

**Resolution authorizing the payment of Forty Thousand Dollars and zero cents (\$40,000.00) in resolution of a lawsuit brought in United States District Court, Southern District of Ohio, Eastern Division being Case No. 2:10 CV 1005.**

(Franklin County Common Pleas Court, Domestic Relations Division \$40,000.00)

**WHEREAS**, Franklin County, Judge Dana Preisse, and Anthony LaBauve are the subjects of a claim alleging a violation of Fourteenth Amendment Due Process, captioned *Derrek Winston, et al. v. Franklin County, et al.* (2:10-CV-1005); and

**WHEREAS**, pursuant to Ohio Revised Code Section 2744.07(B)(1) the Franklin County Board may secure releases from liability for itself or its employees, with respect to any claim for loss to persons or property caused by an act or omission in connection with a governmental or proprietary function; and

**WHEREAS**, the parties herein wish to avoid the time and expense of litigation and have reached a resolution of the matters in dispute, pending approval of the Board of County Commissioners, Franklin County, Ohio,

**WHEREAS**, this settlement is in no way an admission of liability on the part of Franklin County, the Franklin County Court of Common Pleas, Domestic Relations Division or any of its employees, Judge Dana Preisse, or Anthony LaBauve,

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO:

That, in accordance with the preamble, which is incorporated herein, the Board of County Commissioners of Franklin County, Ohio hereby approves the settlement of the foregoing claims in the amount of Forty Thousand Dollars and Zero Cents (\$40,000.00), and further approves the attached Purchase Order, upon the receipt of an appropriate Release executed by the plaintiffs.