

## AGENDA



Thursday, November 4, 2010

**Law**  
**RECOMMENDATION FOR COUNCIL ACTION****Item No. 6**

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**Subject:** Authorize execution of a legal services contract with Robert Icenhauer-Ramirez, Austin, Texas, for representation of Leonardo Quintana in Sir Smith v. Leonardo Quintana; In The United States District Court, for the Western District of Texas Austin Division; Case No. A 10 CA 778 SS, in an amount not to exceed \$190,000.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2010-2011 Operating Budget of the Liability Reserve Fund.

**Fiscal Note:** A fiscal note is not required.

**For More Information:** Anne Morgan, 974-2507

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This is a the legal services contract with Robert Icenhauer-Ramirez to provide legal services and counsel to Leonardo Quintana in this lawsuit. The lawsuit alleges Leonardo Quintana violated Sir Smith's constitutional civil rights by using excessive force.

Because there is a conflict of interest between the City and the officer, it is prudent to retain outside counsel rather than represent Quintana in-house.

The Council is requested to authorize the expenditure of \$190,000, which will be funded out of the Liability Reserve Fund, to pay anticipated fees and expenses of Robert Icenhauer-Ramirez, including hiring experts in the lawsuit.