

Tasered Texan is suing city and Houston police

Accuses arresting officers of racial profiling; Chiefs' Johnson out of action

Texans offensive lineman Fred Weary yesterday sued the City of Houston and two police officers for an arrest in which he was shot with a Taser gun during a traffic stop.

In his lawsuit, Weary is accusing the city and officers Margaret McGivern and Joe Vasquez of violating his civil rights through excessive force, assault, false imprisonment and malicious prosecution.

A misdemeanour charge against Weary of resisting arrest in the November 2006 incident was dismissed because of insufficient evidence. Weary, who is black, is also accusing the officers of racial profiling and the city of defamation.

The officers "clearly used race as a factor for reasonable suspicion and making a traffic stop of Mr. Weary," Joseph Walker, Weary's attorney, said in the 14-page lawsuit.