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EC-26-292

CITY OF ALBUQUERQUE

Albuquerque, New Mexico

Office of the Mayor

Mayor Timothy M. Keller

INTER-OFFICE MEMORANDUM DATE: 10/6/2026

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 2026 (Greater than 10,000)

Submitted herewith to City Council is the Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2026 (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.

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TITLE/SUBJECT OF LITIGATION: Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2026 (Greater than 10,000)

Approved:

10/23/26

Dr. Samantha Sengel Date
Chief Administrative Officer

Approved as to Legal Form:

Signed by:
Joshua Boone 10/7/2026 | 8:54 AM MDT

Joshua Boone Date
City Attorney

Cover Analysis

1. What is it?

Legal Department's Quarterly Litigation Report for the **4th** Quarter of **FY 2026** (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

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LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
SETTLEMENTS AND JUDGMENTS GREATER THAN $10,000
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Dickey, Demeatri De'Sean v. City of Albuquerque, et al.; D-202-CV-2024-08399			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT-Civil Rights APD **Division / Attorney:** Litigation/ Kristin Dalton **Department-Client:** Police	Plaintiff alleged violations under NMCRA, US Constitution and Monell following an arrest allegedly pursuant to the City's downtown gun enforcement policy.	Settled.	$20,000.00

Case Name: Griego, Joseph v. City of Albuquerque and Kanoa Baca; D-202-CV-2024-09653			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT-Tort/ Personal Injury / MVA **Division / Attorney:** Litigation / Laura Callanan **Department-Client:** Transit	Plaintiff alleged damages after a City bus made an allegedly improper turn causing a motor vehicle collision.	Settled.	$75,000.00

Case Name: Lomax, Philip and Aurea Lomax v. City of Albuquerque; D-202-CV-2025-05530			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT-Tort/Personal Injury/ Premises Liability **Division / Attorney:** Litigation / Laura Callanan **Department-Client:** Parks and Recreation	Plaintiff alleged personal injuries following a bicycle accident on a pathway with loose gravel.	Settled.	$65,000.00

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Case Name: Marquez, Isaiah v. City of Albuquerque; D-202-CV-2025-10326			
Type of Suit: LIT-IPRA **Division / Attorney:** Litigation / Laura Callanan **Department-Client:** City Clerk	**Synopsis of Case** Plaintiff alleged damages pursuant to an IPRA request made on November 16, 2023 where production was allegedly delayed for 703 days.	**Disposition** Settled.	**Amount Paid** $50,000.00
Case Name: McClellan, Deborah v. Roberta Blea and City of Albuquerque; D-202-CV-2024-08437			
Type of Suit: LIT-Tort/Personal Injury/MVA **Division / Attorney:** Litigation / Laura Callanan **Department-Client:** Transit	**Synopsis of Case** Plaintiff alleged personal injuries and damages following collision with a City bus that she claims entered an intersection on a red.	**Disposition** Settled.	**Amount Paid** $250,000.00
Case Name: Mike, Brandon v. City of Albuquerque; D-202-CV-2025-01117			
Type of Suit: LIT-Tort / Personal Injury **Division / Attorney:** Litigation / Kristin Dalton **Department-Client:** Transit **Outside Counsel** **Bryan Garcia**	**Synopsis of Case** Plaintiff alleged personal injuries following an allegation of being run over by a City bus while using the side of the bus to assist in moving to a bus stop bench.	**Disposition** Settled.	**Amount Paid** $650,000.00

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Case Name: Morris, Antoine v. Albuquerque Police Department, et al.; D-202-CV-2024-03927			
Type of Suit: LIT-Civil Rights APD **Division / Attorney:** Litigation / Kristin Dalton **Department-Client:** Police	**Synopsis of Case** Plaintiff alleged civil rights violations pursuant to a alleged wrongful arrest.	**Disposition** Settled.	**Amount Paid** $15,000.00

