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[Signature]
City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 86102 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF AVA WHITMIRE v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG13704223, CITY ATTORNEY'S FILE NO. 30115, IN THE AMOUNT OF ONE HUNDRED THIRTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$135,000.00) (OAKLAND PUBLIC WORKS - DANGEROUS CONDITION)

WHEREAS, Ava Whitmire alleges that she incurred damages as a result of an injury that she sustained due to the condition of public property; and

WHEREAS, Ava Whitmire, filed a personal-injury lawsuit against the City; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Ava Whitmire's claims against it for the sum of One Hundred Thirty-Five Thousand Dollars and No Cents (\$135,000.00) payable by the City of Oakland; now, therefore, be it

RESOLVED: That the City of Oakland is authorized and directed to compromise and settle the case of Ava Whitmire v. City of Oakland, Alameda County Superior Court Case No. RG13704223, City Attorney's File No. 30115, for a sum not to exceed One Hundred Thirty-Five Thousand Dollars and No Cents (\$135,000.00); and be it

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps necessary to effect said settlement; and be it

FURTHER RESOLVED: That the sum of One Hundred Thirty-Five Thousand Dollars and No Cents (\$135,000.00) be paid to Ava Whitmire.

IN COUNCIL, OAKLAND, CALIFORNIA, **APR 19 2016**

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY - 8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST:

[Signature]
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California