



BALTIMORE CITY LAW DEPARTMENT
SIGNIFICANT LITIGATION REPORT
- Litigation Practice Group -

<u>Name</u>	<u>No.</u>	<u>Case Status</u>	<u>Description</u>	<u>Monetary Demand</u>	<u>Injunctive Demand</u>	<u>Manner of Resolution</u>	<u>Date of Resolution</u>	<u>City Payment</u>
<i>Castillo v. MCCB, et al.</i>	24-C-23-004990	Discovery	Plaintiff was injured by a manhole that was blow into the air by a gas leak explosion and struck him	\$5,000,000	None			
<i>Sanders v. MCCB, et al.</i>	24-C-23-003581	Discovery	Plaintiff was severely injured after he drove his motorcycle into privately-owned dumpster positioned in street.	\$100,000+	None			
<i>Whitaker v. MCCB</i>	24-C-23-005818	Discovery	Plaintiff alleges she was severely injured in an auto accident with a police officer.	\$100,000+	None			
<i>Lambert, et al. v. BCBSC and MCCB</i>	24-C-22-002218	Case stayed pending appeal of collateral issue	Mother and minor daughter plaintiffs are suing the City, various employees of the health department and the school board and its employees for injuries allegedly sustained when a contraceptive device was implanted into the daughter's arm. Plaintiffs are asserting medical malpractice and constitutional and civil rights violations as well.	\$100,000+	Injunction to prevent Defendants from providing certain contraception to students.			
<i>Van Cleve v. MCCB</i>	24-C-23-001961	Motion for summary judgment pending	Plaintiff was injured after tripping on a bolt protruding from the sidewalk.	\$100,000+	None			
<i>Gakuba v. Dfranklinm, et al.</i>	23-cv-00505	Preliminary motion to dismiss to be filed upon proper service	Plaintiff claims damages resulting from the City's alleged delay to approve his request for COVID-related rental assistance	\$1,000,000,000	Injunction requesting unspecified relief			
<i>Gaskins-Burr v. MCCB</i>	24-C-21-005293	Trial pending	Plaintiff is seeking damages for personal property as a result of a sewer back up.	\$100,000+				
<i>Clear Channel Outdoor v. Director of Finance</i>	MTC 23-MI-BA-0076	Discovery	Billboard company is seeking refund of two years of Outdoor Advertising Tax payments	\$2.6M plus interest				
<i>Poudyel v. MCCB</i>	24-C-23-001853	Motion to dismiss pending	Plaintiff is suing on behalf of himself and a class of persons who had their vehicles seized and sold at auction. Plaintiff is seeking the value of the vehicle as well as the value of the contents, and is challenging the City's vehicle notification and seizure policies.	\$100,000+	None			
<i>Estate of Cristal Eatmon v. Jerry Hill, et al.</i>	24-C-23-003104	Motion to dismiss pending	Family of Eatmon suing for wrongful death/survivorship after Eatmon was killed in a car accident at an intersection by a third party. Plaintiffs allege the City breached a statutory duty to make the intersection safe and failed to design the intersection in a safe manner	\$100,000+	None			
<i>Felder v. MCCB</i>	24-C-23-003900	Discovery	Plaintiff claims damages resulting from multiple sewer back ups in his basement.	\$100,000+	None			
<i>Patterson v. Baltimore City Board of School Commissioners et al.</i>	24-C-22-000477	Motion pending	Plaintiffs—two Baltimore City Residents—filed a taxpayer standing action against the Baltimore City Board of School Commissioners and added the MCCB as a Defendant. Plaintiffs list a litany of issues with City Schools, but primarily focus on an issue with over-reported attendance figures based on media reports related to the Augusta Fells Save school in West Baltimore. The substance of the claim is that City Schools are deliberately inflating the attendance figures to try and secure more funding for the School System, as funding is tied to enrollment. MCCB is filed its MTD on the basis that 1) MCCB is not a proper defendant as it has now control or even involvement in the day to day operations at the school system, and 2) Plaintiffs don't meet the threshold for taxpayer standing.	None	Injunctive and declaratory relief to require the School System to comply with its own policies regarding keeping attendance records and enjoin the City from funding the schools until City Schools does so.			
<i>Goodlaxson, et al. v. MCCB</i>	1:21-cv-01454	Discovery	Class action lawsuit filed against the City alleging violations of the ADA for failure to provide access to public ways.	\$100,000,000	Requiring City to remediate, repair, construct and maintain curb ramps and sidewalks properly			



