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OAKLAND

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CITY OF OAKLAND



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

Office of the City Attorney  
John Russo  
City Attorney

(510) 238-3601  
FAX: (510) 238-6500  
TDD: (510) 839-6451

March 4, 2008

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: Charles Lewis v. City of Oakland; et al.**  
**Alameda County Superior Court No. RG06280523**  
**City Attorney File No. 25141 (Public Works Agency – Trip and Fall)**

President De La Fuente 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 Fifteen Thousand Dollars and No Cents (\$15,000.00) payable to Plaintiff Charles Lewis and Herron & Herron, his attorney.

This action arises out of a trip and fall on the sidewalk in front of the Tijuana Restaurant at 1308 International Blvd on August 19, 2005. The settlement is recommended to avoid the risk of an adverse trial result and potentially greater economic exposure for the City.

Respectfully submitted,

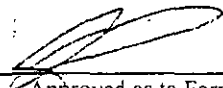
A handwritten signature in black ink, appearing to be 'John A. Russo', written over a horizontal line.

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
JENNIFER N. LOGUE

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Approved as to Form and Legality

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

JNL

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF CHARLES LEWIS v. CITY OF OAKLAND; ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG06280523, IN THE AMOUNT OF \$15,000.00 AS A RESULT OF A TRIP AND FALL ACCIDENT AT OR NEAR 1308 INTERNATIONAL BLVD. (PUBLIC WORKS AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Charles Lewis v. City of Oakland, et al., City Attorney's File No. 25141, for the sum of Fifteen Thousand Dollars and No Cents (\$15,000.00); 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 Fifteen Thousand Dollars and No Cents (\$15,000.00) be payable to Plaintiff Charles Lewis and Herron & Herron, his attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_

**PASSED BY THE FOLLOWING VOTE:**

- AYES- BRUNNER, KERNIHGAN, NADEL, REID, QUAN, BROOKS, CHANG and PRESIDENT DE LA FUENTE
- NOES-
- ABSENT-
- ABSTENTION-

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