

Barbara J. Gault
City Attorney's Office

15 JUN -4 PM 3:26

OAKLAND CITY COUNCIL

RESOLUTION No. 85649 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LINDA D. RUANO v. CITY OF OAKLAND, ET AL, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG13-692524, IN THE AMOUNT OF SIXTY THOUSAND DOLLARS AND NO CENTS (\$60,000.00) AS A RESULT OF A TRIP AND FALL INCIDENT ON OR ABOUT JANUARY 21, 2013 (OFFICE OF PUBLIC WORKS – DANGEROUS CONDITION/TRIP AND FALL)

WHEREAS, Linda D. Ruano was injured when she tripped and fell on the sidewalk adjacent to 3100 Summit Street in the City of Oakland on or about January 21, 2013; and

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

WHEREAS, Alameda County Superior Court Action RG13-692524 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 Linda D. Ruano v. City of Oakland, et al, RG13-692524, City Attorney's File No. 29632, for the sum of Sixty Thousand Dollars and No Cents (\$60,000.00); 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; and be it

FURTHER RESOLVED: That the sum of Sixty Thousand Dollars and No Cents (\$60,000.00) be payable to Plaintiff Linda Ruano and her attorney James Paul Green.

IN COUNCIL, OAKLAND, CALIFORNIA

JUN 17 2015

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, ~~KAPLAN~~, REID AND PRESIDENT GIBSON MCELHANEY - 7

NOES: 0

ABSENT: 1 Kaplan

ABSTENTION: 0

ATTEST:

Latonda Simmons

LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California