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CITY OF OAKLAND



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Office of the City Attorney
Barbara J. Parker
City Attorney

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April 3, 2012

HONORABLE CITY COUNCIL
Oakland, California

Subject Jimmy Williams v. City of Oakland, et al.
United States District Court No. C-10-05266-WHA
Our File No. 27827 (OAKLAND POLICE DEPARTMENT –
EXCESSIVE FORCE)

President Reid 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 for the sum of Forty-three Thousand Dollars and No Cents (\$43,000.00) damages payable to the Law Offices of John L. Burris in trust for Jimmy Williams.

This action arises out of Plaintiff's arrest by Oakland Police Department officers on October 25, 2009. This matter was heard in closed session on February 21, 2012.

Respectfully submitted,

A handwritten signature in cursive script that reads "Barbara J. Parker".

BARBARA J. PARKER
City Attorney

Attorney Assigned:
Arlene M. Rosen
904953

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APPROVED AS TO FORM AND LEGALITY

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

AMR/ca

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JIMMY WILLIAMS v. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT NO. C-10-05266 WHA, OUR FILE NO. 27827, IN THE AMOUNT OF \$43,000.00 (OAKLAND POLICE DEPARTMENT –EXCESSIVE FORCE)

WHEREAS, on October 25, 2009 Oakland Police Department officers arrested Plaintiff Jimmy Williams following a citizen call that he was armed with a knife, and Plaintiff has filed a civil rights and personal injury action against the City and the officers for injuries allegedly sustained during the course of his arrest.

WHEREAS, the City has determined to compromise and settle Plaintiff Jimmy Williams' claim against it for the sum of Forty-three Thousand Dollars (\$43,000.00),

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Jimmy Williams v. City of Oakland, et al., United States District Court No. C-10-05266 WHA, City Attorney's File No. 27827, for a sum not to exceed Forty-three Thousand Dollars and No Cents (\$43,000.00) made payable to the Law Offices of John L. Burris in trust for Jimmy Williams.

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 Forty-three Thousand Dollars and No Cents (\$43,000.00) made payable to the Law Offices of John L. Burris in trust for Jimmy Williams.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2012

PASSED BY THE FOLLOWING VOTE:

AYES-DE LA FUENTE, KERNIGHAN, 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