

**THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR**

Council Agenda
Item No. XI. O
5/23/2023

TO: Mayor and City Council

FROM: Kenneth Jordan, Municipal Counselor

Enter into executive session on advice of the Municipal Counselor to receive confidential communications from its attorney concerning the case of *Dominique Hendrix v. Klika, et al.*, United States District Court for the Western District of Oklahoma, Case No. CIV-22-375-D, as authorized by 25 O.S. (2022 Supp.) §307(B)(4), because disclosure would seriously impair the ability of the public body to conduct the pending litigation in the public interest.

In the above case, Plaintiff Dominique Hendrix alleges on December 17th, 2021, his Constitutional rights were violated by his arrest and detention by Oklahoma City Police Officers Michael Klika and Chris White. Plaintiff was arrested for Distribution of a Controlled Dangerous Substance and assisting in bringing contraband into a jail while in his capacity as an Oklahoma County Detention Officer. The charges were later dismissed by the Oklahoma County District Attorney's Office. Plaintiff has sued the officers pursuant to 42 USC §1983 alleging a violation of his rights under the Fourth and Fourteenth Amendments claiming that the officers lacked probable cause. Plaintiff has also alleged negligence against the City of Oklahoma City for false arrest. The Plaintiff is represented by Barrett Bowers. The City is represented by Assistant Municipal Counselors Richard Mann, Katie Goff, and Sherri Katz. Officers Klika and White are represented by Chris Collins and Stacey Felkner.

This case was initially filed against only the individual officers on April 7th, 2022, in Oklahoma County District Court. The individual officers timely removed the case to federal court on May 6th, 2022. However, the Plaintiff amended his complaint on January 19, 2023 to include the negligence claim against the City after his tort claim was denied.

This office has received a settlement offer from Plaintiff and it is the recommendation of the Municipal Counselor to enter into executive session to discuss the facts and merits of this case and if further negotiations are warranted.