

# Litigation Payouts

January 1, 2010 through August 7, 2020

Matter Description	Open Date	Issue Date	Amount Paid
Gall, Timothy L. v. City (5:08-cv-00120 JW) Discrimination based on disability/retaliation		1/14/2010	9999.99
Hennessy, James v. City of San Jose, et al. [C09-03458 JF] [Excessive Force] Arrest for PC647(f) resulting in violation of civil rights	5/19/2009	5/6/2010	25000.00
Fisher, Camille Monet v. Marfia, et al. (v. City) [5:09-CV-02774 JW] Complaint for Violation of Civil Rights [Excessive force]		5/6/2010	38000.00
Berkowitz, Larry v. City, Dale Harris, et al. [1-07-CV-098827] Police Auto Accident	4/17/2007	5/13/2010	10000.00
Barrera, Bernardino, et al. v. City, et al. [C09-00858 RMW] Civil Rights Violated by Police Action [Excessive Force]	3/21/2008	7/14/2010	400000.00
Nguyen, Thuy Thanh v. City, Croucher, et al. [1-09-CV-136325] Police Automobile Accident	11/12/2008	8/4/2010	38899.74
Villarreal, Adam v. Croucher, City, et al. (v. City) [1-09-CV-139571] Plaintiff was in custody traveling in a police vehicle when involved in an auto collision	1/22/2009	8/16/2010	5500.00
Emanuel, Morris v. City, et al. [C08-05321 RMW] Use of force [BATON - Excessive Force]	7/30/2007	8/17/2010	10000.00
Colvin, Michael & Majors, Mary Beth v. Becknall, et al. (v. City) [1-09-CV-159895] City vehicle collided with Plaintiffs' vehicle due to unsafe lane change (police auto collision)	3/13/2009	11/3/2010	70000.00
USAA as Subrogee for Mary Elizabeth Majors v. Becknall, et al. (v. City) [1-10-CV-172368] City vehicle involved in automobile accident (police auto collision)	2/23/2009	11/17/2010	18361.01
Henderson, Sheretta v. City of San Jose, et al. (C08 01214 JW) (Excessive Force/2006 Mardi Gras)	6/6/2006	12/16/2010	70000.00
Love, Bennie, Jr. v. City, San Jose Police Department, et al. [1-09-CV-151820] Excessive Force/false arrest and use of taser	3/10/2008	1/27/2011	35000.00
Estrada, James v. CSJ; Sgt. Jones (v. City) (1-08-CV-112920) Excessive Force; Violation of Civil Rights	4/6/2007	2/15/2011	21500.00
Togami, Eric Toru v. City [1-09-CV-133239] [Use of force during arrest]	3/20/2008	4/14/2011	2500.00

