

Barbara J. Paul
Approved as to Form and Legality

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

12 MAY 16 PM 1:33

RESOLUTION No. 83876 C.M.S.

CEV

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF KYRHA MARIAH DAHAN v. CITY OF OAKLAND, ET AL, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG11-565182, IN THE AMOUNT OF \$18,500.00 AS A RESULT OF A TRIP- AND FALL ADJACENT TO 1615 CHESTNUT STREET IN OAKLAND ON JUNE 22, 2010 (PUBLIC WORKS AGENCY – TRIP AND FALL)

WHEREAS: Th at Plaintiff Kyrha Mariah Dahan tripped and fell on a City of Oakland sidewalk adjacent to 1615 Chestnut Street on June 22, 2010; and

WHEREAS: Th at Alameda County Superior Court Case No. RG11-565182 resulted from this incident wherein Plaintiff alleges that the sidewalk where she fell constituted a dangerous condition of public property; and

WHEREAS: It is in the City's best interest to settle this case to avoid the possibility of an adverse jury verdict;

NOW, THEREFORE, BE IT RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Kyrha Mariah Dahan v. City of Oakland, City Attorney's File No. 28018, for the sum of Eighteen Thousand Five Hundred Dollars and No Cents (\$18,500.00); 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 Eighteen Thousand Five Hundred Dollars and No Cents (\$18,500.00) be payable to Plaintiff Kyrha Mariah Dahan and Michael Pierce Singen, her attorney.

JUN 5 2012

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2012

PASSED BY THE FOLLOWING VOTE:

AYES- DE LA FUENTE, KERNIHGAN, NADEL, ~~BRUNNER~~, SCHAFF, BROOKS, KAPLAN and ~~PRESIDENT REID~~ - 6

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Reid, Brunner - 2

ATTEST: *[Signature]*

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