

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Robin Kirkland Neal,

Case No. 15-cv-2429 (SRN/INL)

Plaintiff,

vs.

City of Saint Paul,

**SETTLEMENT AGREEMENT
AND RELEASE**

Defendant.

This Settlement Agreement and Release is entered into by and between Robin Kirkland Neal (hereinafter "Plaintiff"), and the City of Saint Paul and is contingent upon the approval of the Saint Paul City Council.

WHEREAS, Plaintiff filed a civil complaint in this matter alleging that a Saint Paul Police Officer violated Plaintiff's constitutional rights during the course of his arrest on June 6, 2012.

WHEREAS, the City of Saint Paul denies the allegations and asserts that the officer's actions were lawful.

WHEREAS, the parties to this agreement have conciliated the issues in dispute and desire now to settle all of the Plaintiff's claims against the City of Saint Paul and its police officers to obtain a full, final, and complete settlement and compromise of all claims arising out of Plaintiff's encounter with Saint Paul Police Officers on June 6, 2012.

NOW THEREFORE, in consideration of the mutual compromises set forth herein and contingent upon the approval of the Saint Paul City Council, the parties agree as follows:

1. Within a reasonable time subsequent to receiving a fully-executed copy of this Settlement Agreement and Release, a Stipulation for Dismissal of Claims Against the City and approval by the Saint Paul City Council, the City of Saint Paul will deliver to Plaintiff's attorney a check in the amount of \$90,000.00 in complete satisfaction for all damages, costs, and attorney's fees. The check will be payable to Robin Kirkland Neal and his attorney, Oliver E. Nelson.

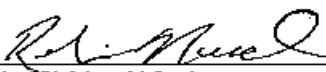
2. In consideration of the above payment, Plaintiff, by execution of this Settlement Agreement and Release, hereby fully and completely releases the City of Saint Paul and all of the past and present agents, officers, and employees, predecessors, and successors in interest of the City of Saint Paul in their official and individual capacities, of any and all claims for damages, costs, and attorney's fees which Plaintiff has or may have, whether presently known or unknown, arising in law or in equity, which were made, or which could have been made, in the above-entitled action. Plaintiff agrees that upon the approval of the Saint Paul city Council and execution of this Settlement Agreement and Release, all such claims, differences, demands, rights, and causes of action, which Plaintiff now has or may have against the City of Saint Paul and all of the past and present agents, officers, and employees, predecessors, and successors, and successors in interest of the city of Saint Paul, in their official and individual capacities, whether currently known or unknown, arising in law or equity, which were made or

which could have been made in the above-entitled action, are fully released, satisfied, discharged, and settled. This means that Plaintiff releases the City of Saint Paul and all employees of the City of Saint Paul from any and all claims for damages, costs, and attorney's fees, known or unknown, that were or could have been brought in relation to the set of facts presented in the above-entitled action.

3. In consideration of the above payment, Plaintiff further agrees that Plaintiff, his agents, his attorneys, and other persons speaking or working on Plaintiff's behalf, will not make any representations or characterizations regarding the officers involved in this matter.

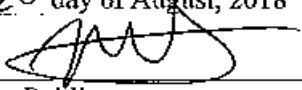
4. The parties to this Settlement Agreement and Release hereby stipulate that the payment of the sum specified above includes any claim for attorney's fees and costs pursuant to 42 U.S.C. § 1988.

Dated this 20th day of August, 2018



Robin Kirkland Neal


Subscribed and sworn to before me
this 20 day of August, 2018



Notary Public



Dated this 21st day of August, 2018

MAGNA LAW FIRM, LLC


OLIVER E. NELSON, #0347280
Attorneys for Plaintiff
2915 Wayzata Boulevard
Minneapolis, MN 55405
Telephone: (612) 767-1871
Email: onelson@magnalaw.net

LYNDSEY M. OLSON
City Attorney

Dated this ____ day of August, 2018

PORTIA HAMPTON-FLOWERS, #210869
Deputy City Attorney
Attorneys for Defendant
750 City Hall and Court House
15 West Kellogg Boulevard
Saint Paul, MN 55102
Telephone: (651) 266-8774
Fax: (651) 266-8787
Email: portia.flowers@ci.stpaul.mn.us