

**CITY OF SAN ANTONIO
OFFICE OF THE CITY ATTORNEY
CITY COUNCIL AGENDA MEMORANDUM**

TO: Sheryl Sculley, City Manager

FROM: Michael Bernard, City Attorney

SUBJECT: Settlement in *Joe Tony Jew, Sr., et al., v. City of San Antonio*, Cause No. 2005-CI-12865, 224th Judicial District Court of Bexar County, Tx

DATE: March 23, 2006

SUMMARY AND RECOMMENDATIONS

This ordinance authorizes settlement in the above lawsuit in the amount of \$155,000.00. Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

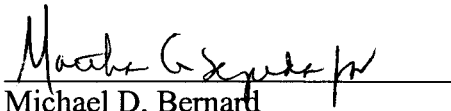
On May 20, 2005, Joe Tony Jew, Jr. died at the scene of a motor vehicle collision, which he had with a San Antonio Police vehicle. As a result, the following filed suit against the City alleging wrongful death and survivorship claims: Mr. Joe Tony Jew, Sr., individually and on behalf of the Estate of Joe Tony Jew, Jr., and Roxanne Mann, individually and on behalf of Joe Tony Jew III, a Minor Child. Both the City and Plaintiffs attended a court-ordered mediation, resulting in a proposed settlement of \$155,000.00 paid to the plaintiffs. This lawsuit was recently discussed with City Council during an executive session on March 9, 2006.

FISCAL IMPACT

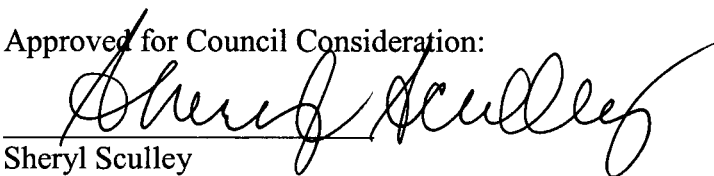
If approved, \$155,000.00 will be paid by the City to the plaintiffs and their attorneys, Jess Mason and Robert Valdez, from the City's Liability Self Insurance Fund.

COORDINATION

This item was coordinated with the Office of Management and Budget, Department of Finance, and the San Antonio Police Department.


Michael D. Bernard
City Attorney

Approved for Council Consideration:


Sheryl Sculley
City Manager