

CITY OF OAKLAND



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March 7, 2006

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: *Kevin Hopkins v. City of Oakland, et al***  
**United States District Court Case No. C01-04972 CW**  
**Our File No. X01984 – Office of Police Services –**  
**Excessive Fore – Civil Rights Violation**

Dear President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution and recommends settlement of the above-entitled matter arising from an incident on January 4, 2001, in which plaintiff was arrested by two officers of the Oakland Police Department in Madison Square Park.

Due to the risk of an adverse jury verdict under the circumstances, settlement is recommended in the amount of Thirty Thousand Dollars and No Cents (\$30,000.00), to be made payable to Kevin Hopkins and Latham & Watkins his attorneys. This matter was previously presented to Council in closed session on December 20, 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
Peter Hallifax

OFFICE OF THE CITY CLERK

  
Oakland City Attorney's Office

2006 FEB 23 AM 10:12

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.



PH:aah

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF KEVIN HOPKINS v. CITY OF OAKLAND, UNITED STATES DISTRICT COURT CASE NO. C01-04972, OUR FILE NO. X01984 IN THE AMOUNT OF \$30,000.00. THIS CASE INVOLVES AN ARREST OF PLAINTIFF ON JANUARY 4, 2004 (POLICE SERVICES AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Kevin Hopkins v. City of Oakland, Alameda County Superior Court Case No. C01-04972, City Attorney's File No. X01984, for a sum not to exceed a total amount of Thirty Thousand Dollars and No Cents (\$30,000.00) payable to Kevin Hopkins and Latham & Watkins his attorney.

**FURTHER RESOLVED:** That the City Attorney is further authorized and directed to take whatever steps as may be necessary to effect said settlement; and be it

**FURTHER RESOLVED:** That the sum of Thirty Thousand Dollars and No Cents (\$30,000.00) be paid to Kevin Hopkins and Latham & Watkins his attorneys.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and  
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California