

Barbara J. Paul
City Attorney's Office

FILED
OFFICE OF THE CITY CLERK
OAKLAND

17 NOV 16 AM 11:48

OAKLAND CITY COUNCIL

RESOLUTION No. 86983 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MARY CATHERINE DINO v. CITY OF OAKLAND, ET AL, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG16-823556, IN THE AMOUNT OF SEVENTY FIVE THOUSAND DOLLARS AND NO CENTS (\$75,000.00) AS A RESULT OF A TRIP AND FALL ACCIDENT ON JANUARY 28, 2016 (PUBLIC WORKS - DANGEROUS CONDITION)

WHEREAS, Mary Catherine Dino was injured when she tripped and fell on a City sidewalk at Pleasant Valley Ave. and Gilbert Street in Oakland on January 28, 2016; and

WHEREAS, Ms. Dino sustained injuries requiring medical treatment as a result of this accident; and

WHEREAS, Alameda County Superior Court Action RG16-823556 was filed against the City of Oakland alleging a dangerous condition of public property; and

WHEREAS, in order to avoid the risk of an adverse jury verdict under the circumstances; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Mary Catherine Dino v. City of Oakland, RG16-823556, City Attorney's File No. 31258, for the sum of Seventy Five Thousand Dollars and No Cents (\$75,000.00); and be it

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

NOV 28 2017

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL-WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN, KALB, KAPLAN AND PRESIDENT REID -8

NOES: 0

ABSENT: 0

ABSTENTION: 0

ATTEST: *Latonda Simmons*
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California