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<i>Ghavidel v. MCCB</i>	24-C-23-002693	Discovery	Plaintiff claims damages for injuries suffered as a result of a alleged loose/open water meter cover.	\$100,000+	None			
<i>CMDS Residential, LLC v. MCCB</i>	21-cv-01774	City's MSJ granted in part and denied in part; mediation pending	Plaintiff is the owner of a property on Harford Road previously used as assisted living and wants to use it as a substance abuse rehab facility. Plaintiff is challenging the City's denial of a use and occupancy permit, claiming violations of the ADA, Fair Housing Act and 14th Amendment.	\$44,000,000	Injunction requiring City to issue use and occupancy permit for intended use			
<i>Todman, et al. v. MCCB, et al.</i>	19-cv-03296	Dispositive motion granted in Plaintiffs' favor.	Plaintiffs are challenging the Eviction Chattel Law governing the disposition of tenant property after a judicial determination.	\$100,000+	Invalidation of law	Judgment in favor of plaintiffs affirmed on appeal (7/2/24). 1983 briefing pending.		
<i>Henriques v. MCCB, et al.</i>	22-cv-02727	Case stayed pending ruling in <i>Todman</i>	Plaintiffs are challenging the Eviction Chattel Law governing the disposition of tenant property after a judicial determination and after a notice of the eviction.	\$100,000+	Invalidation of law			
<i>Snyder, et al. v. PDL Pratt Associates, LLC and MCCB</i>	24-C-21-000128	Plaintiff verdict 12/22/2022; City's petition for cert. pending	Plaintiff (and his wife) alleges serious injuries as a result of tripping on an uneven brick paver in front of Chik Fil A on Pratt Street.	\$100,000+	None	Plaintiff verdict for \$400,000; City's petition for cert. pending		
<i>Hipp v. MCCB</i>	24-C-22-004663	City's MSJ granted	Plaintiff alleges injuries sustained after falling on steps to the security shack at a DOT site.	\$400,000	None	City's MSJ granted; Plaintiff's appeal pending		
<i>Morris v. MCCB</i>	24-C-23-002622	Settled	Plaintiff claims damages resulting from multiple sewer backups in her home.	\$100,000+	None	Settled for \$69,080 pending BOE approval on 7/24/24		
<i>Harrington v. MCCB</i>	24-C-23-001515	Settled	Plaintiff claims damages resulting from multiple sewer backups in her home.	\$100,000+	None	Settled for \$60,000 pending BOE approval on 7/10/24		
<i>Varghese v. MCCB</i>	24-C-21-002622	Plaintiff verdict for \$400,000 on 2/23/2023	Plaintiff claims he was injured when he rode his bike into a defective chain connecting bollards along a lane leading to Pier VI Hotel.	\$100,000+	None	Plaintiff verdict for \$400,000; City appeal pending		
<i>Cunningham, et al. v. MCCB, et al.</i>	1:22-cv-01774	Motion to dismiss granted on 3/29/23	Wrongful death and 14th Amendment "state created danger" claims brought by estate and relatives of Trina Cunningham who was killed in a work-related accident at Patapsco Wastewater Treatment Plant.	\$1,000,000+	None	Plaintiff's appeal pending		
<i>Bradford v. MSBE</i>	24-C-94-340058	City's motion for summary judgment granted. Appeal pending	This litigation arises out of a 1994 lawsuit filed by the City's Board of School Commissioners—then a City agency—to require the Maryland State Board of Education ("MSBE") to provide more funding to City Schools. The lawsuit resulted in a Consent Decree in 1997 whereby City Schools was restructured into an independent agency and the State was required to provide more funding. In 2019, class plaintiffs and City Schools filed a petition for additional relief, and in the process, MSBE filed a motion requiring MCCB's participation as a third-party defendant. No clear action has actually been filed against the City, but the City remains in the case today as a third party defendant. Should the plaintiffs win a substantial judgment against MSBE, MCCB anticipates that MSBE will attempt to recover some amount of losses from MCCB.	Unstated monetary relief	None	Plaintiffs' appeal pending		



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Wallace v. MCCB	24-C-19-004548	Plaintiff verdict for \$100,00; appeal petition granted by Md. Supreme Court	Plaintiff was injured when her bike tire hit a gap between the bricks and marble bulkhead on the inner harbor promenade	\$100,000+	None	Plaintiff verdict for \$100,000; appeal to Md. Supreme Court pending		
Mitchell v. State of Maryland, et al.	24-cv-001634	Motion to dismiss pending	Plaintiff claims she was sexually abused while a student at Lake Clifton Easter High School	\$100,000+	None	Motion to dismiss pending		
Holmes v. MCCB	24-C-23-001302	Closed	Plaintiff injured herself when she tripped over a metal sign stub projecting from the sidewalk.	\$100,000+	None	City's motion for summary judgment granted	5/16/2024	\$0
Gomez v. MCCB	24-C-23-001842	Closed	Plaintiff was injured after tripping on bolt protruding from the sidewalk.	\$100,000+	None	Verdict for plaintiff	5/22/2024	\$304,000
Glover v. MCCB	24-C-23-001392	Closed	Plaintiff claims damages resulting from multiple sewer backups at his home	\$100,000+	None	Settled	6/5/2024	\$150,000
Evans v. MCCB	24-C-23-001212	Closed	Plaintiff claims injuries related to an auto accident with a City truck.	\$100,000+	None	Settled	6/5/2024	\$125,000