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Ho, Phuong Quang v. City, et al. [CV-10-01825 HRL] Excessive use of force by Police involving a taser and baton	1/7/2010	6/9/2011	225000.00
State Farm Mutual Automobile Insurance Co. [Farrokhy] v. City, et al [1-08-CV-131375] Police auto accident	5/2/1967	6/15/2011	7500.00
Rodrigues, Henrietta v. City, et al [1-09-CV-142472] Police auto accident Police auto accident	11/7/2007	6/21/2011	13000.00
Swayzer, Prince, II and & Deborah Porter as individuals and Jill Scott as Guardian for J.P.S., a minor (v. City) [C10-03119 HRL] Fatality of son allegedly due to use of taser by Police	2/18/2009	8/10/2011	10000.00
21st Century Insurance Company v. City, et al. [Minh Ly] [1-11-CV-200289] Police involved in auto accident (police auto collision)	3/12/2010	10/13/2011	2750.00
Garcia, Gabrielle C. v. Rodriguez, et al. [Pedestrian struck by SJPD vehicle] (v. City) [1-09-CV-135653] Pedestrian struck by SJPD vehicle	9/23/2008	10/17/2011	7500.00
Fleming, Joseph v. City of San Jose, et al. [1-11-CV-206166] Writ of Mandate/Removal from Bomb Squad along with 5% pay cut		10/19/2011	9300.00
Gomez, Cristela & Jesus v. City of San Jose, et al. [CV 10-04820 LHK] Arrest and bodily injury by police following a traffic stop	4/21/2009	11/7/2011	100000.00
Duran, Carlos v. Marfia, et al. (v. City) [CV10-01380 PSG] [C/R violation/racial profiling/discrimination against minorities]		3/29/2012	35000.00
Contreras, Emily & Jose Lua, Sr., re Estate of Richard A. Lua, deceased v. City, et al. (v. City) [CV 10-00953 RMW] FATALITY - Plaintiffs' son, Richard Lua, died after arrest by SJPD. Alleges that the use of a taser and multiple baton blows caused the death.	8/10/2009	4/5/2012	200000.00
Pina, Danny v. Jimenez, et al. (v. City) [CV-10-02607 EJD] Bodily Injuries Sustained During Arrest; Civil rights violation	10/13/2009	4/10/2012	121000.00
State Farm Mutual Automobile Ins. Co. v. City of San Jose, et al. [1-11-CV-207202] Police involved auto accident		4/12/2012	1780.00
Cicala, Paul, Enrico Sagullo & Erick Sanchez v. City, Robert Davis, et al. [C08-04032 CW PSG] Entertainment Zone / False Arrest	11/3/2007	5/14/2012	225000.00

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Thielmann, Zachary John (minor) by Dave Thielmann, Guardian Ad Litem v. Dennis Wayne Deichler, et al. (v. City) [1-09-CV-157904] [Excessive force; use of taser]	2/24/2009	5/21/2012	7500.00
Chacon, Luis v. City of San Jose, et al. [CV11-0908 HRL] Police/pedestrian stop resulting in bodily injury to pedestrian during arrest	10/27/2009	6/5/2012	49000.00
Dastgah, Ali v. City, et al. [1-10-CV-183767] Bodily injuries sustained following car stop and arrest	2/20/2010	7/31/2012	7000.00
Melin, Jim v. City, Kristopher D. Kubasta, et al. [1-10-CV-161902] Officer collided with Plaintiff's vehicle when changing lanes	7/7/2009	9/7/2012	15000.00
Bradley, Stephen v. San Jose Police Officer K. Muto, et al. (v. City) Violation of Civil Rights; False Arrest; Racial Profiling [CV10-01947EJD]	5/7/2009	10/11/2012	15000.00
Guerrero, Mayra, et al. v. City, et al. [C11-02017 HRL] Police involved in altercation outside of Pearl Nightclub	4/23/2010	11/1/2012	150000.00
Custodio, Marlo, et al. v. County of Santa Clara, et al. (v. City) [C09-00527 RMW] Excessive Force/False Arrest	8/1/2007	11/6/2012	5000.00
Lewis, David Anthony v. City, et al. [1-11-CV-191975] Police involved auto accident/motorcycle accident	10/26/2010	11/29/2012	606583.34
Carver, Charles v. City of San Jose, et al. Civil Rights Violation [CV11-02362 SI]	5/13/2011	1/9/2013	10000.00
Arizmendi, Therese, et al. v. City of San Jose, Chief Davis, et al. [C08-05163 EJD] Allegation of a search while detained	4/25/2008	1/10/2013	6000.00
Hammond, Che' v. City, Officer Tessler, et al. (v. City) [1-10-CV-171204] Police detention and arrest resulting in violation of civil rights	11/13/2009	4/23/2013	108677.20
Nguyen, Hanh and Jenny v. City; Matthew Brackett [v. City] [1-11-CV-210649] Police involved auto accident	3/3/2010	5/17/2013	8676.27
Villegas, John v. City of San Jose, et al. (v. City) [M115783] Civil Rights Violation/False Arrest	7/7/2011	5/29/2013	250.00
Chahal, Lakhbir v. City of San Jose; Tran, Bach Thai (v. City) [1-11-CV-199202] SJPd vehicle struck pedestrian	3/1/2011	6/24/2013	662500.00
Montoya, Gerardo v. City, Robert Davis, et al. [C08-00820 PSG] Violation of Civil Rights		8/15/2013	5000.00
Salinas, Noreen, et al. v. City, Chief Robert Davis, Taser Int'l, Inc., LEAD FEDERAL CASE [C09-04410 EJD]	9/7/2007	9/18/2013	1000000.00

