

## Complaint: Appendix A

### **Litigation Analysis of City of Chicago Settlements Stemming From Police Violence**

#### ***Settlements from Police Shootings***

- On July 8, 2010, Chicago police shot four times at William Hope Jr., after blocking him into a parking space and trying to take his keys from the ignition. Mr. Hope died on the scene in his car. In a subsequent jury trial, Hope's estate was awarded \$4.6 million, including punitive damages against the individual officers.<sup>1</sup>
- On December 15, 2012, a Chicago police officer shot and killed Jamaal Moore after another officer ran Jamaal over with a police car. The police were chasing Jamaal's car pursuant to a robbery that had just occurred. After the car spun out of control and crashed, four males jumped out of the car. Jamaal was the last to exit the car, and one of the officers struck him with a police vehicle. Once Jamaal crawled out from under the vehicle, the officer attempted to pin him to the ground and handcuff him. The officer then fired her gun two times, point blank, at Jamaal, who was killed by the second shot.<sup>2</sup> The City of Chicago agreed to pay \$1.25 million to Jamaal's family in September 2014.<sup>3</sup> IPRA found Moore's shooting to be justified.<sup>4</sup>
- On May 31, 2011, Calvin D. Cross was outside in his neighborhood near his home by the intersection of 124th and Wallace Streets in Chicago. Officers Mohammad Ali, Macario Chavez, and Matilde Ocampo pulled up in their vehicle and began shooting at Cross. While attempting to flee he was hit multiple times and killed.<sup>5</sup>
- On July 4, 2014, Officers shot and killed fourteen year old Pedro Rios as he was walking down the street. The medical examiner concluded that the teenager died as a result of multiple gunshots to the back.<sup>6</sup>

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<sup>1</sup> *McLin v. City of Chicago, et al.*, No.1:10-cv-05076, (N.D. Ill. Aug. 12, 2010).

<sup>2</sup> *Moore et al v. City of Chicago, et al.*, No. 1:13-cv-00483 (N.D. Ill. Jan. 22, 2013).

<sup>3</sup> See Phil Rogers, *\$1.25 Million for Family of Unarmed Man Shot by Police*, NBC CHICAGO (Sept. 8, 2014), available at <http://www.nbcchicago.com/investigations/125-for-Family-of-Unarmed-Man-Shot-by-Police-274404421.html>.

<sup>4</sup> See Moore investigation (L1059031U12-47), available at [http://www.iprachicago.org/Investigations\\_2012.html](http://www.iprachicago.org/Investigations_2012.html).

<sup>5</sup> *Cross v. City of Chicago, et al*, No. 1:12-cv-04263 (N.D. Ill. May 31, 2012).

<sup>6</sup> *Rios, Sr. v. City of Chicago*, No. 1:15-cv-03119 (N.D. Ill. Apr. 9, 2015).

- On May 11, 2014, officers on the intersection of West Madison Street and North Lotus Street began pursuing Gary Smith, and in this pursuit shot Mr. Smith multiple times. The officers then failed to secure medical care for Mr. Smith, who died as a result of multiple gunshot wounds.<sup>7</sup>

### *Settlements from Acts of Police Violence Against Women and Children*

- On May 28, 2014, Officer Dante Clay seized Natiara Lumpkins, threw her into a car and chipped her tooth.<sup>8</sup>
- On September 22, 2014, Paris Martin sustained a fractured collarbone when officers forcibly removed her from her car, slammed her against the vehicle, twisted her arm painfully behind her back and “slammed [her] body, including her left upper chest, against the car several more times.”<sup>9</sup>
- On or about March 2, 2012, Officer Skarupinski assaulted Charles Hunley II, a minor child, while he was searching the child’s uncle’s home. Without warning or cause, the officer hit the child in the head, face and jaw with a blunt instrument and continued striking him. The officer then attempted to cover up his actions by falsely arresting the child and charging him with aggravated battery against a police officer.<sup>10</sup>
- On July 31, 2013, while Jianqing Klyzek was working at Copper Tan and Spa, Officers Frank Messina, Gerald Di Pasquale, Sandra Stoppe, Daniel Sako, Michael Inglesias, Sergio Flores, T. Jackson, Eugene Sledge, Kenneth Corcoran and D. Puhar conducted a raid on the business. During the raid, one of the officers grabbed Klyzek’s arm, causing her to scream and cry. The officers then grabbed her and “pushed her down onto [a] chair, face first.” One of the officers then put his hand over her mouth, hindering her ability to breathe. The officers proceeded to “knee her, [strike] her, and grab[] her by the neck.” They also threatened to shock her with a Taser gun multiple times.<sup>11</sup>
- On July 15, 2012, Regina Willis was listening to music from her car radio when Chicago police officers told her to turn it down and asked for her license. After Willis refused, the officers removed her forcibly from the car and handcuffed her. The officers then “struck [Willis] to the ground” and threw her in the squad car,

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<sup>7</sup> *Davis v. City of Chicago*, No. 1:15-cv-04148 (N.D. Ill. May 11, 2015).