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<i>Sabien Burgess v. Baltimore Police Department, et al.</i>	15-cv-00834	Attorneys' Fee Petition Pending	Appeal from large judgment in favor of man who was released from prison on petition for writ of actual innocence after spending 19 years in prison.	\$15,000,000 plus interest and attorneys fees	None	Court granted Plaintiff's Attorney Fee Petition	4/25/2024	\$3,006,615.60
<i>Kerron Andrews v. Baltimore City Police Department, et al.</i>	16-cv-02010	Discovery Underway	This lawsuit alleges that BPD officers used cell site simulator technology without a warrant or other court order, thus violating Plaintiff's rights. This resulted in Plaintiff's arrest and incarceration for 2 years. Plaintiff alleges BPD entered into an agreement with the creator of the cell simulator technology that BPD would not disclose the existence of the technology in exchange for access to the technology. Plaintiff alleges violations of his rights under the 4th and 14th Amendments to the U.S. Constitution and pursuant to 42 U.S.C. § 1983 as well as under the Maryland Constitution.	In excess of \$75,000	Permanent injunction that prohibits officers from using cell site simulator technology to track individuals without first obtaining a warrant that describes with reasonable particularity the location where the cell-site simulator may be activated			
<i>Darrius Kimbrough v. Tyler Sentz, et al.</i>	17-cv-03477	Discovery Closed	Plaintiff seeks compensatory and punitive damages as well as attorneys' fees for alleged violations of his Federal Constitutional rights. More specifically, Plaintiff claims that he was unlawfully detained and arrested on August 6, 2014 based on the officers' allegation that Plaintiff stole a car. The juvenile case against Plaintiff was dismissed. Plaintiff allegedly sustained unspecified physical injuries as the result of excessive force used during his arrest.	Monetary Damages Not Specified in the Complaint	None			
<i>Jerome Johnson v. BPD</i>	19-cv-00698	Closed	This is a 30-year wrongful conviction lawsuit filed against BPD and several individual defendants. Mr. Johnson was convicted as an accessory to the murder of Aaron Taylor. Mr. Johnson alleges the Defendants withheld material exculpatory evidence and maliciously prosecuted him for these crimes. Mr. Johnson also filed a Monell claim against BPD.	\$10 million (pre-suit notice letter)	None	Fourth Circuit affirmed MSJ granted by D. Md.	3/21/2024	\$0
<i>Open Justice Baltimore v. City of Baltimore, et al.</i>	24-C-20-001269	Discovery Underway	Plaintiff alleges having made multiple requests for records to BPD and the City under the MPIA and that the responses were insufficient.	\$1,000 plus attorneys' fees	Plaintiff seeks to compel response to the MPIA request.			
<i>Open Justice Baltimore v. City of Baltimore, et al.</i>	24-C-20-001956	Closed	Plaintiff alleges having made multiple requests for records to BPD and the City under the MPIA and that the responses were insufficient.	\$1,000 in statutory damages as to each of 3 requests, plus costs and attorneys' fees.	Order Defendants to provide materials responsive to each of 3 MPIA requests; enter an injunction requiring Defendants to waive fees for each request.	Stipulated Dismissal	3/18/2024	\$0
<i>Jawone D. Nicholson v. State of Maryland, et al.</i>	20-cv-03146	Trial Concluded	Plaintiff alleges that, on or about November 10, 2017, he was approached by a BPD officer who proceeded to question him aggressively and pointed a firearm at him without cause.	In excess of \$30,000 as to each of 11 counts; attorneys' fees and costs	None	Jury Trial concluded. Plaintiff awarded \$250,000, but only as to gross negligence against individual officer defendant. Parties are considering appellate options/post trial briefs.		
<i>Terrell Corbitt v. Baltimore Police Department, et al.</i>	20-cv-03431	Discovery Underway	Plaintiff alleges that on or about December 15, 2017, BPD officers were engaged in a vehicle pursuit during which gunfire was exchanged between the fleeing suspect and pursuing officers. Plaintiff alleges that he was struck during the exchange of fire and asserts federal civil rights and state law tort claims.	\$11,500,000 plus attorneys fees.	None			
<i>Deanna Effland v. Baltimore Police Department</i>	20-cv-03503	MSJ Pending	Plaintiff, a BPD member, alleges that she was subjected to sex discrimination and retaliation in violation of Title VII.	Monetary damages not specified in Complaint.	Declaratory judgment; order requiring BPD to initiated and implement systems to ensure that individuals who file internal EEO complaints are treated in a non-discriminatory manner			



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<i>Henrietta Middleton v. Baltimore Police Department, et al.</i>	20-cv-03536	Discovery Underway	Plaintiff alleges that, on or about August 26, 2018, she was assaulted by a BPD member who then fabricated criminal charges against her. She asserts federal civil rights and several state tort claims.	\$20 million as to each of 9 counts	None			
<i>Faye Cottman, et al. v. Baltimore Police Department, et al.</i>	21-cv-00837	Discovery Underway	Plaintiffs allege, on behalf of a putative class of "victims of serious assaults on or after April 1, 2018" that BPD unlawfully seized and withheld their property.	Not stated	Various declaratory and injunctive relief relating to cessation of allegedly unconstitutional practices and related training.			
<i>Danika Yampierre v. Baltimore Police Department</i>	21-cv-01209	Trial Prep	Plaintiff alleges that she was discriminated against because of her race and sex and retaliated against during her employment as a BPD member. She asserts claims under Title VII, as well as various theories under federal and state law.	Back pay; \$10 million; costs and attorneys' fees	Permanent injunction directing BPD to remedy discriminatory conduct			
<i>Dyllan Hildebrand v. Dean McFadden, et al.</i>	24-C-21-002424	Trial Prep	Plaintiff alleges that, on June 1, 2020 he was present at a protest where he was struck by police officers and wrongfully prosecuted for failing to obey a lawful order.	In excess of \$75,000; costs and attorneys' fees	Training protocols to address conduct alleged			
<i>Adam Litchfield v. Ronald Rinehart, et al.</i>	21-cv-02101	Discovery Underway	Plaintiff alleges that, on or about June 1, 2021, police responded to a domestic dispute at his home. When he did not comply with the officers' requests, Plaintiff asserts that he was wrongfully arrested and, during his subsequent detention in Central Booking and Intake Center, denied his psychiatric medication.	In excess of \$75,000; \$1 million punitive damages; costs and attorneys' fees	None			
<i>Martez Carter v. Michael Harrison, et al.</i>	24-C-21-003359	Discovery Underway	Plaintiff alleges that he was subjected to racial discrimination as an applicant in BPD's hiring process.	In excess of \$75,000; costs and attorneys' fees	Order directing BPD to offer a job to Plaintiff; permanent injunction directing BPD to remediate alleged discriminatory conduct			
<i>Welai Grant v. Baltimore Police Dept.</i>	21-cv-02173	On Appeal	Plaintiff alleges that she was subject to various adverse actions in her employment with BPD due to racial and gender discrimination.	\$10,000,000.00	Permanent injunction directing BPD to remedy discriminatory conduct	Court granted Defendants' Motion for Summary Judgment, but Plaintiff has appealed the ruling to the	2/1/2024	\$0
<i>Toyia Williams v. Mayor and City Council of Baltimore, et al.</i>	24-C-21-003768	Closed	Former employee alleges that she was discriminated against due to her disability and in retaliation for her protected activity. Plaintiff also claims that Defendant violated the Maryland Declaration of Rights	In excess of \$75,000	None	Settlement	2/1/2024	\$200,000
<i>Ronald Mealey v. Baltimore Police Dept., et al.</i>	21-cv-02332	Closed	Plaintiff alleges that he was retaliated against after exercising his First Amendment rights to report alleged fraud, waste and abuse.	In excess of \$1,800,000 as to each of 3 counts; in excess of \$75,000 as to each of 2 counts; costs	None	Settlement	1/4/2024	\$130,000
<i>Clarence Shipley v. Deems Disney, Jr., et al.</i>	21-cv-03173	MSJ Pending	This is a 27-year wrongful conviction suit filed against BPD and several individual defendants. Mr. Shipley convicted of the murder of Kevin Smith. They allege that police manipulated evidence to implicate Mr. Shipley despite his innocence. They also filed a Monell claim against BPD.	Not Stated	None			
<i>Open Justice Baltimore v. Baltimore Police Department, et al.</i>	24-C-21-005650	Discovery Ongoing	Plaintiff alleges deficiencies in BPD's response to an MPIA request.	Statutory damages of \$1,000; costs and attorneys' fees	Various declaratory judgments; order defendants to deliver requested documents without cost; require defendants to respond to all future requests without cost			
<i>Sanford Heisler Sharp, LLP v. Jane Doe, et al.</i>	24-C-21-005657	MSJ Pending	Plaintiff seeks to interplead the BPD to address a question relating to disposition of subsequently-expunged records police records relevant to an unrelated civil matter to which BPD is not a party.	None	Require BPD to interplead as to disposition of disputed records; restrain defendants from instituting action against Plaintiff			
<i>Wayne Kevin Brown, Jr. v. Christopher Nguyen, et al.</i>	24-C-22-001637	Discovery Ongoing	Plaintiff alleges that, on August 12, 2020 he was assaulted by an individual and, upon the arrival of the defendant officers, they failed to protect Plaintiff from further injury, provide medical treatment, or otherwise respond appropriately.	In excess of \$75,000	None			



