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11 JAN -5 PM 4:07

CITY OF OAKLAND



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Office of the City Attorney
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January 18, 2011

HONORABLE CITY COUNCIL
Oakland, California

President Jane Brunner and Members of the City Council

Subject: Resolution Authorizing Settlement of
Claim of David C. Huynh
File Number: C28034

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of \$6,500.00, payable to David C. Huynh, as a result of roots from a City of Oakland tree damaging the claimant's sewer lateral on August 23, 2010. This was not a closed session item.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

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2011 JAN -6 PM 2:59

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

JAR: DK

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF DAVID C. HUYNH, IN THE AMOUNT OF \$6,500.00, ARISING FROM SEWER LATERAL DAMAGE CAUSED BY A CITY OF OAKLAND TREE (PUBLIC WORKS)

RESOLVED: that the City Attorney is authorized and directed to compromise and settle the claim of David C. Huynh, our file number C28034, for the sum of \$6,500.00, payable to David C. Huynh.

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 \$6,500.00, be paid to David C. Huynh.

In Council, Oakland, California, _____, 20____

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

Attest: _____

**LaTonda Simmons
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA**