

May 3, 2018

The City Council
Niagara Falls, New York

RE: Request for Approval to Settle and Pay Claim of Elizabeth and Edmund Merchant

Council Members:

Date Claim Filed:	April 9, 2014
Date Action Commenced:	May 26, 2015
Date of Occurrence:	February 25, 2014
Location:	On property of 2730 Orleans Avenue
Nature of Claim:	Personal injury resulting from discharged firearm
City Driver:	N/A
Status of Action:	In Litigation. Two weeks before Jury selection.
Recommendation/Reason:	Best interests of City to settle before incurring the cost of trial.
Amount to be Paid:	\$5,000.00
Make Check Payable to:	Law office of Eugene C. Tenney, PLLC, as attorneys for Elizabeth and Edward Merchant.
Conditions:	General Release to City and Stipulation of Discontinuance approved by Corporation Counsel.

It is the recommendation of this Department that the above claim be paid under the terms set forth above. Will the Council so approve?

Respectfully submitted,

CRAIG H. JOHNSON
Corporation Counsel

Grandinetti Scott Tompkins Touma Walker