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<i>Djene Traore v. Baltimore Police Department, et al.</i>	20-cv-00793	MTD Pending	Plaintiff, a former BPD employee, alleges that she was discriminated and retaliated against based on her race, culminating in her termination, in violation of Title VII and state law.	Not stated	None			
<i>Adrian Ortiz v. Baltimore Police Department</i>	22-cv-01396	MSJ Pending	Plaintiff alleges discrimination in employment on the basis of gender, race, and retaliation in violation of Title VII.	\$500,000; costs and attorneys' fees	Permanent injunction requiring remediation of alleged practices			
<i>Deirtra Pitts v. Baltimore Police Department</i>	22-cv-01404	Discovery Ongoing	Plaintiff alleges discrimination in employment on the basis of gender, race, and retaliation in violation of Title VII.	\$1,000,000; costs and attorneys' fees	Permanent injunction requiring remediation of alleged practices			
<i>Helen Washington v. Mayor and City Council of Baltimore, et al.</i>	22-cv-02212	Closed	State case brought by current employee who alleged that she was discriminated against due to her age and was retaliated against. Removed to Federal Court	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	Injunctive relief in the form of reinstatement to previous higher-paid position	Court granted Defendant's Motion to Dismiss, Plaintiff filed Motion for Reconsideration, Court denied Motion	2/7/2024	\$0
<i>Open Justice Baltimore, et al. v. Baltimore City Law Department, et al.</i>	22-cv-01901	Discovery Ongoing	Plaintiffs allege that BPD and the Law Department collude to deny Plaintiffs access to records pursuant to the MPIA, purportedly in violation of the First Amendment.	Waiver of all fees associated with Plaintiffs' numerous requests; costs and attorneys' fees	Order directing BPD to provide all records requested by Plaintiffs without charge within 10 days; order compelling Defendants to make various staffing changes; various declaratory judgments			
<i>Jeffrey Lilly, et al. v. Baltimore City</i>	24-C-22-003986	Discovery Ongoing	Plaintiff alleges that certain defendants breached a contract they had with him to breed dogs. Plaintiff also alleges that BPD Defendants violated his rights by pressuring him, interfering with the contract, and otherwise violating the law.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Timothy Brown v. Mayor and City Council, et al.</i>	1:23-cv-00155	Discovery Ongoing	Plaintiff alleges that GTTF officers planted guns and drugs on him, falsified statements of probable cause, and otherwise caused him to be unlawfully arrested	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Torres-Hernandez v. Lloyd, et al.</i>	1:23-cv-01016	Discovery Ongoing	Plaintiff, a contractor who was doing work on a BPD officer's home patio, alleges that BPD officers falsely detained him, transported him to a bank, and forced him to give him a \$3,500 cashiers check as a refund for work that the officer claimed was faulty.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	Yes			
<i>Donald Gresham, et al. v. Baltimore Police Department, et al.</i>	Appellate Ct. of Md. ACM-REG-0307-2023	Closed	Challenge to MOU between BPD and Johns Hopkins University re: establishment of JHU police force	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	Yes	Court granted Defendants' Motion to Dismiss, Plaintiff appealed to Appellate Court of Maryland, Appellate Court affirmed decision	2/7/2024	\$0
<i>Angelo Barnes v. Ofc. Christian Peirce, et al.</i>	1:22-cv-2298	Closed	Pro se Plaintiff claims excessive force in arrest led to broken foot and ankle. Plaintiff pled guilty to the charges that led to his arrest.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None	MTD Granted. Case dismissed without prejudice.	2/20/2024	\$0
<i>Street v. BPD, MCC</i>	1:23-cv-01400	MTD Pending	Plaintiff was driving a vehicle when she had a mental health incident that resulted in her engaged in an altercation with BPD officers. The Plaintiff claims that BPD officers slapped her and falsely placed her under arrest, and that she was granted a probation before judgment.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Deanna Effland v. BPD</i>	1:23-cv-01494	MTD Pending	Plaintiff claims she suffered retaliation in violation of Title VII	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Raymond Lloyd v. Baltimore Police Department</i>	1:23-cv-1987	Discovery Ongoing	Plaintiff alleges violation of FMLA and FMLA retaliation.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			



