

RESOLUTION NO. 1248

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO DEFEND MARQUE BALDWIN IN THE CIVIL ACTION *ELLSWORTH VS. THE CITY OF BROKEN ARROW ET AL*, CASE NO. 19-CV-34TCKFHM IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

WHEREAS, on February 19, 2019 Amanda Ellsworth, individually and on behalf of her minor daughter B. W. filed an amended complaint against Defendants, City of Broken Arrow and City of Broken Arrow Officer Marque Baldwin for claims of false arrest, use of excessive force and assault and battery; and

WHEREAS, Officer Baldwin has complied with the provisions of 11 O.S. § 23-102 and requested that the City of Broken Arrow defend him in this matter; and

WHEREAS, Officer Baldwin was acting in good faith and in the course of his employment with the City of Broken Arrow; and

WHEREAS, 11 O.S. § 23-101 *et seq.* provides for the defense of such municipal employees.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA, that the City Attorney is hereby directed to appear and defend Office Baldwin in the matter of *Ellsworth vs. City of Broken Arrow et al*, case no. 19-CV-34TCKFHM in the United States District Court for the Northern District of Oklahoma.

This Resolution is approved and passed in open meeting by the City Council of the City of Broken Arrow on this 17th day of June, 2019.

ATTEST:

Mayor

(SEAL) City Clerk

APPROVED:

City Attorney