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CITY OF OAKLAND



04 FEB -2 AM 11:39

ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
John A. Russo
City Attorney

(510) 238-3601
FAX: (510) 238-6500
TTY/TDD: (510) 238-3254

February 17, 2004

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Anquienette Grant, et al. v. City of Oakland, et al.
United States District Court No. C-02-3845-WHA
Our File No. 22230 (OAKLAND POLICE DEPARTMENT -
WARRANTLESS SEARCH)**

President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled action for the sum of Ten Thousand Dollars and No Cents (\$10,000.00) payable to Plaintiffs Anquienette Grant and Kai Richard, a minor, by and through her guardian ad litem, Anquienette Grant and James B. Chanin, Esq., their attorney of record.

This case arises out of Oakland Police Department officers' warrantless forced entry into and search of plaintiffs' home. The settlement is recommended to avoid a potentially much larger adverse jury verdict.

Respectfully submitted,


JOHN A. RUSSO
City Attorney

Attorney Assigned:
Arlene M. Rosen
316910

10.4CC
ORA/COUNCIL
FEB 17 2004

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RESOLUTION No. _____ C.M.S.

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AMR/bjw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ANQUIENETTE GRANT, ET AL. V. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT NO. C-02-3845-WHA, OUR FILE NO. 22230, IN THE AMOUNT OF \$10,000.00 (OAKLAND POLICE DEPARTMENT - WARRANTLESS SEARCH)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Anquienette Grant, et al. v. City of Oakland, et al., City Attorney's File No. 22230, for a sum not to exceed Ten Thousand Dollars and No Cents (\$10,000.00) made payable to Plaintiffs Anquienette Grant and Kai Richard, a minor, by and through her guardian ad litem, Anquienette Grant, and James B. Chanin, Esq., their attorney of record.

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

FURTHER RESOLVED: That the sum of Ten Thousand Dollars and No Cents (\$10,000.00) made payable to Plaintiffs Anquienette Grant and Kai Richard, a minor, by and through her guardian ad litem, Anquienette Grant, and James B. Chanin, Esq., their attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

10.4CC
ORA/COUNCIL
FEB 17 2004

ATTEST: _____

CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California