Recent Claims Trends

Police Liability

- ❖ Excessive Force
  - Shootings
  - Media
    - Timing is crucial
    - Get on top of before public outcry
    - Do not ignore negative publicity or have no comment
    - Get counsel involved to help guide public statements in the event of litigation
- ❖ Search and Seizure
  - Warrant applications
  - Misleading judge
  - Leaving out information
- ❖ Racial Profiling and Bias
  - Regular implicit bias training
  - Ability to track results (detentions, arrests, citations) by race and ethnicity
  - Diversity in hiring
  - Discipline and document misconduct founded on bias

Premises Liability

- Facilities, sidewalks, roads, parking lots
- Nature has not changed
- Success or failure largely dependent on record keeping
  - Inspections and maintenance
  - Policies and procedures
  - Fielding and recording complaints
  - Timely repairs
  - History of accidents or injuries

Sexual Misconduct (Non-Employee Plaintiff)

- Policies
- Training
- Discipline

Pro Se Claims

- Do not underestimate
- Take seriously

SNOW CHRISTENSEN & MARTINEAU