

**RESOLUTION OF THE BROKEN ARROW MUNICIPAL AUTHORITY
RESOLUTION # 1718**

November 4, 2025

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO TAKE ALL
APPROPRIATE ACTIONS FOR THE PARTICIPATION, RELEASE, AND
SETTLEMENT OF PROPOSED DISCOVER CLASS ACTION SETTLEMENT ON
BEHALF OF THE BROKEN ARROW MUNICIPAL AUTHORITY**

WHEREAS, Discover Financial Services, DFS Services LLC, and Discover Bank (together “Discover”) have been sued in three related lawsuits in the United States District Court for the Northern District of Illinois, Case Nos. 1:23-cv-04676, 1:23-cv-15297, and 1:23-cv-14250; and

WHEREAS, the lawsuits allege Discover misclassified certain Discover-issued consumer credit cards as commercial credit cards, resulting in merchants incurring excessive interchange fees; and

WHEREAS, Discover has denied the allegations contained in the lawsuits; however, Discover has agreed to a settlement to avoid continued litigation; and

WHEREAS, if approved by the Court, Discover has agreed to pay between \$540 million and \$1.225 billion dollars to eligible Settlement Class Members who timely submit claims and do not exclude themselves; and

WHEREAS, the Broken Arrow Municipal Authority has received a Court-Approved Claim Form identifying the Broken Arrow Municipal Authority as an eligible Settlement Class Member; and

WHEREAS, the Broken Arrow Municipal Authority desires to recuperate incurred costs as a result of Discover’s misclassification of consumer credit cards.

THEREFORE, it was duly moved and seconded that the following resolution be adopted;

THEREFORE, BE IT RESOLVED that the Broken Arrow Municipal Authority hereby authorizes and empowers the City Manager, or his designee, and legal counsel to take all actions necessary for the participation, release, and settlement, processing, and any other requirement for the Broken Arrow Municipal Authority in any proposed settlements pertaining to Discover, including, but not limited to, the proposed settlements identified above, for the benefit of the Broken Arrow Municipal Authority;

The Broken Arrow Municipal Authority adopted the above Resolution on the 4th day of November, 2025.

BROKEN ARROW MUNICIPAL AUTHORITY:

Chairperson

Dated this _____ day of _____, 2025.

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney