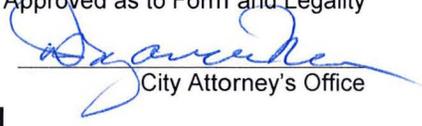


16 APR -7 PM 3:07

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 86105 C.M.S.

RESOLUTION APPROVING ENTRY INTO A SETTLEMENT AGREEMENT TO RELEASE NATIONAL WESTMINSTER BANK PLC ("NATWEST") FROM POTENTIAL CLAIMS OR LEGAL ACTIONS BY THE CITY OF OAKLAND BASED ON THE ALLEGATIONS OF IN RE MUNICIPAL DERIVATIVES ANTITRUST LITIGATION, AND AUTHORIZING ACCEPTANCE OF PAYMENT FROM NATWEST OF \$20,000 IN EXCHANGE FOR RELEASE BY THE CITY

WHEREAS, in 2008, the City filed City of Oakland v. AIG Financial Products Corp, United States District Court Case No. C 08-2116 MMC, alleging that in violation of antitrust laws various financial institutions and brokers for their role in a longstanding conspiracy to fix prices and rig bids in the municipal derivatives industry; and

WHEREAS, for administrative purposes consistent with 14 U.S.C. § 1407, the City of Oakland, County of Alameda, City of Fresno and Fresno County Financing Authority subsequently filed a joint amended complaint known as In Re Municipal Derivatives Antitrust Litigation, MDL No. 1950 (the Action), following transfer of their cases to United States District Court Southern District of New York; and

WHEREAS, on April 5, 2015, the City Council approved in closed session a settlement agreement under which National Westminster Bank PLC ("NatWest") would pay the City \$20,000 in exchange for a release of all claims or legal actions by the City relating to the pending litigation; now, therefore, be it

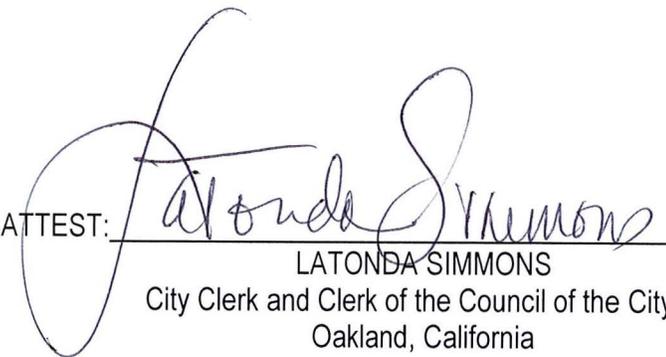
RESOLVED: That the City Attorney is authorized and directed to enter a settlement agreement releasing NatWest from potential claims and legal actions based on the allegations of In Re Municipal Derivatives Antitrust Litigation, MDL No. 1950, City Attorney Matter No. X03177, and to accept payment in the amount of \$20,000 from NatWest in exchange for such settlement and release.

IN COUNCIL, OAKLAND, CALIFORNIA, **APR 19 2016**

PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, GALLO, GUILLÉN, KALB, KAPLAN, REID, WASHINGTON, and PRESIDENT GIBSON
MCELHANEY - 8

NOES – 0
ABSENT – 0
ABSTENTION – 0

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