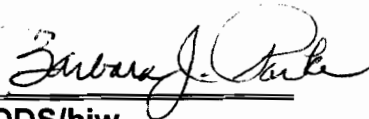


2009 JUL -9 PM 5: 14

OAKLAND CITY COUNCIL

RESOLUTION NO. 82168 C.M.S.


DDS/bjw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF TRINA LIERAS and ALFREDO LIERAS v. CITY OF OAKLAND, et al., ALAMEDA COUNTY SUPERIOR COURT NO. RG07350247 OUR FILE NO. 25825, IN THE AMOUNT OF \$99,670.00 (PUBLIC WORKS AGENCY – PERSONAL INJURY)

WHEREAS: Plaintiff Trina Lieras has filed the above-captioned lawsuit alleging that a dangerous condition of City of Oakland property, to wit a cracked and uneven portion of sidewalk located at 496 Lake Park Avenue caused her to trip and fall; and

WHEREAS: Plaintiff Trina Lieras alleges that she sustained injury and damages caused by the trip and fall; and

WHEREAS: The City of Oakland, without admitting guilt, wrongdoing or liability of any sort whatsoever, believes that it is in the best interest of the City of Oakland to terminate the above-captioned lawsuit through settlement.

THEREFORE BE IT RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Trina Lieras, et al. v. City of Oakland, et al., City Attorney's File No. 25825, for a sum not to exceed Ninety-Nine Thousand, Six Hundred, Seventy Dollars and No Cents (\$99,670.00) made payable to Plaintiffs Trina Lieras and Alfredo Lieras and Philip T. Prince, Esq., their attorney.

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 Ninety-Nine Thousand, Six Hundred, Seventy Dollars and No Cents (\$99,670.00) made payable to Plaintiffs Trina Lieras and Alfredo Lieras and Philip T. Prince, Esq., their attorney.

IN COUNCIL, OAKLAND, CALIFORNIA

JUL 21 2009

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND ~~PRESIDENT~~ DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



LATONDA SIMMONS

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

DATE OF ATTESTATION: _____