<sup>8</sup> *Lumpkins v. Clay, et al.*, No. 1:14-cv-10184 (N.D. Ill. Dec. 19, 2014).

<sup>9</sup> *Martin v. City of Chicago, et al.*, No. 1:14-cv-08940 (N.D. Ill. Nov. 7, 2014).

<sup>10</sup> *Hunley v. City of Chicago*, No. 1:14-cv-03713 (N.D. Ill. May 20, 2014).

<sup>11</sup> *Klyzek v. City of Chicago et al.*, No. 1:14-cv-03547 (N.D. Ill. May 14, 2014).

causing her to suffer a “contusion to her left brow, swelling and bruising to her left eye, and swelling and bruising to both her arms.”<sup>12</sup>

- On October 11, 2011, Chas Byars Senior was in a restaurant with his infant son when he saw Chicago Police Officer Evans come in and “roughly manhandle” another patron. After Byars told the officer to stop treating the patron that way, the officer arrested him, stated, “your child is coming to the station,” and caused the infant to hit his head on the table. Evans then “knocked Byars on the street” while he was handcuffed, threw him in the police car, and “struck him with a police radio.”<sup>13</sup>
- On October 13, 2011, Jermeka Neil was in passenger seat of car driven by Brian Herron. The car was struck by unmarked police car driven by Sergeant Renter in a parking lot at 111 N. Kedzie. Police pursued Neil’s car to 701 N. Kedzie and when it was stopped. Officers pulled Neil out of the car and beat her on the head and body with a blunt object and made derogatory comments about her sexuality.<sup>14</sup>
- On December 18, 2011, officers used excessive force when arresting Jose Liera and his father. Also at the scene of the arrests were Mr. Liera’s pregnant sister and mother. After Mr. Liera and his father were arrested, the women returned to their residence. Shortly thereafter, Officer Margaret Flisk and six other officers entered the residence where they punched Mr. Liera’s mother (who had recently undergone bypass surgery) in her chest, choked his sister and arrested his pregnant sister in a forceful way that caused her to stomach to hit the window in the home.<sup>15</sup>
- At roughly 3:15 pm on April 16, 2010, Dushaun Powell and Devonta Grisson were walking home from school when an unmarked police vehicle pulled up behind them and the officers ordered them to stop walking. Not knowing what was happening, Grisson and Powell continued walking. A second unmarked car pulled up, two officers got out, and slammed one of the children into a chain fence causing bleeding. The involved officers included Darryl Hardy, Robert Stegmiller, Sean Brandon, Kerry Pozlup, and Jose Lopez.<sup>16</sup>

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<sup>12</sup> *Willis v. City of Chicago et al.*, No. 1:13-cv-04385 (N.D. Ill. June 13, 2013).

<sup>13</sup> *Byars v. Evans*, No. 1:13-cv-00923 (N.D. Ill. Feb. 5, 2013).

<sup>14</sup> *Neil v. Lesch et al.*, No. 1:12-cv-08220 (N.D. Ill. Oct. 12, 2012).

<sup>15</sup> *Liera-Chavez, et al., v. City of Chicago et al*, No. 1:13-cv-09032 (N.D. Ill. Dec. 18, 2013).

<sup>16</sup> *Powell, minor et al vs. City of Chicago et al.*, No. 1:10-cv-02872 (N.D. Ill. May 10, 2010).

### *Settlements from Police Violence During Routine Arrests and Traffic Stops*

- On or about June 20, 2013, Homer Press “sustained injuries and suffered pain in his leg, back, and hands” after Chicago police officers forced him into a squad car, “slamming the door on his leg.” Press had to be transported to a hospital to receive treatment for his injuries.<sup>17</sup>
- On December 6, 2011, Chicago police officers Gremo and Harris pulled Wojciech Sokol over in his car, handcuffed him, and put him in the back of a squad car. After Sokol began to complain about the arrest, Gremo pulled into an alley, told him he was going to “teach him a lesson,” and punched him multiple times while he was still handcuffed.<sup>18</sup>
- On August 29, 2011,<sup>19</sup> Daniel Clark was arrested and taken into custody by the Chicago Police. While he was being interrogated, Officers W.K. Ruck, P.T. O’Donovan, J.M. Chausse and J.M. Nega used excessive force against him and failed to intervene to prevent the excessive force. After Clark failed to provide the interrogating officer with the information he was looking for, one of the officers began “choking [Clark] and punching [him] in the stomach.” The officer then “picked [Plaintiff] up and slammed [him] onto [a] metal bench.” According to Clark, the officer threatened him repeatedly, saying that he would “kill [his] black ass in here” if he said anything to anyone.<sup>20</sup>
- On June 23, 2012, Clifton Marvel, a sanitation worker, filed an excessive force claim against Chicago Police Officer McHugh after McHugh pulled him from a tow truck, painfully and violently used the handcuffs on him and forced him into the squad car.<sup>21</sup>
- On July 16, 2011, Chicago police officers falsely arrested Alexis Gomez and used excessive force while doing so. The officers involved were Michael Bazerek, Nicolas Gilbert, M.R. Hazlehurst, R. Hernandez, Jr., Robert J. Lohman, J. Ohlicher, S.A. Rivera, Anthony Rosales, E.R. Spradely and S.G. Vanthof. The officers shot at Gomez when he ran from them, beat him, and sexually assaulted him while searching him.<sup>22</sup>

