



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

Board Clerk Use Only

Meeting Date: 11/18/2010
Agenda Item #: R-1
Est. Start Time: 9:30 am

Agenda Title: Authorizing Settlement of *Alice Wheeler, Personal Representative of the Estate of Holly Jean Casey v. Multnomah County, et.al.*
USDC Case No. 09-CV-12-1518AC

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Date Requested: November 18, 2010 **Time Requested:** 5 minutes
Department: Non-Departmental **Division:** County Attorney
Contact(s): Chip Lazenby
Phone: 503-988-3138 **Ext.** 83138 **I/O Address:** 503/500
Presenter(s): Susan Dunaway, Assistant County Attorney

General Information

1. What action are you requesting from the Board?

Approve settlement of \$300,000.

Please provide sufficient background information for the Board and the public to understand this issue. This is a civil rights and wrongful death case brought by the personal representative of the estate of an inmate who died shortly after being booked into the Multnomah County Detention Center. The claims are against the County and 8 individually named County defendants. Plaintiff alleges violations of the deceased inmate's 8th and 14th Amendments and medical malpractice. Settlement in this case is acceptable and avoids the expenses of a very lengthy and complex trial.

2. Explain the fiscal impact (current year and ongoing).

N/A

3. Explain any legal and/or policy issues involved.

On December 18, 2003, the Board adopted Resolution 03-171 delegating authority to the County Attorney to settle claims and litigation against the County or its employees in amounts up to \$25,000 per case. The County Attorney must obtain Board approval for all settlements of over \$25,000.

4. Explain any citizen and/or other government participation that has or will take place.

N/A

Required Signatures

**Department/
Agency Director:**

Date:

Charles H. Lazenby, Jr.