Case Name: Pedraza, Linda v. Yellowstone Landscape-West, LLC, et al.; D-202-CV-2024-08994			
Type of Suit: LIT-Tort/Personal Injury/Premises Liability **Division / Attorney:** Litigation / Alfred Quintana **Department-Client:** DMD	**Synopsis of Case** Plaintiff alleged personal injuries after a trip and fall on Civic Plaza.	**Disposition** Settled.	**Amount Paid** $27,500.00

Case Name: Rushing, Joshua Luke v. City of Albuquerque and Lillian Byres-Richardson; 1:25-cv-00489-KG-SCY			
Type of Suit: Litigation General **Division / Attorney:** Litigation / Ashlee Wright **Department-Client:** Cultural Services	**Synopsis of Case** Plaintiff alleged damages after being asked not to utilize a library while his wife was working there.	**Disposition** Settled.	**Amount Paid** $16,000.00

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Case Name: Sanchez, Beatrice v. Christopher Facey and City of Albuquerque; D-202-CV-2025-10286			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT-Tort Personal Injury MVA **Division / Attorney:** Litigation / Ashlee Wright **Department-Client:** Transit	Plaintiff alleged damages from a fall on a mobility scooter while a passenger on a bus where she claims the scooter was not restrained properly by staff.	Settled.	$35,000.00

Case Name: Silva, Joseph v. City of Albuquerque; D-202-CV-2024-03018			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT-IPRA **Division / Attorney:** Litigation / Laura Callanan **Department-Client:** Clerk's Office	Plaintiff alleged damages pursuant to IPRA for failure to produce unredacted OBRD in civil discovery responses.	Settled.	$120,000.00

Case Name: Sisneros, Olivia v. Zackies Wesley, et al.; D-202-CV-2025-07358			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT Tort Personal Injury MVA **Division / Attorney:** Litigation / Kristin Dalton **Department-Client:** Police **Outside Counsel** **Sean Garrett**	Plaintiff alleged personal injuries and damages following an MVA involving an APD Officer.	Settled.	$24,000.00

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Case Name: Baca, Kanoa v. City of Albuquerque; D-202-CV-2025-03022			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT Employment Civil Rights Title VII **Division / Attorney:** Litigation / Catherine Gonzales **Department-Client:** Transit	Plaintiff alleged damages, employment discrimination and deprivation of civil rights.	Settled.	$60,000.00

Case Name: Chavez, Jeannette v. City of Albuquerque; D-202-CV-2024-04083			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT Employment Whistleblower Protection Act **Division / Attorney:** Litigation / Larissa Breen **Department-Client:** General Services **Outside Counsel** Travis Jackson	Plaintiff alleged violation of the WPA, NMHRA, retaliatory constructive discharge, and Fraud Against Taxpayers Act.	Settled.	$250,000.00

Case Name: Mazotti, Anthony v. City of Albuquerque; D-202-CV-2024-00074			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT Employment Human Rights Act **Division / Attorney:** Litigation / Larissa Breen **Department-Client:** Albuquerque Fire Rescue **Outside Counsel** Jason Burnette	Plaintiff alleged violation of the NM Human Rights Act, declaratory judgment and for personal property taken without just compensation or condemnation proceedings.	Settled.	$325,000.00

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Case Name: Sanchez, Angelica K v. City of Albuquerque; D-202-CV-2023-08645			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT Employment Whistleblower Protection Act **Division / Attorney:** Litigation / Larissa Breen **Department-Client:** Human Resources **Outside Counsel** Deborah Wells	Plaintiff alleged violation of the NMHRA and WPA.	Settled.	$90,000.00

Case Name: Estate of Jesus Crosby; D-202-CV-2023-02471			
Type of Suit:	**Synopsis of Case**	**Disposition**	**Amount Paid**
LIT Tort Civil Rights APD **Division / Attorney:** Litigation / Stephanie Griffin **Department-Client:** Police	Estate alleged damages pursuant to wrongful Death following and Officer involved shooting.	Settled.	$6,500,000.00

