

1 **JOHN L. BURRIS, Esq. SBN 69888**  
 2 **ADANTE D. POINTER Esq. SBN 236229**  
 3 **LAW OFFICES OF JOHN L. BURRIS**  
 Airport Corporate Centre  
 4 7677 Oakport Street, Suite 1120  
 Oakland, California 94621  
 Telephone: (510) 839-5200  
 Facsimile: (510) 839-3882  
 5 [John.Burris@johnburrislaw.com](mailto:John.Burris@johnburrislaw.com)  
[Adante.Pointer@johnburrislaw.com](mailto:Adante.Pointer@johnburrislaw.com)

6 Attorneys for Plaintiffs

7  
 8  
 9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**  
 11 **SAN FRANCISCO DIVISION**

12  
 13  
 14 WANDA JOHNSON, individually and as  
 15 personal representative of the ESTATE of  
 OSCAR J. GRANT III, the ESTATE OF  
 16 OSCAR J. GRANT III, SOPHINA MESA as  
 Guardian Ad Litem of minor, T.G.

17 Plaintiffs,

18 v.

19 BAY AREA RAPID TRANSIT DISTRICT;  
 20 GARY GEE, in his official capacity as CHIEF  
 OF POLICE for BAY AREA RAPID TRANSIT  
 21 DISTRICT, JOHANNES MEHSERLE  
 22 individually and in his official capacity as a  
 police officer for BART; ANTHONY PIRONE,  
 23 individually and in his personal capacity as a  
 police officer for BART; MARYSOL  
 24 DOMENICI, individually and in her official  
 capacity as a police officer for BART; and  
 25 DOES 1-50, inclusive,

26 Defendants.

Case No. C 09-cv-00901 MHP

27  
 28 **AMENDED PETITION AND [PROPOSED]  
 ORDER TO COMPROMISE MINOR  
 PLAINTIFF T.G.'S CLAIM**

Proposed Date: March 15, 2010  
 Time: 2:00 p.m.  
 Judge: Marilyn Hall Patel

**REDACTED FOR E-FILING**

1 Petitioner SOPHINA MESA respectfully represents and requests:

2 1. Petitioner SOPHINA MESA is the natural mother of minor plaintiff T.G. She has  
3 custody of the minor plaintiff. Minor Plaintiff T.G. is the daughter of decedent Oscar Grant, and was  
4 born in the year 2004.

5  
6 2. Minor Plaintiff has causes of action against the named defendants herein on which a  
7 lawsuit was brought in this court for violation of civil rights under Federal and State statutes.

8  
9 3. Minor Plaintiff's causes of action arise out of the death of decedent Oscar Grant  
10 during a detention and arrest which occurred on January 1, 2009. As alleged in the Complaint, Minor  
11 Plaintiff suffered the loss of her relationship with her father, caused by the use of deadly force against  
12 decedent by Defendant Officers.

13  
14 4. Plaintiff Sophina Mesa as guardian ad litem for T.G. and Defendants have reached a  
15 settlement in this matter. The total settlement is in the amount of \$1,500,00.00. Minor Plaintiff  
16 T.G.'s settlement will be structured as set forth below.

|    |    |                        |   |                 |
|----|----|------------------------|---|-----------------|
| 17 | a. | T.G.                   | : | \$ 1,500,000.00 |
| 18 |    | Attorneys Fees (25%) : |   | \$ 375,000.00   |
| 19 |    | Share of Costs :       |   | \$ 36,573.19    |
| 20 |    | Total Net Settlement : |   | \$ 1,088,426.81 |

21  
22 Respectfully submitted,

23  
24 Dated: March 16, 2010

LAW OFFICES OF JOHN L. BURRIS

25  
26 /s/ Adanté D. Pointer  
27 ADANTÉ D. POINTER  
28 Attorney for Plaintiffs

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

Good cause being shown, this court hereby makes the following orders:

1. The Petition for the Approval of the Compromise of Minor T.G.'s claims submitted by Petitioner Sophina Mesa as guardian ad litem for T.G. is approved;
2. T.G.'s claims against the Defendants are hereby compromised in consideration of \$1,500,000.00.
3. \$375,000.00 of the \$1,500,000.00 total settlement amount is to be paid to the Law Offices of John L. Burriss for attorney fees.
4. \$36,573.19 of the total settlement amount is to be paid to the Law Offices of John L. Burriss for costs and expenses.

**IT IS SO ORDERED.**

Dated: 3/18/2010