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<sup>17</sup> *Press v. City of Chicago et al.*, No. 1:14-cv-00409 (N.D. Ill. Jan. 21, 2014).

<sup>18</sup> *Sokol v. City of Chicago*, No. 1:13-cv-05653 (N.D. Ill. Aug. 8, 2013).

<sup>19</sup> This date is contradicted by the Plaintiff’s initial complaint, which stated that he was arrested on August 30, 2011.

<sup>20</sup> *Clark v. Doe #1 et al.*, No. 1:13-cv-03747 (N.D. Ill. May 20, 2013).

<sup>21</sup> *Marvel v. McHugh et al.*, No. 1:13-cv-03186 (N.D. Ill. Apr. 29, 2013).

<sup>22</sup> *Gomez v. McCarthy et al.*, No. 1:13-cv-01463 (N.D. Ill. Feb. 25, 2013).

- On October 22, 2012, Chicago Police Officers Daniel Blackman and Matthew Johnson arrested Willie Franklin in front of his house. After frisking him, the officers kicked and punched Franklin numerous times in his back and face and then threw him to the ground.<sup>23</sup>
- On October 2, 2012, Cory Neal was on the roof of a house next to a house that he had attempted to burglarize when two officers (Andrew Kemps and Brian Cahill) arrived in response to a call about the incident. Neal began climbing down onto a porch, telling the officers he was surrendering, when a third officer approached with his gun drawn and began screaming threats at Neal. Afraid of being hurt, Neal ran, whereupon he encountered Kemps and Cahill with several other officers, guns drawn. He expressed his intent to surrender, said he had no weapons, and put his hands in the air in compliance with orders. Neal was cuffed by Cahill, and then beaten severely with hands and feet by him and the other officers while on the ground. At the hospital Neal received 8 to 10 stitches and was treated for facial abrasions and head swelling. Officers prevented medical staff from taking photos of Neal's wounds.<sup>24</sup>
- Lenere Smith had rotator cuff surgery on January 9, 2012, and was left with his left arm in sling. On January 21, he was pulled over by two officers, one of whom was Daniel Smith and the other who remains unknown. Both had guns drawn and ordered Lenere Smith to leave his vehicle. When he moved too slowly, the officers pulled him out by his left arm and forced it behind his back as they threw him face down on street. As a result, Lenere Smith suffered excruciating pain and reinjured his rotator cuff, which required additional MRI and surgery.<sup>25</sup>
- On or around 2:50 am on February 2, 2010, Javier Montanez was approached by multiple officers (Anderson #4720, Smulski #8021, Davy #1489, and 16 "John Doe" officers) and ordered by them to lay face-down on the ground with his arms spread out. He complied without resisting, but was kned in the back of the neck, cuffed, and then beaten, resulting in contusions and swelling.<sup>26</sup>
- Semial Sigle was walking near eastbound 55th Place in Chicago when he was arrested by Officers Robert Stegmiller, Kerry Pozulp, S. Brandon, S. L. Lopez, and others unknown. Officers threw him to the ground and repeatedly kicked him in the face. Sigle sustained a fractured jaw and tooth.<sup>27</sup>

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<sup>23</sup> *Franklin v. Blackman et al.*, No. 1:13-cv-00470 (N.D. Ill. Jan. 21, 2013).

<sup>24</sup> *Neal v. Kemp et al.*, No. 1:12-cv-10233 (N.D. Ill. Dec. 21, 2012).

<sup>25</sup> *Smith v. Smith et al.*, No. 1:12-cv-04399 (N.D. Ill. June 6, 2012).

<sup>26</sup> *Montanez v. City Of Chicago et al.*, No. 1:11-cv-08020 (N.D. Ill. Nov. 10, 2011).

<sup>27</sup> *Sigle v. Stegmiller et al.*, No. 1:10-cv-04618 (N.D. Ill. July 25, 2010).