Total Amount for April 1, 2026 to June 30, 2026: $8,572,500.00

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LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
SETTLEMENTS AND JUDGMENTS LESS THAN $10,000
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Lopez Sr., Michael S. v. Academy Professional Center Condominium Association and City of Albuquerque; D-202-CV-2024-04520			
Type of Suit: LIT-Tort Personal Injury Premises Liability **Division / Attorney:** Litigation /Ashlee M. Wright **Department-Client:** Family and Community Services	**Synopsis of Case** Plaintiff alleged personal injuries following a trip and fall on a condominium sidewalk.	**Disposition** Settled.	**Amount Paid** $2,500.00
Case Name: Walker, Jada v. City of Albuquerque and Ethan Watson; D-202-CV-2026-01291			
Type of Suit: LIT-IPRA **Division / Attorney:** Litigation / Alfred Quintana **Department-Client:** City Clerk	**Synopsis of Case** Plaintiff alleged damages following IPRA request #25-15919 made on October 29, 2025 which Plaintiff claimed were not produced.	**Disposition** Settled.	**Amount Paid** $8,000.00
		Total Amount for April 1, 2026 to June 30, 2026:	**$10,500.00**

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LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
CITY VICTORIES
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Burkhardt, Leah v. Brookdale Senior Living Communities, Inc., et al.; D-202-CV-2024-02430		
Type of Suit: LIT-Tort/Personal Injury Premises Liability **Division / Attorney:** Litigation / Ashlee Wright **Department-Client:** DMD	**Synopsis of Case** Plaintiff alleged personal injuries following tripping and falling over an "elevated" man hole cover located outside of a senior living facility.	**Disposition** City dismissed. No settlement funds paid by City.
Case Name: Cano-Camarena, Raul A. v. Albuquerque City Risk Management; A-1-CA-42809 (Appealed from D-202-CV-2025-01096)		
Type of Suit: LIT-Tort/Property Damages **Division / Attorney:** Litigation /Ashlee M. Wright **Department-Client:** Police	**Synopsis of Case** Plaintiff alleged property damage to his home by APD.	**Disposition** Dismissal in favor of City following Motions practice.
Case Name: Cano-Camarena, Raul v. Albuquerque City Risk Management; D-202-CV-2025-07374		
Type of Suit: Litigation-General **Division / Attorney:** Litigation /Ashlee M. Wright **Department-Client:** Planning	**Synopsis of Case** Plaintiff alleged damages after the City's code enforcement department allegedly destroyed his property without notice.	**Disposition** Dismissal in favor of City following Motions practice.

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CITY VICTORIES
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Celebrate Albuquerque Foundation, et al. v. City of Albuquerque, et al.; D-202-CV-2025-09146		
Type of Suit: Litigation-General **Division / Attorney:** Litigation/ Ashlee M. Wright **Department-Client:** Mayor	**Synopsis of Case** Plaintiff alleged damages pursuant to trademark infringement.	**Disposition** Dismissed without Prejudice due to Plaintiff's failure to appear.
Case Name: Gerges, Yohanna v. Monarch Properties, Inc., et al.; D-202-CV-2023-01089		
Type of Suit: LIT-Tort Personal Injury - Premises Liability **Division / Attorney:** Litigation/ Ashlee M. Wright **Department-Client:** Family and Community Services	**Synopsis of Case** Plaintiff alleged personal injuries following a slip and fall on ice in an apartment complex.	**Disposition** Tendered matter settled by responsible party. No settlement proceeds paid by City.
Case Name: Gurule, Gilbert v. Bernalillo County Parks, et al.; D-202-CV-2026-02241		
Type of Suit: LIT-Tort Personal Injury **Division / Attorney:** Litigation/ Laura Callanan **Department-Client:** Senior Affairs	**Synopsis of Case** Plaintiff alleged personal injury damages after he was injured while a passenger on a shuttle provided by senior affairs.	**Disposition** Assistant City Attorney negotiated dismissal of City with prejudice without settlement.

