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OFFICE OF THE CITY ATTORNEY
OAKLAND

CITY OF OAKLAND



13 JAN 24 PM 12:36

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Office of the City Attorney
Barbara J. Parker
City Attorney

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February 5, 2013

HONORABLE CITY COUNCIL
Oakland, California


Subject: Joyce L. Dunn v. City of Oakland, et al.
Alameda County Superior Court No. RG11-606266
City Attorney File No. 28489 (Trip & Fall - OPW)

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 action. Due to the risk of an adverse jury verdict under the circumstances settlement is recommended in the sum of Fifteen Thousand Dollars and No Cents (\$34,500.00) payable to Plaintiff Elmirie Robinson and her attorney Wykeisha Orr.

This action arises from an incident on March 5, 2011, wherein Ms. Dunn was injured as a result of a trip and fall accident occurring on 25th Street in Oakland. This matter was heard in closed session on February 5, 2013.

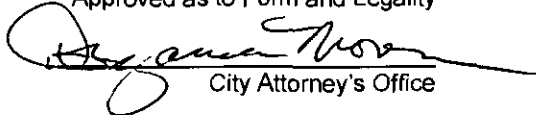
Respectfully submitted,


BARBARA J. PARKER
City Attorney

Attorney Assigned:
James F. Hodgkins

OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality


City Attorney's Office

13 JAN 24 2016 OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

JFH

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JOYCE DUNN v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG11-606266 IN THE AMOUNT OF \$34,500.00 AS A RESULT OF A TRIP AND FALL ACCIDENT ON 25TH STREET (OPW)

WHEREAS: Joyce L. Dunn was injured when she tripped and fell in a pothole on 25th Street and;

WHEREAS: Ms. Dunn sustained serious injuries requiring medical treatment as a result of this accident; 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 Joyce L. Dunn v. City of Oakland, City Attorney's File No. 28489, for the sum of Thirty-Four Thousand Five Hundred Dollars and No Cents (\$34,500.00); 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 Thirty-Four Thousand Five Hundred Dollars and No Cents (\$34,500.00) be payable to Plaintiff Joyce L. Dunn and her attorney Danny Stokes.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

- AYES- SCHAAF, BROOKS, KAPLAN, GALLO, KALB, GIBSON McELHANEY, REID and PRESIDENT KERNIGHAN
- NOES-
- ABSENT-
- ABSTENTION-

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