

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

Council Agenda
Item No. XI. U
11/19/2024

TO: Mayor and City Council

FROM: Kenneth Jordan, Municipal Counselor

1. Resolution authorizing the Municipal Counselor to confess judgment without admission of liability in the case of *Alyssa N. Reece v. City of Oklahoma City*, Oklahoma County District Court, Case No. CJ-2023-1091;

AND/OR

2. Enter into executive session on advice of the Municipal Counselor to receive confidential communications from its attorney regarding the above pending litigation 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 in the public interest.

In the above lawsuit, Plaintiff Alyssa Reece filed suit against the City of Oklahoma City alleging negligence on the part of the City of Oklahoma City. The allegation is that on or about April 4, 2022, a city vehicle operated by the Utilities Department Solid Waste Division, was operated in a negligent fashion and the driver failed to yield to traffic resulting in a collision. As a result, the Plaintiff sustained grievous injuries and incurred substantial losses. The Plaintiff alleges the City is liable for her sustained injuries and damages related thereto. Mrs. Reece claimed injuries to her neck and back as well as other related injuries. Over the past few years, Mrs. Reece has incurred substantial medical bills related to her treatment and future anticipated projected medical costs were presented. This proposed settlement is for an amount that covers medical bills and costs Mrs. Reece has incurred.

This case has been set for Pre Trial-Conference November 17, 2024. Discovery has progressed and as a result, settlement negotiations have ensued. On November 6, 2024, after negotiations with Plaintiffs' counsel this office agreed to recommend settling the matter for Eighty Thousand dollars (\$80,000.00) in exchange for dismissal of all claims, with prejudice, against Defendant City of Oklahoma City.

The Plaintiff is represented by Drew Schwartz of Cain Law Firm. The City is represented by Jeremy W. Jarman and Benjamin Rose, Assistant Municipal Counselors.

It is the recommendation of this office that the Council approve the settlement as stated above. If Council agrees, a Resolution authorizing the Municipal Counselor to prepare, execute, and file the necessary paperwork is attached. If Council desires more information regarding the merits of this case, it is the recommendation of this office that the Council enter into Executive Session.