

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

CITY OF OAKLAND



03 DEC -3 PM 1:12

ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney  
John A. Russo

(510) 238-3601  
FAX: (510) 238-6500  
TDD: (510) 839-6451

December 16, 2003

**HONORABLE CITY COUNCIL**  
Oakland, California


President De La Fuente and Members of the City Council:

**Subject:           *Dominick Baker, et al. v. City of Oakland, et. al.***  
**United States District Court**  
**Case No. C 01 3942 MMC**  
**Our Matter No. 21379 (Police Services)**

Pursuant to Section 401 of the Charter, the City Attorney recommends settlement of the above-entitled matter arising out of incidents on October 20, 2000 and December 22, 2000 wherein it is alleged that officers of the Oakland Police Department used excessive force against the plaintiffs.

Due to the risk of an adverse jury verdict under the circumstances, settlement is recommended in the total amount of Twenty-two Thousand Five Hundred Dollars (\$22,500) to be paid by the City of Oakland. The proposed settlement is to be made payable to Dominick Baker, Jeffrey Knight, Garianna Walker, by and through their Guardian Ad litem LaJuana Bobino and LaJuana Bobino and John Burris, Esq., their attorney.

Respectfully submitted,

  
JOHN A. RUSSO  
City Attorney


Attorney Assigned:  
James F. Hodgkins

**10.3CC**  
**ORA/COUNCIL**  
**DEC 16 2003**

03 DEC -3 PM 1:13  
CLERK  
OAKLAND

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.



JFH/aah

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF DOMINICK BAKER, ET AL. v. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C 01-3942 MMC, OUR FILE NO. 21379, IN THE AMOUNT OF \$22,500.00 AS A RESULT OF EXCESS FORCE.**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Dominick Baker, et al v. City of Oakland, et al., United States District Court Case No. C01 3942 MMC, City Attorney's File No. 21379, for a sum not to exceed a total of Twenty-Two Thousand Five Hundred Dollars and No Cents (\$22,500.00) payable by the City of Oakland to Dominick Baker, Jeffrey Knight, Garianna Walker, by and through their Guardian Ad litem LaJuana Bobino and LaJuana Bobino and John Burris, Esq., their attorney of record.

**FURTHER RESOLVED:** That the City Attorney is further authorized and directed to take whatever steps may be necessary to effect said settlement; and be it

**FURTHER RESOLVED:** That the sum of Twenty-Two Thousand Five-Hundred Dollars and No Cents (\$22,500.00) be paid to Dominick Baker, Jeffrey Knight, Garianna Walker, by and through their Guardian Ad litem LaJuana Bobino and LaJuana Bobino and John Burris, Esq., their attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2003

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_  
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California

316207

**10.3 CC**  
**ORA/COUNCIL**  
**DEC 1 6 2003**