



NORA FRIMANN, CITY ATTORNEY

*Office of the City Attorney*

## **SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA**

**September 12, 2023**

Place: City Hall Conference Room W-133

Time: **9:30 a.m.**

Item(s) to be discussed:

### **A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and (e)(1) of the Government code:

Number of matter(s) to be discussed: 2

### **B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):**

1. Case Name: Haidar v. City of San Jose, et al.,  
Name(s) of Party(ies) NABIL HAIDAR, CITY OF SAN JOSE, SAN JOSE POLICE DEPARTMENT, EDGARDO GARCIA, JOHNSON FONG, ROBERT LABARBERA, ANTHONY MATA, STEWART DAVIES, THOMAS BARNARD, and DOES 1-50, inclusive  
Court: Superior Court of California; County of Santa Clara  
Case No: 18CV335617  
Amount of Money or Damages according to proof  
Other Relief Sought:
2. Case Name: NAACP of San Jose Silicon Valley, et al., v. City of San Jose, et al.,  
Name(s) of Party(ies) NAACP OF SAN JOSÉ/ SILICON VALLEY; SAN JOSÉ PEACE AND JUSTICE CENTER; M. MICHAEL ACOSTA, AS AN INDIVIDUAL; AND JOSEPH CAÑAS; LESLIE VASQUEZ; PETER

ALLEN; SHAUNN CARTWRIGHT; YESSICA  
RILES; JOSÉ GUSTAVO FLORES RODRIGUEZ;  
ALEX LEE; JOSÉPH MALDONADO; CINDY  
CUELLAR; MAHMOUDREZA NAEMEH; AND  
MEGAN SWIFT, ON BEHALF OF THEMSELVES  
AND ALL OTHERS SIMILARLY SITUATED, CITY  
OF SAN JOSÉ; SAM LICCARDO; EDGARDO  
GARCIA; DAVID SYKES; JASON DWYER;  
RONNIE LOPEZ, LEE TASSIO, JARED YUEN;  
SEAN MICHAEL CURRY, OFFICER FNU  
DELGADO, and DOES 1-100

Court: U.S. District Court; District of Northern California

Case No: 4:21-cv-01705-PJH

Amount of Money or Damages according to proof  
Other Relief Sought:

**C . PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO  
GOVERNMENT CODE SECTION 54957:**

Department or Agency: City Manager  
Title: City Manager  
Name: Jennifer Maguire