

James G. Douglas
City Attorney's Office

13 DEC -6 AM 9:07

OAKLAND CITY COUNCIL

RESOLUTION No. 84750 C.M.S.

JFH
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RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF STATE FARM MUTUAL INS. CO. v. NICOLE MONIQUE CARDEN; CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG13-664366 IN THE AMOUNT OF \$7,500.00 AS A RESULT OF A VEHICLE ACCIDENT AT BROOKLYN & MERRITT AVENUES (OAKLAND PARKING DIVISION-VEHICLE COLLISION)

WHEREAS: State Farm Mutual Insurance Company provided property damage insurance for a vehicle that was struck by a vehicle driven by a City of Oakland employee; and

WHEREAS: The vehicle insured by State Farm Mutual Insurance Company sustained damage as a result of the vehicle collision; 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 State Farm Mutual Ins. Co. v. Nicole Monique Carden; City of Oakland, City Attorney's File No. 29249, for the sum of **Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00)**; 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 **Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00)** be payable to **Clerkin & Sinclair, LLP** In Trust For State Farm.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 10 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. *Latonda Simmons*
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California