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Office of the City Attorney
Barbara J. Parker
City Attorney

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April 3, 2012

HONORABLE CITY COUNCIL
Oakland, California

Subject: Little v. City of Oakland
Alameda County Superior Court No. RG11554428
Our File No. 28130 (PUBLIC WORKS AGENCY – BICYCLE
ACCIDENT)

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 **Forty-five Thousand Dollars and No Cents (\$45,000.00)** payable to Plaintiff Angela Little and Weber & Nierenberg, her attorney.

This action arose when Plaintiff Angela Little rode her bicycle over an unprotected drainage inlet on Mountain Boulevard between Ascot Road and Park Boulevard on September 12, 2010, causing serious physical injury. Settlement of this matter is recommended to avoid the risk of a more adverse jury verdict. This matter was heard in closed session on March 20, 2012.

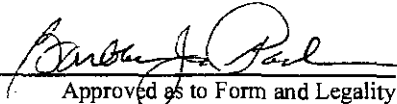
Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barbara J. Parker', written in a cursive style.

BARBARA J. PARKER
City Attorney

Attorney Assigned:
Arlene M. Rosen

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Approved as to Form and Legality

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LITTLE. v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG11554428 IN THE AMOUNT OF \$45,000.00 (PUBLIC WORKS AGENCY – BICYCLE ACCIDENT)

WHEREAS: Plaintiff Angela Little rode her bicycle over an unprotected drainage inlet on Mountain Boulevard between Ascot Road and Park Boulevard on September 12, 2010, causing her serious physical injury;

WHEREAS: Plaintiff Angela Little has filed the above-captioned action seeking to recover damages sustained in her accident;

WHEREAS: The City has determined, without admitting liability, to compromise and settle Plaintiff's claim against it for the sum of Forty-five Thousand Dollars and no Cents (\$45,000.00);

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Little v. City of Oakland, Alameda County Superior Court No. RG11554428, City Attorney's File No. 28130, for a sum not to exceed Forty-five Thousand Dollars and no Cents (\$45,000.00), payable by the City of Oakland.

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 Forty-five Thousand Dollars and no Cents (\$45,000.00), be paid to Angela Little and Weber & Nierenberg, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2012

PASSED BY THE FOLLOWING VOTE:

AYES-

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS

CITY CLERK AND CLERK OF THE
COUNCIL OF THE CITY OF OAKLAND