



City of Long Beach

Working Together to Serve

Memorandum

Date: July 15, 2003

To: To Whom It May Concern

From: Robert E. Shannon, City Attorney

Subject: Jeffrey Allen Grant v. City of Long Beach, et al.

Now that the lawsuit has settled, I am in a position to set forth the history of this litigation as it relates to efforts to settle the lawsuit and to confirm that the City Council has retained and has exercised full decision making authority.

After the jury verdict in late 2000, the City Attorney fully advised the City Council of the issues presented at trial and was directed to appeal. This decision was made in closed session on January 2, 2001.

After an adverse decision in the 9th Circuit appellate court, the City Attorney made a substantial, high six figure offer to settle. That offer was subject to City Council approval. Mr. Grant rejected that offer and made a counter demand.

At a closed session which took place on November 1, 2002 the City Attorney, the police department and all councilmembers present fully discussed all issues. By unanimous vote (5 present) the City Council rejected the demand and directed the City Attorney to file a Petition for Reconsideration.

After the Petition was denied, the City Council met in closed session on July 8, 2003. At that time, the City Attorney sought and received authority to negotiate a settlement. It was pursuant to that authority that this matter was settled.

RES:trb