

11 DEC -8 PM 3:23

CITY OF OAKLAND



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

Office of the City Attorney  
Barbara J. Parker  
City Attorney

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

December 20, 2011

HONORABLE CITY COUNCIL  
Oakland, California

Subject: Lillie Willis, et al. v. City of Oakland, et al.  
United States District Court,  
Northern District of California Case No. C-04-2305 (JW)  
City Attorney File No. 23580 (OPD)

President Reid 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 City Attorney to compromise and settle the above-entitled action. Due to the risk of an adverse jury verdict under the circumstances settlement is recommended in the sum of Forty Thousand Dollars and No Cents (\$40,000.00) payable to The Dennis Cunningham Trust Account in Trust for Lillie Willis and Lavita Oliver.

This action arises from an officer involved shooting of Glen Willis on August 6, 2003. Officer Keith Clement was stabbed by Mr. Willis during the incident. Mr. Willis died as a result of the shooting. This matter was heard in closed session on December 6, 2011.

Respectfully submitted,

  
BARBARA J. PARKER  
City Attorney

Attorney Assigned:  
James F. Hodgkins

11 DEC -8 PM 8:23

# OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

JFH

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LILLIE WILLIS AND LAVITA OLIVER v. CITY OF OAKLAND, UNITED STATES DISTRICT COURT CASE NO. C04-2305 JW, IN THE AMOUNT OF FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000.00) AS A RESULT OF THE SHOOTING DEATH OF GLEN WILLIS ON AUGUST 6, 2003 (POLICE SERVICES AGENCY)**

**WHEREAS:** Glen Willis stabbed Officer Keith Clement and was shot and killed by Oakland Police officers on August 6, 2003;

**WHEREAS:** Lavita Oliver observed the shooting and Lavita Oliver and Lillie Willis survive Glen Willis

**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 Lillie Willis, et al. v. City of Oakland, City Attorney's File No. 23580, for the sum Forty Thousand Dollars and No Cents (\$40,000.00); 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 Forty Thousand Dollars and No Cents (\$40,000.00) be payable to the Dennis Cunningham Trust Account in Trust for Lillie Willis and Lavita Oliver.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2011

**PASSED BY THE FOLLOWING VOTE:**

- AYES- DE LA FUENTE, KERNIHGAN, NADEL, BRUNNER, SCHAFF, BROOKS, KAPLAN and PRESIDENT REID
- NOES-
- ABSENT-
- ABSTENTION-

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