuit 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 violation of Shearer's Fourth Amendment rights during his arrest on May 3, 2020. The City and Plaintiff have reached a proposed settlement, subject to City Council approval. Mr. Shearer is represented by Scott H. Palmer, James P. Roberts, Breanta Boss, and Scott H. Palmer, P.C.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

A confidential memorandum regarding this matter will be provided to the City Council on February 23, 2024.

**FISCAL INFORMATION**

Fund	FY 2024	FY 2025	Future Years
Liability Reserve Fund	\$40,000.00	\$0.00	\$0.00