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## Excessive Force/TASER/FATALITY

Use of force, tasers, and failure to provide CPR led to death

Montiel, Jermaine v. Officer M. Williams, et al. (v. City) (C07 05490 PSG) Use of force	2/23/2007	10/1/2013	102000.00
Gonzales-Guerrero, Javier v. City, Brian Johst, Mark Stephens, et al. [CV12-03541 PSG] Police Officers involved in shooting	2/1/2012	10/3/2013	4950000.00
Hoang, Tony v. Nguyen, et al. (v. City) [1-10-CV-187455] Pedestrian struck by police vehicle	6/12/2009	10/24/2013	7500.00
Romero, Nicholas, through his Guardian ad Litem Romero-Villarruel, Nicole, et al. (v. City) [CV12-04322 EJD) - Civil Rights violation; improper confrontation, verbal abuse	2/24/2011	2/5/2014	43500.00
Amador, Henry Steven v. City, et al. [CV11-02374 HRL] [Allegations that SJPd confronted Plaintiff without cause and used excessive force during the confrontation.	9/29/2010	6/4/2014	30000.00
Rideout, Kenneth v. County of Santa Clara; City of San Jose, et al. (v. City) [1-12-CV-234620] (False arrest, emotional distress, malicious prosecution, civil rights violation)	4/13/2012	6/17/2014	8000.00
A.B., a minor, by and through his Guardian Ad Litem Amy Chaskin v. City of San Jose, et al. (v. City) [CV13-05397 LHK] Allegations of violation of civil rights and use of excessive force by SJPd officers (kicking) during unreasonable search and seizure	4/19/2013	7/1/2014	10000.00
Galindo, Celina et al. v. Tassio, Kilmer, et al. (v. City) [CV13-0105 HRL] Fatal shooting by SJPd	6/11/2012	10/3/2014	900000.00
Umar, Ammir v. Craig Storlie, individually and as an officer of SJPd (v. City) [CV12-6071 HRL] Violation of civil rights, false imprisonment, emotional distress	6/4/2012	11/19/2014	190000.00
Valdez, Francisco, Ricardo Vasquez, Daniel Martinez & Jamil Stubbs v. City of San Jose, et al. (v. City) [C09-00176 KAW] Class-Action Complaint for Damages, Statutory Penalties, etc., [647(f) Arrests]	11/14/2008	11/26/2014	10000.00
Keifer, Kevin & Danna v. Ackemann, Dean, et al. (v. City) (v. City) [CV-12-05842 EJD] Violation of Civil Rights/Illegal Search & Seizure		1/2/2015	7250.00
Hall, Nathaniel L. v. Officer Cleaver; Officer Kodres (v. City) [C-11-06284 YGR] Violation of Civil Rights, excessive force, personal injury	12/14/2011	1/12/2015	5000.00

