

*James F. Boyle*  
City Attorney's Office

14 FEB -6 PM 12:27

OAKLAND CITY COUNCIL

RESOLUTION No. 84829 C.M.S.

*JFH*  
JFH

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF WANNING QIAN v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG13-676548, IN THE AMOUNT OF TWO MILLION DOLLARS AND NO CENTS (\$2,000,000.00) AS A RESULT OF AN ACCIDENT AT 14TH AND FRANKLIN STREETS WHERE A VEHICLE DRIVEN BY A CITY EMPLOYEE STRUCK AND INJURED WANNING QIAN. (PUBLIC WORKS AGENCY)**

**WHEREAS:** Wanning Qian was injured when he was struck by a City vehicle driven by a Public Works employee on September 28, 2012; and

**WHEREAS:** Wanning Qian sustained injuries as a result of the accident that required medical care and will require medical care in the future; 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 Wanning Qian v. City of Oakland, et al. City Attorney's File No. 29300, for the sum of Two Million Dollars and No Cents (\$2,000,000.00); 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 Two Million Dollars and No Cents (\$2,000,000 00) be payable to Wanning Qian and Tom Paoli, his attorney.

IN COUNCIL, OAKLAND, CALIFORNIA,

FEB 18 2014

PASSED BY THE FOLLOWING VOTE

AYES SCHAAF, BROOKS, KAPLAN, GALLO, KALB, GIBSON McELHANEY, REID and  
PRESIDENT KERNIGHAN - 8

NOES

ABSENT

ABSTENTION

ATTEST *Latonda Simmons*  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California