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City Attorney's Office

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OAKLAND

2014 DEC -3 PM 1:08

OAKLAND CITY COUNCIL

RESOLUTION No. 85801 C.M.S.

CEV

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ABEL CORDOVA-MUNOZ, ET AL V. CITY OF OAKLAND, ET AL, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG09-489243, IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$25,000.00) AS A RESULT OF AN ARREST ON OR ABOUT NOVEMBER 9, 2008 (OAKLAND POLICE DEPARTMENT)**

**WHEREAS**, Abel Cordova-Munoz and Carlos Olea were arrested on November 9, 2008 (the incident); and

**WHEREAS**, Yoremi Valente and Martha Valente witnessed the arrest, and

**WHEREAS**, Abel Cordova-Munoz, Carlos Olea, Martha Valente and Yoremi Valente claimed various injuries as a result of the incident; and

**WHEREAS**, Alameda County Superior Court Action RG09-489243 was filed against the City of Oakland as a result of the incident; and

**WHEREAS**, in order to avoid the risk of an adverse jury verdict under the circumstances; now therefore, be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Abel Cordova-Munoz, et al v City of Oakland, et al, City Attorney's File No 27177, for the sum of Twenty-Five Thousand Dollars and No Cents (\$25,000 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 Twenty-Five Thousand Dollars and No Cents (\$25,000.00) be payable to Plaintiffs Abel Cordova-Munoz, Carlos Olea, Martha Valente & Yoremi Valente and their attorney Kelechi Charles Emeziem

IN COUNCIL, OAKLAND, CALIFORNIA,

DEC 09 2014

PASSED BY THE FOLLOWING VOTE

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF AND PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST.

*[Signature]*

LATONDA SIMMONS

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