

EC-26-65



Mayor Timothy M. Keller

CITY OF ALBUQUERQUE

Albuquerque, New Mexico

Office of the Mayor

INTER-OFFICE MEMORANDUM

DATE: 2/17/2026

TO: Klarissa J. Pena, President, City Council

FROM: Timothy M. Keller, Mayor



SUBJECT: Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2025
(Greater than 10,000)

Submitted herewith to City Council is the Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2025 (Greater than \$10,000) as required pursuant to R.O.A. §2-8-1-5.

I request that the Quarterly Litigation Reports be presented to City Council for information.

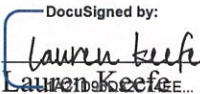
TITLE/SUBJECT OF LITIGATION: Legal Department’s Quarterly Litigation Report for the 4th Quarter of FY 2025 (Greater than 10,000)

Approved:



Dr. Samantha Sengel Date
Chief Administrative Officer

Approved as to Legal Form:

DocuSigned by:
 2/18/2026 | 8:25 AM MST

Lauren Keefe Date
City Attorney

Cover Analysis

1. What is it?

Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2025 (greater than 10,000)

2. What will this piece of legislation do?

The purpose of the reports are to inform the City Council of litigation developments, i.e., City victories, settlements and judgments during the above-listed period pursuant to R.O.A. §2-8-1-5.

3. Why is this project needed?

See answer 2 above.

4. How much will it cost and what is the funding source?

N/A.

5. Is there a revenue source associated with this Plan? If so, what level of income is projected?

N/A.

6. What will happen if the project is not approved?

N/A

7. Is this service already provided by another entity?

N/A

**LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
SETTLEMENTS AND JUDGMENTS GREATER THAN \$10,000**

April 1, 2025 to June 30, 2025

4th Quarter FY25

Case Name: Arasim, Charles v. City of Albuquerque and Ethan Watson; D-202-CV-2024-08253			
<u>Type of Suit:</u> LIT- IPRA	<u>Synopsis of Case</u> Claim for violation of IPRA.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$24,750.00
<u>Division / Attorney:</u> Litigation /Kristin J. Dalton <u>Matter ID / Outside Counsel</u> 45.098 <u>Department-Client:</u> Clerk's Office			
Case Name: Cordova, Jonathon v. Tsz Yu, individually and in his Official Capacity, and the City of Albuquerque; D-202-CV-2024-09295			
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA	<u>Synopsis of Case</u> Claim for damages following a motor vehicle accident.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$50,000.00
<u>Division / Attorney:</u> Litigation / Tyren C. Holmes <u>Matter ID /Outside Counsel</u> 10.1658 <u>Department-Client:</u> Police			
Case Name: Garza, Manuel v. City of Albuquerque, et al.; D-202-CV-2022-07675			
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA	<u>Synopsis of Case</u> Claim for damages following a motor vehicle accident.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$110,000.00
<u>Division / Attorney:</u> Litigation / Laura Callanan <u>Matter ID / Outside Counsel</u> 10.1497 <u>Department-Client:</u> Police			

Case Name: Kite, Stacey v. Stephanie Spinks and City of Albuquerque; D-202-CV-2025-00238			
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA <u>Division / Attorney:</u> Litigation / Tyren C Holmes <u>Matter ID / Outside Counsel</u> 10.1669 <u>Department-Client:</u> Police	<u>Synopsis of Case</u> Claim for damages following a motor vehicle accident.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$22,000.00
Case Name: Marjanovic, Milos v. City of Albuquerque and Mario Richard Gonzales; D-202-CV-2024-09538			
<u>Type of Suit</u> LIT-Tort/Personal Injury/MVA <u>Division / Attorney:</u> Litigation / Ashlee M. Wright <u>Matter ID / Outside Counsel</u> 12.446 <u>Department-Client:</u> Transit	<u>Synopsis of Case</u> Claim for damages following a motor vehicle accident.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$24,000.00
Case Name: Montano, Leo v. City of Albuquerque, et al.; D-202-CV-2024-06051			
<u>Type of Suit:</u> LIT-Civil Rights/APD <u>Division / Attorney:</u> Litigation / Kristin J. Dalton <u>Matter ID / Outside Counsel</u> 10.1631 / Jerry A. Walz <u>Department-Client:</u> Police	<u>Synopsis of Case</u> Claim arising out of incident in which Plaintiff, a civilian City employee, was handcuffed by APD personnel during a demonstration.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$150,000.00

