

1 BY AUTHORITY

2 RESOLUTION NO. CR11-0723  
3 SERIES OF 2011

COMMITTEE OF REFERENCE  
Health, Safety, Education & Services

4 **A RESOLUTION**

5  
6 **authorizing and approving the expenditure and payment from the appropriation**  
7 **account designated "liability claims," the sum of Two Hundred Twenty-Five Thousand**  
8 **Dollars (\$225,000.00), payable to JASON ANTHONY GRABER in the amount of One**  
9 **Hundred Twenty-Four Thousand, Three Hundred Ninety-Two Dollars and 55/100**  
10 **(\$124,392.55), and payable to KILLMER, LANE & NEWMAN, LLP in the amount of One**  
11 **Hundred Thousand, Six Hundred Seven and 45/100 Dollars (\$100,607.45), in full**  
12 **payment and satisfaction of all claims in Case No. 09-cv-01029-JLK-MJW, in the United**  
13 **States District Court for the District of Colorado.**  
14

15 **BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

16 **Section 1.** That the Council of the City and County of Denver hereby approves and authorizes  
17 the expenditure and payment from the 2011 appropriation account designated as "Liability Claims"  
18 (Auditor's Fund 11827, Org. 4511001), the sum of Two Hundred Twenty-Five Thousand Dollars  
19 (\$225,000.00), payable to JASON ANTHONY GRABER in the amount of One Hundred Twenty-Four  
20 Thousand, Three Hundred Ninety-Two Dollars and 55/100 (\$124,392.55), and payable to KILLMER, LANE  
21 & NEWMAN, LLP in the amount of One Hundred Thousand, Six Hundred Seven and 45/100 Dollars  
22 (\$100,607.45), in full payment and satisfaction of all claims in Case No. 09-cv-01029-JLK-MJW, in the  
23 United States District Court for the District of Colorado.

24 Payment to be made upon the execution and delivery of such release or releases as is or are  
25 satisfactory to the attorney for the City and County of Denver.

26 **Section 2.** The Auditor is hereby authorized and directed to make such book and record such  
27 entries and to do such other things as may be necessary to accomplish the purposes of this resolution.

28 COMMITTEE APPROVAL DATE: N/A

29 MAYOR-COUNCIL DATE: September 27, 2011

30 PASSED BY THE COUNCIL \_\_\_\_\_, 2011

31 \_\_\_\_\_ - PRESIDENT

32 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
33 EX-OFFICIO CLERK OF THE  
34 CITY AND COUNTY OF DENVER  
35

36 PREPARED BY: Suzanne A. Fasing, Assistant City Attorney – September 28, 2011

37 Pursuant to section 13-12, D.R.M.C., this proposed resolution has been reviewed by the office of the City  
38 Attorney. We find no irregularity as to form, and have no legal objection to the proposed resolution. The  
39 proposed resolution is **not** submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

40  
41 Douglas J. Friednash, City Attorney

42 BY: \_\_\_\_\_, \_\_\_\_\_ City Attorney

43 DATE: \_\_\_\_\_, 2011