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<i>Wanda Johnson v. BPD</i>	1:23-cv-02215	MTD Pending	Title VII employment action alleging discrimination on the basis of race, hostile work environment, and retaliation, violation of Section 1981/83 Monell	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	Yes			
<i>Gaither v. Sam's Club, et al.</i>	24-C-23-004004	Discovery Ongoing	Plaintiff alleges police misconduct.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Fontaine Smallwood v. MCCB</i>	1:23-cv-02891	MTD Pending	Plaintiff alleges discrimination in employment on the basis of gender, race, and retaliation in violation of Title VII.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Kelly Jordan v. BPD, MCC -</i>	1:23-cv-03413	MTD Pending	Plaintiff is personal representative of individual killed in an incident with BPD. Plaintiff claims that the deceased was in the midst of a mental health crisis when police were called to his home. He barricaded himself inside and negotiations with BPD followed. When he fired upon a police drone, the BPD SWAT team allegedly entered the home and the individual was killed in gun fire.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Melvin Thomas v. BPD, et al.</i>	1:23-cv-03379	MTD Pending	This is a 23-year wrongful conviction lawsuit filed against BPD and several individual defendants. Plaintiff alleges the Defendants withheld material exculpatory evidence and maliciously prosecuted him for these crimes, through witness coercion. Plaintiff also fled a Monell claim against BPD.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Carlene Jones, Talease Gaither, Sharonda Finch v. BPD, et al</i>	1:24-cv-00652	MTD Pending	3 Plaintiffs alleging § 1983 claims arising out of a police pursuit accident. March 3, 2021, officers attempted to initiate traffic stop on a Van on N. Gay street, when it took off and caused a 5 car accident at the intersection of N Gay and Orleans. Plaintiffs were bystanders in one of the other vehicles. PLFs allege officers violated rights by pursuing suspect against policy.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			
<i>Anthony Hall v. BPD, et al.</i>	1:24-cv-01137	Answer Filed	This is a 25-year wrongful conviction lawsuit filed against BPD and several individual defendants. Plaintiff alleges the Defendants withheld material exculpatory evidence and maliciously prosecuted him for these crimes, through witness coercion. Plaintiff was released from prison after two eye witnesses recanted, and a writ of actual innocence was subsequently granted. Plaintiff also fled a Monell claim against BPD.	\$15 million	None			
<i>Tillery v. Baltimore City et al</i>	1:21-cv-01067	MTD Pending	Lawsuit brought on behalf of decedent, who was allegedly killed by members of a joint federal task force - that included various members of defendant police departments - when he was exiting his apartment with his hands raised in the act of surrendering to law enforcement.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	Declaration that Defendants violated decedents rights.			
<i>Kenneth Price v. MCCB/BPD et al.</i>	24-C-23-004189	MTD Pending	Plaintiff claims that BPD officers falsely arrested him as a suspect in a carjacking and robbery case, even though they had video evidence that showed he was not involved.	In excess of \$75,000 as to each of claim; costs and attorneys' fees; punitive damages	None			



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<i>Roberta Hines v. M&CC</i>	22-cv-1243	Discovery Phase	Plaintiff alleges claims of sexual harassment, retaliation and ADA	\$171,000	None	Motion to Dismiss granted on sexual harassment claim; Remaining claims pending		
<i>Adrian Ortiz v. BPD et al.</i>	22-cv-1396	Discovery Phase	Plaintiff alleges discrimination based on race, sex, national origin and retaliation	\$500,000	Declaratory and injunctive relief	Pending		
<i>Idris Abdus-Shahid v. M&CC</i>	22-cv-02367	M&CC's Partial MTD pending	Plaintiff alleges retaliation based on race and protected activity	Unspecified	Injunctive relief	Pending		
<i>Nicole Tynes v. M&CC et al.</i>	22-cv-1452	Discovery Phase	Plaintiff alleges disability discrimination and retaliation.	Unspecified	Declaratory relief establishing that Defendant violated Title VII	Pending		
<i>Andre Johnson v. M&CC</i>	22-cv-3268	Discovery Phase	Plaintiff alleges race discrimination and retaliation	Unspecified	Reinstatement	Pending		
<i>Matthew Schaeffer v. M&CC</i>	1:22-cv-01539	M&CC's MSJ pending	Plaintiff alleges discrimination based on disability and retaliation in failure to promote	Unspecified	Injunctive relief prohibiting Defendant from further retaliation, harassment or discrimination	MSJ granted	6/26/2024	0
<i>Mitchell Waters v. M&CC</i>	1:23-cv-01178	Discovery Phase	Discrimination based on race, hostile work environment, Section 1983 claim and MD Fair Employment Practices Act	\$500,000	Declaratory judgment and injunctive relief	Pending		



BALTIMORE CITY LAW DEPARTMENT
SIGNIFICANT LITIGATION REPORT
- Appellate Practice Group -

<u>Name</u>	<u>No.</u>	<u>Case Status</u>	<u>Description</u>	<u>Monetary Demand</u>	<u>Injunctive Demand</u>	<u>Manner of Resolution</u>	<u>Date of Resolution</u>	<u>City Payment</u>
<i>Kerron Andrews v. Baltimore Police Department</i>	18-1953	On limited remand for further factfinding in district court; Fourth Circuit has retained jurisdiction	Andrews sued the police department and individual officers who used a cell-site simulator to locate Andrews's cell phone and, thus, him, to execute a warrant for his arrest for attempted murder. The district court granted summary judgment against Andrews, but the Fourth Circuit ordered a limited remand for further factfinding before ruling on the propriety of the district court's ruling	\$100,000+	Injunction prohibiting use of cell-site simulators			
<i>Open Justice Baltimore v. Baltimore Police Dept., et al.</i>	23-2293	In briefing	Plaintiff sued City, police department, and various public servants alleging misconduct in responding to MPIA requests. Federal trial court dismissed case as failing to state a claim. Plaintiffs appealed.	Unspecified damages, costs and attorneys' fees.	Injunction requiring immediate production of requested documents (regardless of privilege, expense, or privacy laws to the contrary), requiring fee waivers not statutorily mandated, requiring changes to budget and staffing levels to allow immediate responses to massive document requests, imposing sanctions, threatening contempt, and various other declaratory relief.			
<i>Roche v. Mayor and City Council of Baltimore, et al.</i>	CSA-REG-1323-2021	Awaiting decision in CSA	Challenge to immunity-based dismissal of BPD officer in wrongful death suit where plaintiff alleges officer should have physically detained her son sooner, before he had a chance to self-harm.	In excess of \$75,000				
<i>Adkins v. MCCB</i>	22-2315	City prevailed.	Challenge in Fourth Circuit to dismissal of negligence and constitutional claims after plaintiff's property was demolished, allegedly without notice or just compensation.	\$627,500		Favorable decision in Fourth Circuit affirming summary judgment against plaintiff.	2/26/2024	\$0



