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CITY OF OAKLAND



ONE FRANK OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney  
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City Attorney

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June 7, 2011

HONORABLE CITY COUNCIL  
Oakland, California


Subject: **L.S., by and through his G.A.L. Laurian Studesville  
v. City of Oakland et al.  
United States District Court Case No: C09-03004-CW  
Our File No: 26266 (OPD)**

President Reid and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled action for the sum of Five Hundred Fifty Thousand Dollars and No Cents (\$550,000.00) payable to Plaintiff Laronte Studesville and John L. Burris, his attorney of record.

Plaintiff's injuries resulted from a gunshot fired by City of Oakland employee. This matter was discussed and approved at the May 3<sup>rd</sup> closed session.

Respectfully submitted,

  
JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
Outside counsel/  
Randolph W. Hall  
Doc No. 816816

CLERK OF THE CITY OF OAKLAND  
MAY 26 AM 10:03

RWH  
Approved as to Form and Legality

# OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

RWH: ssl

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF L.S. BY AND THROUGH HIS G.A.L LAURIAN STUDESVILLE v. CITY OF OAKLAND, UNITED STATES DISTRICT COURT CASE NO. C09-03004-CW, CITY ATTORNEY'S FILE NO. 26266, IN THE AMOUNT OF FIVE HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$550,000.00). MR. STUDESVILLE'S INJURIES RESULTED FROM A GUNSHOT FIRED BY A CITY OF OAKLAND EMPLOYEE (OPD)**

**WHEREAS**, on July 3, 2007, Plaintiff Laronte Studesville was injured by a gunshot fired by a City of Oakland employee; and

**WHEREAS**, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; and now therefore, be it

**RESOLVED**: that the City Attorney is authorized and directed to compromise and settle the case of L.S. by and through his G.A.L. Laurian Studesville v. City of Oakland et al., United States District Court Case No. C09-03004-CW, City Attorney File No. 26266, for the sum of Five Hundred Fifty Thousand Dollars and No Cents (\$550,000.00) payable to Plaintiff Laronte Studesville and John L. Burris, his attorney of record; 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 Five Hundred Fifty Thousand Dollars and No Cents (\$550,000.00) be payable to Plaintiff Laronte Studesville and John L. Burris , his attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2011

**PASSED BY THE FOLLOWING VOTE:**

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

**NOES-**

**ABSENT-**

**ABSTENTION-**

**ATTEST:** \_\_\_\_\_  
**LATONDA SIMMONS**  
City Clerk and Clerk of the  
Council of the City of Oakland, California