

RESOLUTION No. 37105

Authorize City Attorney to appear as amicus curiae in support of victims of human trafficking (Resolution)

WHEREAS, Human sex trafficking is a scourge on our communities; and

WHEREAS, Human sex traffickers frequently utilize on-line advertising services to conduct their illicit businesses; and

WHEREAS, On-line advertising services who are alleged to be complicit in human sex trafficking claim to be shielded from liability by provisions of federal Communications Decency Act of 1996 ("CDA"); and

WHEREAS, Several former victims of human sex trafficking are suing one of those on-line advertisers in *Jane Doe No. 1, et al., v. Backpage.com, LLC, et al.*, Case No. 14-13870-RGS, in the United States District Court for the District of Massachusetts; and

WHEREAS, The City Attorney of the City and County of San Francisco, California, is preparing an amicus brief in support of the plaintiffs in that action, opposing dismissal of the action on the basis of CDA immunity, and has asked the City of Portland to join in San Francisco's brief; and

WHEREAS, The City of Portland should support efforts to provide remedies for victims of human sex trafficking against those who knowingly profit from promoting this unlawful activity;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Portland, that the City Attorney or her designee, on behalf of the City of Portland, may file or join amicus briefs in support of the plaintiffs in *Jane Doe No. 1, et al., v. Backpage.com, LLC, et al.*, Case No. 14-13870-RGS, in the United States District Court for the District of Massachusetts and in any resulting appeal.

Adopted by the Council: JAN 21 2015


Commissioner: Mayor Hales and
Commissioner Saltzman

Prepared by: Harry Auerbach

Date Prepared: January 14, 2015

Mary Hull Caballero
Auditor of the City of Portland

By



Deputy

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 Agenda No.
RESOLUTION NO. 37105
 Title

Authorize City Attorney to Appear as Amicus Curiae in Support of Victims of Human Trafficking.
 (Resolution).

<p align="center">INTRODUCED BY Commissioner/Auditor: Mayor Hales/ Commissioner Saltzman</p>	CLERK USE: DATE FILED <u>JAN 16 2015</u>
<p align="center">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales <i>[Signature]</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>DS/SC</i></p> <p>Position 4/Safety - Novick</p>	<p align="center">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
<p align="center">BUREAU APPROVAL</p> <p>Bureau: City Attorney Bureau Head: Tracy Reeve <i>[Signature]</i></p>	
<p>Prepared by: Harry Auerbach Date Prepared: January 14, 2015</p>	
<p>Financial Impact Statement & Public Involvement Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan <i>[Signature]</i></p>	
<p>Council Meeting Date January 21, 2015</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/> Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/> <i>Pulled</i></p>
<p>REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	_____	_____