

AGENDA



Thursday, October 11, 2007

**Law
RECOMMENDATION FOR COUNCIL ACTION****Item No. 5**

Subject: Authorize execution of an amendment to the legal services contract with Robert Icenhauer-Ramirez, Austin, Texas, for representation of Julie Schroeder in Daniel Rocha, Deceased, by Daniela Rocha, Mother and Representative of Estate and Gerardo Rocha, Father v. City of Austin, Julie Schroeder and Don Douglas Doyle, Cause No. D-1-GN-01-000452; in the U.S. District Court, Western District, Austin Division, for an increase of \$100,000, with a total contract amount not to exceed \$350,000.

Amount and Source of Funding: Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Liability Reserve Fund.

Fiscal Note: There is no unanticipated fiscal impact. A fiscal note is not required.

Prior Council Action: On March 2, 2006 Council authorized \$250,000.00

This amendment increases the amount of the legal services contract with Robert Icenhauer-Ramirez. He provides legal services and counsel to Julie Schroeder in this lawsuit. This lawsuit alleges she violated Daniel Rocha's constitutional civil rights by using excessive force.

On March 2, 2006, Council authorized outside counsel fees and expenses up to \$250,000 for the services of Robert Icenhauer-Ramirez.

The Council is now requested to authorize the expenditure of an additional \$100,000, which will be funded out of the Liability Reserve Fund, to pay anticipated fees and expenses of Robert Icenhauer-Ramirez. This will bring the total contract amount to \$350,000. This increase is estimated to cover anticipated costs to the end of this fiscal year.