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Arambula, Alberto v. Ryan Kimber, Matthew Hayward (v. City) [13-5697 JST] Plaintiff alleges excessive force by SJP officers (Taser and baton) during arrest	6/2/2012	2/17/2015	10000.00
GEICO General Insurance Company [Tarak Parekh] v. City of San Jose, Robert Millard, et al. [First Amended Complaint [1-15-CV- 277400] Police vehicle involved in automobile accident	3/18/2014	10/26/2015	12069.78
United Financial Casualty Company v. City of San Jose [1-14-CV-268632] Police vehicle caused damage to insured's vehicle [Bijan Ardalan]	3/10/2014	10/26/2015	12369.00
Watson, Tracy; Stalker, Renee, et al. v. City of San Jose, et al. (v. City) APPEAL-9th Circuit (USDC #CV06-0429 RMW) Allegations of child abuse; Police search and seizure and false arrest		11/19/2015	649330.75
State Farm Mutual Automobile Insurance Company [Brian Kuhn] v. City of San Jose, et al. [1-14-CV-272149] Insured's vehicle involved in collision with police vehicle	4/9/2014	12/1/2015	9323.00
Pratt, Billy Jr. v. City, Officer Thomas Cabral, et al. (v. City) [1-12-CV-230082] Violation of civil rights, personal injury, use of force	1/27/2011	3/2/2016	9500.00
Penaloza, Nadia v. San Jose Police Department, City of San Jose, et al. (v. City) [1-15-CV-281300] Allegations of physical injuries and emotional distress when detained by officers of the San Jose Police Department	3/21/2014	4/5/2016	10000.00
Gonzales, Mary Lou v. City, et al. (v. City) [CV13-0695 BLF] Violation of Civil Rights	8/8/2012	6/22/2016	320188.50
Dang, Hoang, Individually and as Successor in Interest of Tracey Lien Tran, deceased v. City of San Jose [5:15-CV-03177] SJP used taser on Plaintiff's mother, allegedly causing her death	11/10/2014	7/7/2016	5000.00
Stephens, Emmanuel; Jasmine Whitley; et al. v. City of San Jose, et al. [USDC No. 15-cv-03454-DMR] Unlawful detention, search and seizure, racial discrimination, violation of civil rights	4/23/2015	7/18/2016	27500.00
Walker, Ato Diaba v. City of San Jose, et al. (v. City) [15-cv-04954-NC] Complaint for Damages - Violations of First, Fourth and Fourteenth Amendments and allegations of excessive force		7/20/2016	30000.00
Ingram, Felicia v. Scott Berget, et al. (v. City) [15-cv-05554-LHK] Complaint for damages, violation of	7/29/2015	11/14/2016	36860.76

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Fourth Amendment, Battery, Negligence, Intentional Infliction of Emotional Distress (excessive force, Taser)			
Alemayehu, Dawit v. City of San Jose, et al. (v. City) [C14-1738 EJD] Allegations of violation of civil rights and use of excessive force by SJPD officers while in custody at Santa Clara County Main Jail following arrest by Campbell Police Department	9/23/2013	12/7/2016	525000.00
Binkovich, Aleksandr v. Officer Barthelemy, et al. (v. City) [CV11-03774 EJD] Civil rights violation		1/3/2017	321711.41
Moreno-Jimenez, Ricardo v. Gennaro Antonio Strangis, City of San Jose, et al. (v. City) [1-14-CV-274260] Auto Accident Involving SJPD Vehicle	9/25/2014	2/24/2017	60775.00
Kerkeles v. City of San Jose [1-08-CV-103523 / D/3 - Judge Elfving] Police officer falsified evidence	4/10/2007	2/24/2017	1367036.77
Naveed, Mohammad Badar and Ahmad, Humza v. City of San Jose, et al. [3:15-CV-05298 EDL] Allegations of false arrest; racial discrimination; excessive force; violation of civil rights and assault and battery following arrest (Matter removed from Santa Clara County Superior Court case no. 1-15-CV-282924 on 11/19/2015)	1/10/2014	4/6/2017	25000.00
Arnold, Kathy v. City of San Jose, San Jose Police Department, et al. (v. City) [USDC No. 5:16-cv-02485-HRL] Violation of civil rights: use of excessive force; false arrest; unlawful search and seizure		6/28/2017	3000.00
Diaz, Eva v. Macedino Zuniga, City of San Jose, et al. (v. City) [16CV301218] Police officer involved in automobile accident	12/14/2015	7/12/2017	9000.00
Nichols, Felicia v. City of San Jose, et al. (v. City) [C14-3383 BLF] Plaintiff alleges Police harassed and assaulted her	5/7/2013	9/13/2017	15000.00
Paulino, Eliel v. Marco Cruz, et al. (v. City) [16-CV-02642 NC] Complaint for Damages due to excessive force (batons), battery, negligence, intentional infliction of emotional distress	2/12/2016	9/18/2017	700000.00
Lam, Hung v. City of San Jose, et al. (v. City) [14-CV-00877 PSG] Violation of civil rights, assault battery (gun)		1/12/2018	12600000.00
Redmond, Blair v. San Jose Police Department, et al. (v. City) [5:14-cv-02345-BLF] Civil rights violation, racial profiling, Excessive force (hands, fists)	10/17/2013	2/27/2018	49999.00

