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2010 DEC -9 PM 4:47

# OAKLAND CITY COUNCIL

*James E. ...*  
Approved as to Form and Legality

RESOLUTION No. 83116 C.M.S.

*JFH*  
JFH

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MARLA LAY v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG09-466765 IN THE AMOUNT OF \$150,000.00 AS A RESULT OF A TRIP AND FALL ACCIDENT NEAR 189 JOHN STREET (OFFICE OF PUBLIC WORKS - OPW)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Marla Lay v. City of Oakland, City Attorney's File No. 27292, for the sum of One Hundred Fifty Thousand Dollars and No Cents (\$150,000.00); 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 One Hundred Fifty Thousand Dollars and No Cents (\$150,000.00) be payable to Plaintiff Marla Lay and Jack B. Burstein, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 21 2010, 2010

**PASSED BY THE FOLLOWING VOTE:**

AYES- DE LA FUENTE, KERNIHGAN, NADEL, REID, QUAN, BROOKS, KAPLAN and PRESIDENT BRUNNER - 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