- On or about September 14, 2011, Gerardo Renteri was operating a food truck when Officers Vucko, Salazar and Rinella came in, threw him out of the trailer and tasered him multiple times.<sup>28</sup>
- On December 18, 2011, Police Officer Orsa, who was accompanied by Officer Pulia, approached Plaintiff Jose Liera Jr. and pulled him out of his car, searching his person. When Mr. Liera's father showed up at the scene, the officers punched him in the face, kned him in his back, slammed his head on the sidewalk and sprayed him with O.C. spray. The Officers then placed Mr. Liera in a choke hold and pushed him into a nearby fence.<sup>29</sup>

### *Settlements from Police Violence During Casual Encounters on the Streets*

- On May 23, 2013, Chicago Police Officers Matlock and Sykes aggressively approached Dante Gaines on the street, grabbed his arm, handcuffed him and shoved him in the back.<sup>30</sup>
- On May 20, 2012, Plaintiff Scott Olson, a professional photographer, was taking pictures of various interactions between anti-NATO protestors and Chicago Police Officers when an officer, unprovoked, struck him in the head with a wooden baton. As a result of the officer's action, Olson's head was "split open and began to bleed."<sup>31</sup>
- On May 11, 2012, Officer Landorf forcibly grabbed Darnell Smith's arm, pulled him into an alley and searched him. When Smith asked what was going on, another officer, Officer LeClair, "stood by and failed to prevent damages to which [he] was being subjected at the hands of Officer Landorf."<sup>32</sup>
- On March 22, 2011, Keith A. West was walking home to 79th and South Saginaw in Chicago when he heard an unknown voice behind him. Not knowing who it was, he kept walking. He was then struck from behind and knocked to the pavement where he was struck repeatedly by Officers Kennedy, Roberta Honeycutt, and others. West sustained two broken teeth and other bruising.<sup>33</sup>
- On March 8, 2012, Torey Winters was approached by plainclothes officers Juan Cifuentes and Mark Diaz near 4943 W. Walton on suspicion of committing a

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<sup>28</sup> *Renteria et al v. Vucko*, No. 1:13-cv-06139 (N.D. Ill. Aug. 28, 2013).

<sup>29</sup> *Liera-Chavez, et al, v. City of Chicago et al.*, No. 1:13-cv-09032 (N.D. Ill. Dec. 18, 2013).

<sup>30</sup> *Gaines v. City of Chicago et al*, No. 1:13-cv-03997 (N.D. Ill. May 30, 2013).

<sup>31</sup> *Olson v. City of Chicago et al.*, No. 1:13-cv-03728 (N.D. Ill. May 19, 2013).

<sup>32</sup> *Smith v. LeClair et al.*, No. 1:13-cv-01675 (N.D. Ill. Mar. 5, 2013).

<sup>33</sup> *West v. Kennedy et al.*, No. 1:12-cv-02667 (N.D. Ill. Apr. 11, 2012).

crime. The officers proceed to beat Winters until he was unconscious and left him with swollen eyes, stiches, and 16 staples in head.<sup>34</sup>

- On October 5, 2008, Mike Woods was walking home from his sister's house. When walking down 1600 Karlov Avenue, Woods heard gunshots and hid for safety in an alley. When he came out to the street several minutes later, he was confronted by 5 or 6 unknown officers, who struck him in the face with a gun and beat him while he was on the ground to near the point of unconsciousness.<sup>35</sup>

### *Settlements from Police Violence in Residents' Homes*

- On October 25, 2013, Charnell Gaston, Christine Clark, and Antoinette Mitchell filed an excessive force claim against unknown police officers after they forcibly entered their home, verbally threatened them, and pointed service weapons at them.<sup>36</sup>
- On June 27, 2011, Roopit Patel returned to his home at 33 W. Ontario Street in Chicago and fell asleep. He awoke later to voices at the door of his bedroom. The voices were of officers Minor and Valencia. They confronted him with an arrest warrant and ordered him to get on the floor with his hands behind his back. After he voluntarily complied, he was kned in the back, handcuffed, and then kicked repeatedly in the ribs. He suffered severe pain and a fractured rib.<sup>37</sup>

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<sup>34</sup> *Winters v. Sifuentes et al.*, No. 1:12-cv-10205 (N.D. Ill. Dec. 20, 2012).

<sup>35</sup> *Woods v. City of Chicago et al.*, No. 1:10-cv-01768 (N.D. Ill. Mar. 19, 2010).

<sup>36</sup> *Gaston, et al, v. City of Chicago*, No. 1:13-cv-08753 (N.D. Ill. Dec. 9, 2013).

<sup>37</sup> *Patel v. Minor et al.*, No. 1:12-cv-05091 (N.D. Ill. June 26, 2012).