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CITY VICTORIES
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Hill, Luis R., et al. v. Linda M. Lopez, et al.; 1:26-cv-00889-KG-KK		
Type of Suit: LIT-Civil Rights and Torts **Division / Attorney:** Litigation/ Ashlee M. Wright **Department-Client:** Planning	**Synopsis of Case** Plaintiff alleged civil rights violations following what appears to be the "expiring" and/or revocation of a business registration.	**Disposition** Dismissal without Prejudice of Plaintiffs' claims pursuant to 42 U.S.C. § 1983 against the City of Albuquerque for failure to state a claim.
Case Name: Huffey, Louis v. Albuquerque Police Department; D-202-CV-2025-07224		
Type of Suit: LIT-Personal Injury **Division / Attorney:** Litigation / Ashlee M. Wright **Department-Client:** Police	**Synopsis of Case** Plaintiff alleged personal injuries following an interaction with an APD Officer.	**Disposition** Disposition Order for Lack of Prosecution.
Case Name: Kolchevska, Natasha v. City of Albuquerque and SSA Group, LLC; D-202-CV-2025-06187		
Type of Suit: LIT-Tort Personal Injury – Premises Liability **Division / Attorney:** Litigation/ Ashlee M. Wright **Department-Client:** Cultural Services	**Synopsis of Case** Plaintiff alleged personal injuries after tripping and falling over an umbrella cover at the ABQ BioPark.	**Disposition** Case settled by tendered counsel/co-defendant. No money contributed by the City.

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LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
CITY VICTORIES
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Pataki, Lorinc v. City of Albuquerque; D-202-CV-2025-10440		
Type of Suit: Litigation General **Division / Attorney:** Litigation/ Ashlee M. Wright **Department-Client:** Cultural Services	**Synopsis of Case** Plaintiff alleged damages for an unclear incident that appears to involve a public library.	**Disposition** Dismissal in favor of City following Motions Practice.

Case Name: Salazar, Doriann v. City of Albuquerque, et al.; D-202-CV-2025-06031		
Type of Suit: Litigation General **Division / Attorney:** Litigation /Ashlee M. Wright **Department-Client:** Police	**Synopsis of Case** Plaintiff alleged damages following alleged "harassment" by her neighbor and "authorities".	**Disposition** Disposition order for lack of prosecution filed 4/30/26. 30 days lapsed and no motion to reinstate case was filed.

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LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
CITY VICTORIES
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Stone, Lafayette v. City of Albuquerque, et al.; D-202-CV-2025-08822		
Type of Suit: LIT-Tort Personal Injury **Division / Attorney:** Litigation /Ashlee M. Wright **Department-Client:** Police	**Synopsis of Case** Plaintiff alleged personal injuries and damages after alleging being hit in the back of the head by handcuffs while an inmate at MDC.	**Disposition** Disposition Order for Lack of Prosecution

Case Name: Tripp, Patrick v. City of Albuquerque /APD; D-202-CV-2026-00918		
Type of Suit: LIT-Civil Rights – APD **Division / Attorney:** Litigation /Ashlee M. Wright **Department-Client:** Police	**Synopsis of Case** Plaintiff alleged damages following an arrest for DWI and his vehicle being seized in accordance City's DWI Seizure Program.	**Disposition** Dismissal in favor of City following Motions Practice.

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LEGAL DEPARTMENT QUARTERLY LITIGATION REPORT
CITY VICTORIES
April 1, 2026 to June 30, 2026
4th Quarter FY26

Case Name: Smith, Laurel v. City of Albuquerque, et al.; D-202-CV-2024-09393		
Type of Suit: LIT-Torts Personal Injury Premises Liability **Division / Attorney:** Litigation /Laura Callanan **Department-Client:** Transit	**Synopsis of Case** Plaintiff alleged personal injuries following a trip and fall at the Alvarado Transportation Center.	**Disposition** Plaintiff voluntarily dismissed claims against City.

Case Name: Carter, Jessie v. City of Albuquerque and APD; S-1-SC-41262		
Type of Suit: LIT-Employment Whistleblower Protection Act **Division / Attorney:** Litigation /Catherine Gonzales **Department-Client:** APD	**Synopsis of Case** Plaintiff filed a complaint alleging civil Damages for wages lost as a results of a reassignment.	**Disposition** Dismissed with prejudice.