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<i>Jerome Johnson v. BPD</i>	22-2095(L); 22-2134 (cross)	Favorable decision.	This is a 30-year wrongful conviction lawsuit was dismissed as a litigation sanction because Plaintiff was caught on tape tampering with a witness and used fraudulent affidavits to gain his release. Summary judgment against him was also granted. He is challenging the dismissal/summary judgment of his case in the Fourth Circuit. BPD is challenging the trial court's failure to award attorneys' fees.	\$10 million		Favorable decision in Fourth Circuit affirming summary judgment against plaintiff.	3/21/2024	\$0
<i>MCCB v. Jamie Wallace</i>	CSA-REG-1644-2022 / SCM-REG-12-2024	City lost in ACM, cert petition granted, currently pending in SCM.	Plaintiff was injured while riding a bike in City park. State law grants immunity against such suits in parks, but the trial court treated the park like a street instead. The City seeks a reversal of the jury award.	\$100,000 jury award.				
<i>Reece v. MCCB</i>	ACM-REG-1882-2022	Awaiting decision	Plaintiff injured in City park. Jury found in favor of City. Plaintiff challenges evidentiary ruling on appeal.	In excess of \$75,000				
<i>Abell Foundation v. Baltimore Development Corp., et al.</i>	ACM-REG-1890-2022	Awaiting decision	Plaintiff seeking release of privileged and otherwise protected documents concerning PILOT agreements concerning Harbor East property.	none	Release of confidential and privileged documents.			
<i>Todman, et al. v. MCCB, et al.</i>	22-1201	Unfavorable decision in Fourth Circuit.	Plaintiffs are challenging the Eviction Chattel Law governing the disposition of tenant property after a judicial determination. The federal district court declared the law unconstitutional as applied, and the City is seeking reversal of that determination.	Jury award of \$186,000	Invalidation of Eviction Chattel Law	Unfavorable decision in Fourth Circuit.	6/10/2024	\$186,000 plus interest and attorneys fees.
<i>Snyder, et al. v. PDL Pratt Street Assoc. and MCCB</i>	ACM-REG-2068-2022	City loss, cert petition pending in SCM	Plaintiff claims he was severely and permanently injured after he tripped and fell on an uneven pavers in front of the Chik-Fil-A on Pratt Street. City appealing that it was not granted judgment as a matter of law.	Jury award of \$400,000		Unfavorable decision in ACM affirming verdict against City. City seeking certiorari from SCM.		
<i>Sanjeez Varghese v. MCCB</i>	ACM-REG-0720-2023	Awaiting decision	Plaintiff claims he was severely injured after he rode a bike into a stationary object. City appealing that it was not granted judgment as a matter of law.	Jury award of \$400,000				
<i>Keith Bradford v. Maryland State Board of Education</i>	ACM-REG-0209-2023	Awaiting decision	School funding dispute.	Unspecified.	Plaintiffs seek injunctive relief against State regarding school funding, and the State asserts rights against City			
<i>In the Matter of the Petition of Hunter Cochrane</i>	ACM-REG-0862-2023	City prevailed. Appellant seeking cert in SCM	Dispute of zoning decision.	None	Reversal of zoning decision.	Favorable decision in ACM affirming decision of BMZA.	5/16/2024	\$0
<i>In the Matter of the Petition of The York Road Partnership, et al</i>	ACM-REG-0861-2023	Awaiting decision	Dispute of zoning decision.	None	Reversal of zoning decision.			



