

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

Council Agenda
Item No. XI. X
3/11/2025

TO: Mayor and City Council

FROM: Kenneth Jordan, Municipal Counselor

1. Resolution authorizing the Municipal Counselor to confess Judgment without admitting liability in the case of *Lloloando Michelle Atilano v. City of Oklahoma City*, Oklahoma County District Court, Case No. CJ-2024-7951;

AND/OR

2. Enter into executive session on advice of the Municipal Counselor to receive confidential communications from its attorney regarding settlement discussions in this case as authorized by 25 O.S. (2024 Supp.) §307(B)(4), because disclosure would seriously impair the ability of the public body to conduct the litigation with settlement discussion in the public interest.

On December 12, 2024, Plaintiff filed this lawsuit against the City of Oklahoma City alleging a negligence cause of action resulting in personal injuries arising from a January 29, 2024, traffic collision between a vehicle driven by Plaintiff and an Oklahoma City Police Department vehicle driven by on-duty police officer, Ronnie Waugh. Plaintiff's counsel has provided supporting documentation for personal injuries to Plaintiff in the amount \$4,315.00. Plaintiff suffered injuries to her neck, back, legs and arms, that required physical therapy. The Plaintiff is represented by attorney L. Grant Gibson. The City is represented by Assistant Municipal Counselor Linda Samuel-Jaha.

Investigation into this incident shows that on Monday, January 29, 2024, OCPD Officer Ronnie Waugh was traveling northbound in the inside lane on South Portland approaching SW 15th Street to an officer assist call, with active lights and sirens, as he approached the intersection with a red traffic signal. Waugh slowed down as he entered the intersection to clear it of oncoming traffic. The Plaintiff was traveling westbound in the far-right lane of SW 15th Street approaching South Portland Avenue, had a green light, and continued into the intersection where she did not see or hear Waugh's emergency equipment until the very last moment as she entered the intersection. The front center of Plaintiff's vehicle collided with the right rear side of the OCPD vehicle.

Plaintiff and counsel for the City have engaged in settlement negotiations. Plaintiff's original demand was \$75,000. After negotiations, Counsel for the City has agreed to recommend \$9,000, as full and final settlement of all aspects of City's involvement in this litigation, including any future medical expenses. Plaintiff, through his counsel, has agreed to accept this amount.

It is the recommendation of this office that the Mayor and Council authorize the Municipal Counselor to confess judgment in favor of Plaintiff without admitting liability in this case in the amount of \$9,000. If Council would like more information regarding this case, it is the recommendation of the Municipal Counselor that Council retire into executive session with the Municipal Counselor to receive confidential communications with its attorney regarding this possible settlement.