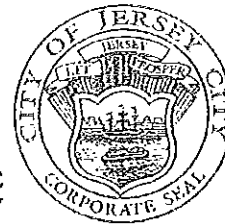


# Resolution of the City of Jersey City, N.J.

City Clerk File No. Res. 15.789

Agenda No. 10.P

Approved: NOV 10 2015



TITLE: **RESOLUTION AUTHORIZING THE SETTLEMENT OF THE LAWSUIT OF KEITH PANTALEON V. CITY OF JERSEY CITY, ET AL.**

COUNCIL  
following Resolution:

offered and moved adoption of the

**WHEREAS**, Keith Pantaleon ("plaintiff") filed a lawsuit in the United States District Court bearing Docket No.2:15-cv-450; and

**WHEREAS**, the Corporation Counsel has recommended a settlement in the amount of \$20,000.00 because of the litigation risk involved; and

**WHEREAS**, the plaintiff has agreed to this settlement and will sign all required releases and will dismiss the lawsuit with prejudice; and

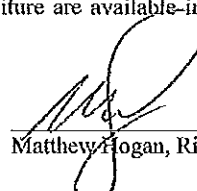
**WHEREAS**, the necessary funds for this settlement are available in the City of Jersey City Insurance Fund Commission account.

**NOW THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Jersey City that:

1. The Corporation Counsel be authorized to settle this lawsuit for \$20,000.00.
2. The Jersey City Insurance Fund Commission be authorized to issue a check in the amount of \$20,000.00 payable to plaintiffs and their attorney.

I hereby certify that funds for this expenditure are available in the City of Jersey City Insurance Fund Commission Accounts.

SDC/cw  
10/28/15

  
Matthew Hogan, Risk Manager

APPROVED: 

APPROVED: \_\_\_\_\_  
Business Administrator

APPROVED AS TO LEGAL FORM

\_\_\_\_\_  
Corporation Counsel

Certification Required ☐

Not Required ☐

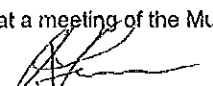
APPROVED 9-0

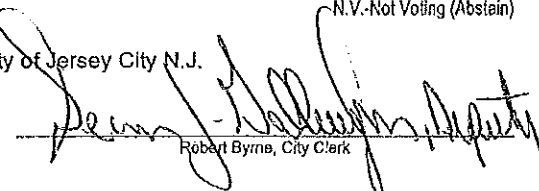
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 11-10-15											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council of the City of Jersey City N.J.

  
Rolando R. Lavarro, Jr., President of Council

  
Robert Byrne, City Clerk

GENERAL RELEASE

By this General Release dated October 16, 2015, **Keith Pantaleon**, (known hereinafter as the "Releasor"), as the releasor and plaintiff in a Civil Action filed in the United States District Court of New Jersey, bearing Docket No.: 2:15-cv-00450(SRC)(CLW) does, for himself, his successors, attorneys and assigns, for the consideration described below, hereby forever release, discharge and give up, as against the defendants, **City of Jersey City, Ehab Abdelaziz and Sean Licata**, every claim, cause of action, demand and right of every type and kind, known or unknown, raised or which could have been raised in the above mentioned Civil Action, including but not limited to: liens, attorney fees, expenses and costs of suit, and damages of any kind or description.

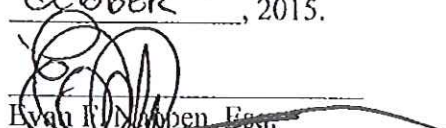
For and in consideration of the below sum, the undersigned hereby agrees to satisfy all liens or encumbrances which may apply to the above sum including but not limited to medical providers, medical insurance companies, HMO's, Medicare, Medicaid liens, Workers' Compensation liens, and any and all subrogation claims and hereby agrees to indemnify all the above names Releasees and their respective insurance carriers against any further liability for the satisfaction of any such liens or encumbrances.

In consideration and exchange for this General Release, the City of Jersey City agrees on behalf of and for the benefit of all Releasees named in this General Release, to pay to the Releasor and to their attorney **David W. Huang, Esq.**, the sum of **TWENTY THOUSAND (\$20,000.00) DOLLARS**, subject to approval, as required by law, of the Municipal Council of the City of Jersey City, in full and complete satisfaction of any and all claims made or which could have been made by the Releasor against the Releasee.

Releasor acknowledges that he has read this General Release and is signing it voluntarily. Releasor acknowledges that he has had the opportunity to review the Release with the assistance of counsel. Releasor acknowledges that there have been no promises or representations made which are not contained within this document and that the Releasors signs this General Release as his voluntary act intending to release and discharge any and all claims and obligations between the Releasor and the Releasee.

  
Keith Pantaleon

Subscribed and Sworn to  
before me this 16 day of  
OCTOBER, 2015.

  
Evan F. N. N. N. Esq.  
Attorney-at-Law  
State of New Jersey