

13 SEP -5 PM 3:25

CITY OF OAKLAND



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September 17, 2013

HONORABLE CITY COUNCIL
Oakland, California

Subject: Claim of Abraham Sanchez
City Attorney File No. C29205 (Oakland Police Department–Auto Collision)

President Kernighan and Members of the City Council:

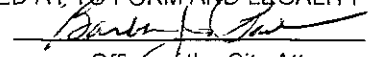
Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled claim for the sum of Nine Thousand Dollars and No Cents (\$9,000.00), payable to Abraham Sanchez and his attorney Child and Gordon.

This action arises out of a March 13, 2012 incident in which an on duty Oakland Police officer backed his vehicle into Abraham Sanchez while he was crossing the street in a marked crosswalk. Settlement of this matter is recommended to avoid the risk of litigation. This matter was heard in closed session on September 17, 2013.

Respectfully submitted,


BARBARA J. PARKER
City Attorney

1198520


Office of the City Attorney

13 SEP -5 PM 3:26

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

BJP

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF ABRAHAM SANCHEZ, CITY ATTORNEY'S CLAIM NO. C29205, IN THE AMOUNT OF NINE THOUSAND DOLLARS AND NO CENTS (\$9,000.00) (POLICE DEPARTMENT- AUTO COLLISION)

WHEREAS, it is alleged that on March 13, 2012, an Oakland Police vehicle backed into the claimant walking in a marked crosswalk, and

WHEREAS, the claimant, through his attorney, filed the above entitled claim seeking damages for said damages, and

WHEREAS, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to settle the claim of Abraham Sanchez, our file C29205, for the sum of Nine Thousand Dollars and No Cents (\$9,000.00) made payable to Abraham Sanchez and his attorney Child and Gordon, 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 Nine Thousand Dollars and No Cents (\$9,000.00) be made payable to Abraham Sanchez and his attorney Child and Gordon.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, SCHAAF, REID AND
PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST:

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