

**RESOLUTION R-2023-01  
LUZERNE COUNTY COUNCIL**

*A Resolution by the Luzerne County Council Approving the Settlement of  
Pending Litigation in the Matter of Judicial Watch, Inc. v. Luzerne County, et. al.*

WHEREAS, Section 4.07 B.3 of the Luzerne County Home Rule Charter Provides the County Manager shall have the authority to recommend the settlement of litigation involving the County, subject to the approval of County Council; and

WHEREAS, the Luzerne County Manager has recommended settlement of the above-captioned litigation; and

WHEREAS, Section 2.09 B.5 of the Luzerne County Home Rule Charter provides that County Council shall have the power to approve, by resolution adopted by a majority vote of the Council members, a recommendation by the County Manager to settle litigation involving the County; and

WHEREAS, Plaintiff filed a Complaint in the United States District Court for the Middle District of Pennsylvania at civil docket number 1:20-cv-708 against Luzerne County and certain officials, as well as against other counties within the Commonwealth Pennsylvania and the Pennsylvania Department of State generally related to, among other administrative tasks, the lack of proper maintenance of voter registration lists and removal of inactive or deceased voters; and

WHEREAS, a settlement conference having been held, the Plaintiff desires to settle its claims against Luzerne County and all other named Defendants; and

WHEREAS, Luzerne County Council also desires to resolve the pending litigation in this matter.

NOW, THEREFORE, BE IT RESOLVED, the Luzerne County Council approves the settlement of pending litigation for all claims asserted against Luzerne County and any named officials in the matter of Judicial Watch, Inc. v. Luzerne County, et. al. in the amount of \$15,000.00 to be paid by the Commonwealth of Pennsylvania on behalf of Luzerne County and the other named Defendants.

BE IT FURTHER RESOLVED, Luzerne County has agreed to comply with non-financial terms of the settlement related to the maintenance, publishing and reporting of voter registration records as set forth more specifically in the settlement agreement which is incorporated by reference in its entirety as if fully set forth herein.

This settlement is a full and complete settlement and release of any and all claims by Judicial Watch, Inc. against Luzerne County and its officials and employees.

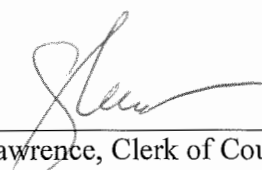
This resolution shall become effective six days after adoption.

ADOPTED at a meeting of the Luzerne County Council held January 10, 2023.

ROLL CALL VOTE (11-0)


YES: Bienias, Lescavage, Lombardo, McDermott, McGinley, Mitchell, Perry, Radle, Thornton, SJ Urban and Wolovich

LUZERNE COUNTY COUNCIL

Attest:   
Sharon Lawrence, Clerk of Council

By:   
Kendra Radle, Chair

LUZERNE COUNTY MANAGER

By:   
Brian Swetz, Acting County Manager