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OAKLAND

CITY OF OAKLAND



13 JUL 18 AM 11:56

ONE FRANK H. OGAWA PLAZA • 6<sup>TH</sup> FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney  
Barbara Parker  
City Attorney

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FAX: (510) 238-6500  
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July 30, 2013

HONORABLE CITY COUNCIL  
Oakland, California

**Subject:** Claim of Isabelle Mayfield  
City Attorney File No. C29042 (Public Works Agency – Trip and Fall)

President Kernighan and Members of the City Council:

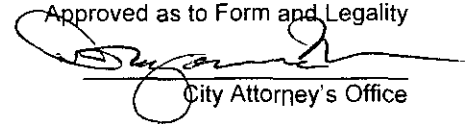
Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled claim for the sum of Twelve Thousand and 00/100 Dollars (\$12,000.00), payable to Isabelle Mayfield and her attorneys, The Wester Law Firm.

This action arises out of a May 21, 2012 trip and fall on 10<sup>th</sup> Street between Oak and Fallon. Settlement of this matter is recommended to avoid the financial risk of an adverse litigation outcome. This matter was heard in closed session on Tuesday, July 30, 2013.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barbara J. Parker'.

BARBARA J. PARKER  
City Attorney

  
City Attorney's Office

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**OAKLAND CITY COUNCIL**

13 JUL 18 AM 11:56  
RESOLUTION NO. \_\_\_\_\_ C.M.S.

BJP:MC

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF ISABELLE MAYFIELD AND HER ATTORNEYS, THE WESTER LAW FIRM, CITY ATTORNEY'S CLAIM NO. C29042, IN THE AMOUNT OF TWELVE THOUSAND AND 00/100 DOLLARS (\$12,000.00) (PUBLIC WORKS AGENCY – TRIP AND FALL)**

**WHEREAS**, on **May 21, 2012**, the claimant allegedly tripped and fell on a City sidewalk at 10<sup>th</sup> Street between Oak and Fallon St.; and

**WHEREAS**, the claimant filed the above entitled claim seeking damages; and

**WHEREAS**, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; now, therefore, be it

**RESOLVED**: That the City Attorney is authorized and directed to settle the matter of our file **C29042**, for the sum of Twelve Thousand and 00/100 Dollars (\$12,000.00), payable to Isabelle **Mayfield** and her attorneys, The Wester Law Firm; 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 Twelve Thousand and 00/100 Dollars (\$12,000.00), payable to Isabelle **Mayfield** and her attorneys, The Wester Law Firm.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF, AND PRESIDENT KERNIGHAN

NOES –  
ABSENT –  
ABSTENTION –

ATTEST:

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