



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 17-0862, Version: 1

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**Dept/ Agency:** Law

**Action:** ( ) Ratifying (X) Authorizing ( ) Amending

**Purpose:** Settlement of Civil Litigation

**Docket No.:** ESX-L-4361-15

**Claimant:** Victor C. Emenuga

**Claimant's Attorney:** The Gray Law Group

**Attorney's Address:** 760 Route 10 West, Suite 204, Whippany, New Jersey 07981

**Settlement Amount:** \$99,000.00

**Funding Source:**

**Additional Comments:**

**Invitation:** Acting Corporation Counsel, June 20, 2017

**WHEREAS**, a suit was instituted in the Superior Court of New Jersey, Essex County, Law Division captioned Victor C. Emenuga v. Baye Adolfo Wilson, et als., Docket Number: ESX-L-4361-15, in which the plaintiff sought recovery for alleged violations of the Conscientious Employee Protection Act ("CEPA"); and

**WHEREAS**, a proposal has been made to resolve this litigation by payment in the total amount of \$99,000.00 (Ninety-Nine Thousand Dollars and Zero Cents) including attorneys' fees; and

**WHEREAS**, the Acting Corporation Counsel based upon all facts and circumstances deems it in the best interest of the City of Newark to resolve said matter by payment of the proposed Settlement.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Acting Corporation Counsel is hereby authorized on behalf of the City of Newark to execute and accept the terms of the Settlement Agreement and Release, attached hereto.

2. Upon receipt by the Corporation Counsel of all documents deemed necessary, the Director of Finance is hereby authorized and directed to issue a check in the amount of \$99,000.00 (Ninety-Nine Thousand Dollars and Zero Cents), which payment shall be made payable to "Gray Law Group Attorney Trust Account." and which payment will be mailed to Bruce D. Nimensky, Esq. c/o The Gray Law Group, 760 Rt. 10, Suite 204, Whippany, New Jersey, 07981.

3. Annexed hereto is the Certification of Funds issued by the Director of Finance, City of Newark, which states that there are available sufficient legally-appropriated funds from Business Unit NW025, Dept.25T, Div./Proj.7T25, Account#96340, in the amount of \$99,000.00 (Ninety-Nine Thousand Dollars and Zero Cents), for the purpose set forth herein. A copy of the Comptroller's

Certification shall be filed in the Office of the City Clerk along with this Resolution by the Corporation Counsel.

4. The Acting Corporation Counsel shall file a fully executed copy of the Settlement Agreement in the Office of the City Clerk.

5. This resolution shall be effective upon adoption in accordance with applicable State Law.

**STATEMENT**

This Resolution authorizes the Acting Corporation Counsel on behalf of the City of Newark to enter into a Settlement Agreement and Release to resolve civil litigation captioned, Victor C. Emenuga v. Baye Adolfo Wilson, et als., Docket Number: ESX-L-4361-15 in the amount of \$99,000.00, in exchange for Plaintiff's dismissal of any and all claims against all Defendants and a complete release.