

RESOLUTION NO. 21-\_\_\_\_\_

**A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO ASSIST CRISTY PELLEY IN FILING A FRIENDLY SUIT IN THE DISTRICT COURT OF COMANCHE COUNTY, OKLAHOMA, AGAINST THE CITY OF LAWTON; AND AUTHORIZING THE CITY ATTORNEY TO CONFESS JUDGMENT THEREIN IN THE REDUCED AMOUNT OF SIX THOUSAND THREE HUNDRED SIXTEEN AND 98/100 DOLLARS (\$6,316.98).**

**WHEREAS**, on April 13, 2021, a City of Lawton, Meter Services employee flooded the house at 2326 NW 38th Place when he turned the water on when no one was home, causing damage in the alleged amount of \$15,472.00, as stated in her claim, which was filed with the City Clerk against the City of Lawton on July 12, 2021; and,

**WHEREAS**, it would be in the best interest of the City of Lawton to settle the claim by filing a friendly suit in the District Court of Comanche County and confess judgment therein.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Lawton, Oklahoma, that the City Attorney is hereby authorized and directed to assist Cristy Pelley in bringing suit in the District Court of Comanche County, Oklahoma, against the City of Lawton and to confess judgment therein in the reduced amount of Six Thousand Three Hundred Sixteen and 98/100 Dollars (\$6,316.98); and further, **BE IT RESOLVED** that the Mayor and City Clerk are hereby authorized to execute a written Warrant of Attorney directing the City Attorney to confess judgment against the City in said amount.

**ADOPTED and APPROVED** by the Council of the City of Lawton this 26th day of October, 2021.

\_\_\_\_\_  
STANLEY BOOKER, MAYOR

ATTEST:

\_\_\_\_\_  
TRACI L. HUSHBECK, CITY CLERK

APPROVED as to form and legality this 14<sup>th</sup> day of October, 2021.

  
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KELEA L. FISHER  
DEPUTY CITY ATTORNEY

**WARRANT OF ATTORNEY  
FOR MAKING CONFESSION OF JUDGMENT**

**KNOW ALL MEN BY THESE PRESENTS:**

That on October 26, 2021, by Resolution, the City Council of the City of Lawton, directed the City Attorney of the City of Lawton to waive the service of summons, to make a general appearance and to confess judgment in the District Court of Comanche County case to be styled:

**CRISTY PELLEY vs. CITY OF LAWTON, OKLAHOMA**

**CASE NO. CS-2021-**

in the amount of \$6,316.98.


Said Resolution further directed the Mayor and City Clerk of the City of Lawton to execute this Warrant, and the execution of said Warrant by the Mayor and the attestation by the Clerk of the City of Lawton thereby authorized the City Attorney to confess aforesaid judgment in the reduced amount of Six Thousand Three Hundred Sixteen and 98/100 Dollars (\$6,316.98).

Dated this 26 day of October, 2021.

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STANLEY BOOKER, MAYOR

ATTEST:

\_\_\_\_\_  
TRACI L. HUSHBECK, City Clerk

APPROVED as to form and legality this 14<sup>th</sup> day of October, 2021.  
  
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KELEA L. FISHER  
DEPUTY CITY ATTORNEY