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CITY OF OAKLAND



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Office of the City Attorney
John A. Russo
City Attorney

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December 9, 2008

HONORABLE CITY COUNCIL
Oakland, California

Subject: *Humberto Mejia v. City of Oakland, et al*
Alameda County Superior Court Case No. RG-07-363616
File No. 25912 (Police Department)

Dear President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled matter.

Due to the risk of an adverse verdict, settlement is recommended in the amount of Eleven Thousand Dollars and No Cents (\$11,000.00), to be made payable to Humberto Mejia and Antonio Bautista, Esq., his attorney. This case involves an automobile accident that occurred on April 16, 2007 between Mr. Mejia's vehicle and a vehicle driven by an Oakland police officer. Mr. Mejia was injured in the accident and was unable to work for three months after the accident.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John A. Russo', written over a horizontal line.

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Charles E. Vose

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Approved as to Form and Legality


Oakland City Attorney's Office

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OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

CEV:cr

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF HUMBERTO MEJIA v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG-07-363616, OUR FILE NO. 25912 IN THE AMOUNT OF \$11,000.00. THIS CASE INVOLVES AN AUTOMOBILE ACCIDENT INVOLVING A CITY OF OAKLAND VEHICLE (POLICE DEPARTMENT).

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Humberto Mejia v. City of Oakland, et al., Alameda County Superior Court Case No. RG-07-363616, City Attorney's File No. 25912, for a sum not to exceed a total amount of Eleven Thousand Dollars and No Cents (\$11,000.00) payable to Humberto Mejia and Antonio Bautista, Esq., his attorney; 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 Eleven Thousand Dollars and No Cents (\$11,000.00) be paid to Humberto Mejia and Antonio Bautista, Esq., his attorney

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

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