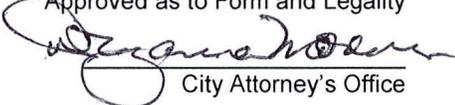


FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality

City Attorney's Office

16 FEB 10 PM 2:08

OAKLAND CITY COUNCIL

Resolution No. 85998 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF KIEU LUU, ET AL. v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG15756460, CITY ATTORNEY'S FILE NO. 30361, IN THE AMOUNT OF TWO MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS AND NO CENTS (\$2,750,000.00) (OAKLAND POLICE DEPARTMENT—PERSONAL INJURY)

WHEREAS, Kieu Luu, Hoa Tran, and Hue Tran ("Plaintiffs") allege that they incurred damages as a result of the acts or omissions of City employees; and

WHEREAS, Plaintiffs filed a survival and wrongful death lawsuit against the City; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiffs' claims against it for the sum of Two Million Seven Hundred Fifty Thousand Dollars and No Cents (\$2,750,000.00) 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 *Kieu Luu, et al. v. City of Oakland, et al.*, Alameda County Superior Court Case No. RG15756460, City Attorney's File No. 30361, for a sum not to exceed Two Million Seven Hundred Fifty Thousand Dollars and No Cents (\$2,750,000.00); 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 Two Million Seven Hundred Fifty Thousand Dollars and No Cents (\$2,750,000.00) be paid to Plaintiffs.

IN COUNCIL, OAKLAND, CALIFORNIA,

FEB 16 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:



LATONDA SIMMONS

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