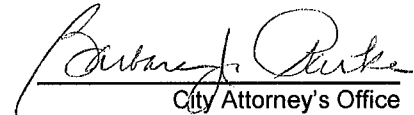


FILED
OFFICE OF THE CITY CLERK
OAKLAND


City Attorney's Office

2018 FEB 23 AM 8:37

OAKLAND CITY COUNCIL

RESOLUTION NO. ~~87092~~ **87092** C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF: OLGA CORTEZ, ET AL., V. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT NO. 16-CV-06256-JSW IN THE AMOUNT OF THIRTY FIVE THOUSAND DOLLARS AND NO CENTS (\$35,000.00) ARISING FROM ALLEGED ASSAULTIVE CONDUCT OF INTOXICATED OFF-DUTY OPD OFFICER ON DECEMBER 7, 2015 (OAKLAND POLICE DEPARTMENT - CIVIL RIGHTS) FOR A TOTAL SETTLEMENT AMOUNT OF THIRTY FIVE THOUSAND AND NO CENTS (\$35,000)

WHEREAS, On December 7, 2015 Ms. Cortez alleges that inebriated off-duty Oakland police officers came to her home and assaulted her in front of her children and husband. Ms. Cortez also alleged civil rights violations in connection with investigative efforts by responding OPD officers. This settlement will resolve all claims against the City in this matter; and

WHEREAS, Ms. Cortez sustained injuries requiring medical treatment as a result of this incident; and

WHEREAS, United States District Court Case No. 16-CV-06256-JSW was filed against the City of Oakland for alleged civil rights violations and misconduct; 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 Olga Cortez, et al. v. City of Oakland, et al, CV-16-06256-JSW for the sum of Thirty-Five Thousand Dollars (\$35,000.00); 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.

IN COUNCIL, OAKLAND, CALIFORNIA


MAR 20 2018

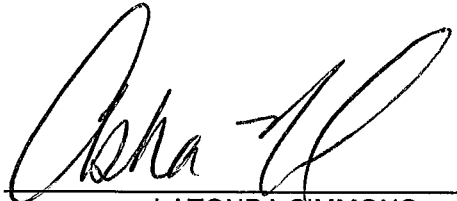
PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL-WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN, KALB, KAPLAN AND PRESIDENT REID

NOES: 

ABSENT: 

ABSTENTION: 

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