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CITY OF OAKLAND



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Office of the City Attorney  
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February 16, 2016

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: The Estate of Fletcher Jackson, et al. v. City of Oakland, et al.**  
**United States District Court No. C12-02101 JCS**  
**City Attorney File No. 28737**  
**(Oakland Police Department – Police Shooting)**

President Gibson-McElhaney and Members of the City Council:

Pursuant to Section 401 of the City Charter, the City Attorney has prepared and requests your approval of a resolution authorizing the compromise and settlement of the above-entitled action. Due to the risk of an adverse jury verdict under the circumstances settlement is recommended in the sum of Seventy-Five Thousand Dollars and No Cents (\$75,000.00) payable to the Law Offices of John L. Burris in trust for Plaintiffs Mary Cobb-Jackson, Yvette Hernandez and Michelle Heard.

This action arises from an incident on May 18, 2011, wherein Mr. Fletcher Jackson and Mr. John Sloan were shot and killed by Oakland Police officers during a police operation on Pleitner Avenue near Curran Avenue. Mr. Jackson and Mr. Sloan both failed to comply with repeated commands to drop their weapon or to show their hands to police officers, resulting in the shootings. The officers had probable cause to believe that Messrs. Jackson and Sloan were about to commit a serious felony.

The Council authorized settlement of this case in Closed Session on Tuesday, February 2, 2016 (moved by Councilmember Reid and seconded by Councilmember Kaplan – 7 Ayes and 1 No – Councilmember Brooks).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barbara J. Parker', written over a horizontal line.

BARBARA J. PARKER  
City Attorney

Attorney Assigned:  
Charles E. Vose

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City Attorney's Office

## OAKLAND CITY COUNCIL

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

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF THE ESTATE OF FLETCHER JACKSON, ET AL. v. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C12-02101 JCS, IN THE AMOUNT OF SEVENTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$75,000.00) AS A RESULT OF A POLICE SHOOTING ON MAY 18, 2011 (OAKLAND POLICE DEPARTMENT)**

**WHEREAS**, Fletcher Jackson and John Sloan were shot and killed by officers with the Oakland Police Department during a police operation in the area of Pleitner Avenue and Curran Avenue on May 18, 2011; and

**WHEREAS**, United States District Court Action C12-02101 JCS was filed against the City of Oakland as a result of this shooting; 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 Estate of Fletcher Jackson, et al. v. City of Oakland, et al., C12-02101 JCS, City Attorney's File No. 28737, for the sum of Seventy-Five Thousand Dollars and No Cents (\$75,000.00); 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 Seventy-Five Thousand Dollars and No Cents (\$75,000.00) be payable to the Law Offices of John L. Burris in trust for Plaintiffs Mary Cobb-Jackson, Yvette Hernandez and Michelle Heard.

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, REID AND  
PRESIDENT GIBSON MCELHANEY

NOES:

ABSENT:

ABSTENTION:

ATTEST: \_\_\_\_\_

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