

April 30, 2020

The City Council
Niagara Falls, New York

RE: Request for approval to settle and pay claim of Andre Porter for pending federal court litigation and all other pending claims for which litigation has not yet commenced.

Date of Occurrence: December 4, 2015

Date Claim Filed: Notice of Claim N/A to § 1983 claim

Date Action Commenced: May 22, 2018

Location: Hyde Park and Walnut Avenue and City Jail

Nature of Claim: § 1983 claim alleging police misconduct

City Driver: N/A

Status of Action: Discovery complete. Case will be scheduled for trial if not settled.

Recommendation/Reason: Best interest of City

Amount to be Paid: \$10,000.00

Make Check Payable to: Andre Porter

Conditions: Stipulation of Discontinuance as to all parties in pending federal court case and General Release to City must be approved by Corporation Counsel

It is the recommendation of this Department that the above settlement be paid under the terms set forth above. Will the Council so approve?

Respectfully submitted,

CHRISTOPHER M. MAZUR
Corporation Counsel

Kennedy ____ Spanbauer ____ Tompkins ____ Touma ____ Voccio ____