Case Name: Silachanh, Thong v. Joshua Romero and City of Albuquerque; D-202-CV-2024-03399			
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA <u>Division / Attorney:</u> Litigation / Laura Callanan <u>Matter ID / Outside Counsel</u> 15.137 <u>Department-Client:</u> Albuquerque Fire Rescue	<u>Synopsis of Case</u> Claim for damages following a motor vehicle accident.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$200,000.00
Case Name: State Farm Mutual Automobile Insurance Company v. Joshua Romero, et al.; D-202-CV-2023-06191			
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA <u>Division / Attorney:</u> Litigation / Laura Callanan <u>Matter ID / Outside Counsel</u> 15.130 <u>Department-Client:</u> Albuquerque Fire Rescue	<u>Synopsis of Case</u> Claim for subrogation following a motor vehicle accident .	<u>Disposition</u> Settled	<u>Amount Paid</u> \$11,000.00
Case Name: Sweeney, Zachary N. v. Perfecto Maez Gonzales and City of Albuquerque; D-202-CV-2024-08774			
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA <u>Division / Attorney:</u> Litigation / Ashlee M. Wright <u>Matter ID / Outside Counsel</u> 12.444 <u>Department-Client:</u> Transit	<u>Synopsis of Case</u> Claim for damages following a motor vehicle accident.	<u>Disposition</u> Settled	<u>Amount Paid</u> \$12,500.00
Total Amount for April 1, 2025 to June 30, 2025:			\$604,250.00

LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
SETTLEMENTS AND JUDGMENTS LESS THAN \$10,000
April 1, 2025 to June 30, 2025
4th Quarter FY25

Case Name: Carrillo, Destinee Jacklyn v. The City of Albuquerque Police Department			
<u>Type of Suit:</u> LIT-IPRA	<u>Synopsis of Case</u> Claim for violation of IPRA.	<u>Disposition</u> Settled.	<u>Amount Paid</u> \$5,000.00
<u>Division / Attorney:</u> Litigation / Kristin J. Dalton <u>Matter ID Outside Counsel</u> 45.096 Jerry A. Walz <u>Department-Client:</u> Clerk's Office			
Total Amount for April 1, 2025 to June 30, 2025:			\$5,000.00

LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
CITY VICTORIES
April 1, 2025 to June 30, 2025
4th Quarter FY25

Case Name: Baca, Rene, individually and as PR of the Estate of Johnny Angel Garcia v. City of Albuquerque, et al.; D-202-CV-2022-03719		
<u>Type of Suit:</u> LIT-Tort/Wrongful Death <u>Division / Attorney:</u> Litigation / Ashlee M. Wright <u>Matter ID / Outside Counsel</u> 11.408 <u>Department-Client:</u> Municipal Development	<u>Synopsis of Case</u> Wrongful death claim following a motor vehicle collision.	<u>Disposition</u> Tendered matter settled by responsible party. No settlement proceeds paid by the City.
Case Name: Martinez, David Robert v. Albuquerque Police Department; D-202-CV-2024-7752		
<u>Type of Suit:</u> LIT-Civil Rights/APD <u>Division / Attorney:</u> Litigation / Ashlee M. Wright <u>Matter ID / Outside Counsel</u> 10.1644 <u>Department-Client:</u> Police	<u>Synopsis of Case</u> Pro se complaint with allegations against APD.	<u>Disposition</u> Dismissed for failure to state a claim.
Case Name: Rhodes, Dornal v. City of Albuquerque and Mark S. Sanchez; D-202-CV-2024-05586		
<u>Type of Suit:</u> LIT-Tort/Personal Injury/MVA/Premises Liability <u>Division / Attorney:</u> Litigation / Ashlee M. Wright <u>Matter ID / Outside Counsel</u> 11.458 <u>Department-Client:</u> Municipal Development	<u>Synopsis of Case</u> Claim for damages after Plaintiff's tire dipped into a broken sewer or water cover.	<u>Disposition</u> Tendered matter settled by responsible party. No settlement proceeds paid by the City.

LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
CITY VICTORIES
April 1, 2025 to June 30, 2025
4th Quarter FY25

Case Name: Romero, Joey v. Albuquerque Police Department; D-202-CV-2024-09562		
<u>Type of Suit:</u> Litigation General	<u>Synopsis of Case</u> Claim for defamation after APD listed Plaintiff as a "Top 10 Burglar in Albuquerque."	<u>Disposition</u> Dismissed with Prejudice following Motion practice.
<u>Division / Attorney:</u> Litigation/Ashlee M. Wright		
<u>Matter ID / Outside Counsel</u> 10.1661		
<u>Department-Client:</u> Police		
Case Name: Silva, Carlos v. City of Albuquerque, et al.; D-202-CV-2024-09515		
<u>Type of Suit:</u> LIT-Tort/Personal Injury/Premises Liability	<u>Synopsis of Case</u> Claim for damages after a slip and fall on ice.	<u>Disposition</u> Assistant City Attorney negotiated dismissal of City with prejudice without payment of damages by the City.
<u>Division / Attorney:</u> Litigation /Laura Callanan		
<u>Matter ID / Outside Counsel</u> 11.469		
<u>Department-Client:</u> Municipal Development		
Case Name: Southwest Public Policy Institute v. City of Albuquerque and Ethan Watson; D-202-CV-2023-06139		
<u>Type of Suit:</u> LIT-IRPA	<u>Synopsis of Case</u> Claim for violation of IPRA.	<u>Disposition</u> Dismissed for lack of prosecution.
<u>Division / Attorney:</u> Litigation/Kristin J. Dalton		
<u>Matter ID / Outside Counsel</u> 45.060 / Carl J. Waldhart		
<u>Department-Client:</u> Clerk's Office		