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City Attorney's Office

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13 OCT 17 PM 3:09

OAKLAND CITY COUNCIL

RESOLUTION No. 84675 C.M.S.

JFH

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF FRED FAKRAEI v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG12-643200 IN THE AMOUNT OF \$550,000.00 AS A RESULT OF A VEHICLE ACCIDENT AT 11TH AND CLAY STREETS (OAKLAND FIRE DEPARTMENT-VEHICLE COLLISION)

WHEREAS: Fred Fakraei was injured when the vehicle he was driving collided with an Oakland Fire Department inspection vehicle at 11th and Clay Streets; and

WHEREAS: Mr. Fakraei sustained serious injuries requiring medical treatment as a result of this accident; 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 Fred Fakraei v. City of Oakland, City Attorney's File No. 28751, for the sum of Five Hundred Fifty Thousand Dollars and No Cents (\$550,000.00); 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 Five Hundred Fifty Thousand Dollars and No Cents (\$550,000.00) be payable to Plaintiff Fred Fakraei and his attorney Michael Horowitz.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV - 5 2013 2013

PASSED BY THE FOLLOWING VOTE.

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

NOES: 0

ABSENT: 0

ABSTENTION: 0

ATTEST: *[Signature]*
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California