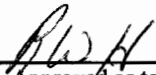


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Approved as to Form and Legality

# OAKLAND CITY COUNCIL

RESOLUTION No. 83909 C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ARETHA THOMAS v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG10540748 IN THE AMOUNT OF \$100,000.00 (PUBLIC WORKS AGENCY – TRIP AND FALL)**

**WHEREAS:** Plaintiff Aretha Thomas fell in an uncovered hole in the sidewalk in front of 2865 Broadway, causing her serious physical injury;

**WHEREAS:** Plaintiff Aretha Thomas filed the above-referenced action for recovery of damages for injuries sustained as a result of said fall;

**WHEREAS:** The City has determined to compromise and settle Plaintiff's claims against it for the sum of One Hundred Thousand Dollars and no Cents (\$100,000.00);

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Thomas v. City of Oakland, et al, Alameda County Superior Court No. RG10540748, City Attorney's File No. 27707, for a sum not to exceed One Hundred Thousand Dollars and no Cents (\$100,000.00), payable by the City of Oakland.

**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 Thousand Dollars and no Cents (\$100,000.00), be paid to Aretha Thomas and The Hassell Law Group, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 19 2012, 2012

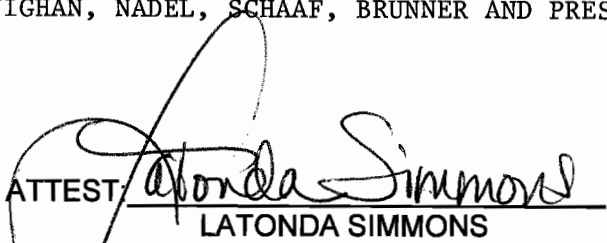
**PASSED BY THE FOLLOWING VOTE:**

AYES-BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, BRUNNER AND PRESIDENT REID-8

NOES-0

ABSENT-0

ABSTENTION-0

ATTEST   
LATONDA SIMMONS

CITY CLERK AND CLERK OF THE  
COUNCIL OF THE CITY OF OAKLAND