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SIGNIFICANT LITIGATION REPORT
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<u>Name</u>	<u>No.</u>	<u>Case Status</u>	<u>Description</u>	<u>Monetary Demand</u>	<u>Injunctive Demand</u>	<u>Manner of Resolution</u>	<u>Date of Resolution</u>	<u>City Payment</u>
<i>Estate of Trina L. Cunningham v. Mayor and City Council of Baltimore</i>	23-1467	Awaiting decision	Wrongful death lawsuit preempted by workers compensation statute.	\$100,000,000	None			
<i>Demetric Simon v. Keith Gladstone</i>	23-1431	Awaiting decision	Police misconduct claims barred by statute of limitations.	\$9,999,000	None			
<i>Gary Washington v. Thomas Pelligrini</i>	23-1566	Awaiting decision	Judgment against plaintiff in wrongful conviction lawsuit on basis of collateral estoppel.	Monetary Damages Not Specified in the Complaint	None			
<i>Eric Rich v. Daniel Hersl</i>	23-6775	In briefing	Pro se appellant alleging police misconduct appeals judgment against him.	\$9,999,000	None			
<i>Kenneth McPherson v. Robert Patton</i>	23-1938	Awaiting argument	Wrongful conviction plaintiffs appeal judgment against them for lack of evidence of police misconduct.	Monetary Damages Not Specified in the Complaint	None			
<i>Rowena Simmons v BPD, et al.</i>	24-1019	Awaiting decision	Allegations of police pursuit of a stolen vehicle resulting in automotive injury and fatality. Plaintiffs appeal federal trial court's dismissal.	Unspecified damages in excess of \$75,000	None			
<i>Lambert, et al. v. BCBSC and MCCB</i>	ACM-REG-0255-2024	In briefing	City appealing denial of motion to quash deposition of high officials in suit alleging misconduct by schools and health department.	\$100,000+	Injunction to prevent Defendants from providing certain contraception to students.			
<i>Welai Grant v. Baltimore Police Dept.</i>	24-1165	In briefing	Plaintiff alleges that she was subject to various adverse actions in her employment with BPD due to racial and gender discrimination.	\$10,000,000	Permanent injunction directing BPD to remedy discriminatory conduct			
<i>In Re Petition of the Mayor and City Council of Baltimore</i>	ACM-REG-0340-2024	Awaiting briefing order	Media plaintiff alleges that MPIA required disclosure from Ethics Board	none	Production of subpoenaed list of names			
<i>In Re Petition of the Mayor and City Council of Baltimore</i>	ACM-REG-0371-2024	Awaiting briefing order	Media plaintiff alleges that MPIA required disclosure from Ethics Board	none	Production of subpoenaed list of names			



BALTIMORE CITY LAW DEPARTMENT
SIGNIFICANT LITIGATION REPORT
- Affirmative Litigation Practice Group -

<u>Name</u>	<u>No.</u>	<u>Case Status</u>	<u>Description</u>	<u>Monetary Demand</u>	<u>Injunctive Demand</u>	<u>Manner of Resolution</u>	<u>Date of Resolution</u>	<u>City Recovery*</u>
<i>In re: Lipitor Antitrust</i>	3:12-cv-02389-PGS-DEA		Antitrust case against Pfizer for colluding to keep generic from	In excess of \$100,000				
<i>MCCB v. Bank of America, et al</i>	1:19-cv-02667	Discovery Underway	Antitrust case against several banks for colluding to fix rates on City's	TBD				
<i>MCCB v. AstraZeneca</i>	1:20-cv-01090-CFC		Antitrust case for colluding to keep generic Seroquel off the market	In excess of \$100,000				
<i>MCC v. Purdue Pharma L.P. et al.</i>	24-C-18-000515	Disc closed. Defs' MSJs filed. Trial set for Sept 2024	Purdue and other opioid manufacturers/ distributors flooded the market with their product, encouraged overprescribing, and neglected their monitoring duties.	TBD		Settled with Walmart for approximately \$7.2m. Received approximately \$1.1m from Mallinckrodt bankruptcy		
<i>MCC v. BP PLC et al.</i>	24-C-18-004219	Circuit court heard def MTDs. Awaiting ruling	BP and other fossil fuel companies knew of climate change dangers posed by their products, covered it up, and suppressed competition from energy alternatives	TBD				
<i>MCC v. Juul Labs, Inc.</i>	20STCV21633	City rejected global settlement	Juul marketed their vaping products to minors	TBD				
<i>MCC v. Monsanto</i>	1:19-cv-00483	settled	Monsanto knowingly manufactured "forever chemicals" that pollute City waterways			City received just over \$8m. City has submitted an application for additional funds		\$7.5 million (pending court approval) with the opportunity to petition for additional funds after 1 year
<i>MCC v Janssen</i>	1:19-cv-00605	Transferred and consolidated in New Jersey	Antitrust case for colluding to keep generic Zytiga from market	In excess of \$100,000				
<i>MCC v Polymer80 et al</i>		Settled as to Polymer80. Trial set for Oct 2024 for Hanover Armory	Polymer80 created a nuisance by selling illegal ghost gun kits	In excess of \$75k	yes	Settled for 1.2m and injunctive relief		
<i>MCC v Eli Lilly</i>		Complaint filed; case transferred to NJ	Price fixing re insulin	Excess of \$75k				



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SIGNIFICANT LITIGATION REPORT
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<i>MCC v 3M et al</i>		Case transferred to MDL; City rejected global settlement	Suit for water pollution from PFAS chemicals	Excess of \$75k				