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Grijalva, Cosme v. City of San Jose, et al. (v. City) [5:18-cv-01853-EJD] Use of excessive force during arrest and violation of civil rights	1/30/2018	6/26/2018	59900.00
Balbuena, Cesar Jr. v. City of San Jose, et al. (v. City) [5:18-cv-02566-LHK] False arrest/detention and seizure of automobile and cell phone	2/7/2018	10/3/2018	24500.00
Ruiz, Fernando, individually and on behalf of a Class of Persons similarly situated, et al. v. City of San Jose, et al. (v. City) [5:17-cv-06488-LHK] [First Amended Complaint] Allegations of police targeting areas frequented by men who are interested in meeting other men		10/23/2018	125000.00
Wood, Ronald v. Daniel Morales, et al. (v. City) [USDC No. 16-cv-06621-LHK] Police shooting.	3/8/2016	12/11/2018	500000.00
Weber, Jason v. City of San Jose, et al. (v. City) [16CV296905] Complaint for Damages and Injunctive Relief alleging Employment Discrimination (Retaliation; Aiding and Abetting Discrimination, Harassment and Retaliation); Failure to Prevent Discrimination, Harassment and Retaliation; Violation of Labor Code 1102.5; Slander; Libel; Negligent Hiring, Retention, and Supervision; Negligent Infliction of Emotional Distress	12/23/2015	1/14/2019	10000.00
Cooper, Benjamin v. City of San Jose, et al. [v. City] [USDC No. 16-cv-06237-BLF] Excessive force, Violation of First, Fourth and Fourteenth Amendments rights	6/14/2016	3/20/2019	215000.00
Flores, Jacob Benjamin v. Mark Minten, et al., (v. City) [5:18-cv-07329-SVK] Plaintiff alleges bodily injury due to SJPD illegal arrest.	11/15/2018	12/5/2019	60000.00
Hernandez, Yanira v. City of San Jose, et al. [2014-1-CV-270467] Petition for Relief from Claim Requirement due to allegations of sexual assault by on-duty officer	8/5/2014	12/19/2019	225000.00
Baker, Desiree D. v. Daniel Pfiefer, City of San Jose, et al. (v. City) (v. City) [18CV325069] San Jose Police Officer involved in automobile accident	8/21/2017	12/20/2019	30391.57
Nunez, Tony; the Estate of Anthony Nunez by and through its personal representative Sandy Sanchez, et al. (v. City) [17-cv-03860-LHK] Wrongful death due to police shooting	11/1/2016	2/6/2020	2950000.00
Quinonez, Arabella Marie, a minor, by and through her guardian ad litem John Kessler; Isamar Pena and Carlos Quinonez v. City of San Jose, et al. (v. City) [18CV331175] Minor child bitten by K-9 Police dog	1/8/2018	4/22/2020	185000.00