

OAKLAND CITY COUNCIL

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RESOLUTION No. _____ C.M.S.

PAL/bjw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ANNETTE TATE, et al. v. CITY OF OAKLAND, et al., SUPERIOR COURT, COUNTY OF ALAMEDA, CASE NO. WG05201863, IN THE AMOUNT OF \$7,000.00 AS A RESULT OF AN AUTOMOBILE COLLISION ACCIDENT IN THE VICINITY OF 45th STREET AND MARTIN LUTHER KING, JR. BOULEVARD ON JULY 12, 2004 (PUBLIC WORKS AGENCY - AUTOMOBILE ACCIDENT)

WHEREAS, on March 8, 2005, Annette Tate filed a lawsuit alleging, inter alia, that a City of Oakland street sweeper truck caused her to sustain personal injuries and medical expenses in that it accidentally struck plaintiff, who was driving in a motor vehicle; and

WHEREAS, on February 3, 2006, Annette Tate, during a mediation, agreed to accept the amount of Seven Thousand Dollars and No Cents (\$7,000.00), subject to Oakland City Council approval, as full settlement of her claims in this referenced action; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Annette Tate, et al. v. City of Oakland, et al., City Attorney's File No. 24439, for the sum of Seven Thousand Dollars and No Cents (\$7,000.00).

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 Seven Thousand Dollars and No Cents (\$7,000.00) be payable to Plaintiff Annette Tate and Mitchell A. Carp, Esq., her attorney.

MAR - 7 2006

IN COUNCIL, OAKLAND, CALIFORNIA.

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, ~~REID~~, AND PRESIDENT DE-LA FUENTE - 6

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Reid, DeLaFuente-z ATTEST:

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