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City Attorney's Office

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OAKLAND CITY COUNCIL

86384

Resolution No. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ALLENE HUTCHINSON, ET AL. v. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA CASE NO. 15-CV-05011/16-CV-01669, CITY ATTORNEY'S FILE NO. 30189, IN THE AMOUNT OF ONE MILLION TWO HUNDRED THOUSAND DOLLARDS AND NO CENTS (\$1,200,000.00) (OAKLAND POLICE DEPARTMENT — WRONGFUL DEATH)

WHEREAS, Plaintiffs Allene Hutchinson, et al. allege that they incurred damages as a result of the unfortunate death of Demouria Hogg while Oakland Police officers were attempting to detain Mr. Hogg; and

WHEREAS, Plaintiffs filed a wrongful death lawsuit against the City; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiffs' claims against it for the sum of One Million Two Hundred Thousand Dollars and No Cents (\$1,200,000) payable by the City of Oakland; now, therefore, be it

RESOLVED: That the City of Oakland is authorized and directed to compromise and settle the case of Allene Hutchinson, et al. v. City of Oakland, United States District Court, Northern District of California Case No. 15-cv-05011/16-cv-01669, City Attorney's File No. 30189, for a sum not to exceed One Million Two Hundred Thousand Dollars and No Cents (\$1,200,000.00) payable by the City of Oakland; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

OCT 04 2016

PASSED BY THE FOLLOWING VOTE: *Brooks, Campbell-Washington, Gallo, Gallo, Swillen, Kalb, Kaplan & Reid = 7*

AYES -

NOES - 0

ABSENT - 0

ABSTENTION - 0

Counsel - Alison McElhenny - 1

ATTEST:

[Signature: Latonda Simmons]
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California