

13 MAR -8 AM10:19

CITY OF OAKLAND



ONE FRANK OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
Barbara J. Parker
City Attorney

(510) 238-3601
FAX: (510) 238-6500
TDD: (510) 839-6451

March 19, 2013

HONORABLE CITY COUNCIL
Oakland, California

Subject: Sedina Pratt v. City of Oakland, et al.
City Attorney File No. X03772 (Wrongful Termination - OPL)

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 action in the sum of Forty-Seven Thousand Dollars and No Cents (\$47,000.00) payable to Sedina Pratt and her attorney Kathleen McCormac.

This action arises from an incident on October 28, 2011, wherein Ms. Pratt was separated from her employment with the City of Oakland. She subsequently filed a Civil Service Board appeal and a complaint with the Department of Fair Employment and Housing alleging wrongful termination. This matter was heard in closed session on March 19, 2013.

Respectfully submitted,


BARBARA J. PARKER
City Attorney

Attorney Assigned:
Deborah Bialosky - Outside Counsel


City Attorney's Office

13 MAR -8 AM10: 20

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

JFH

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF SEDINA PRATT v. CITY OF OAKLAND, IN THE AMOUNT OF \$47,000.00 AS A RESULT OF WRONGFUL TERMINATION. (PUBLIC LIBRARY – OPL)

WHEREAS: Sedina Pratt was medically separated on October 28, 2011 and;

WHEREAS: Ms. Pratt filed a Civil Service Board appeal of her medical separation and a complaint with the Department of Fair Employment and Housing and;

WHEREAS: In order to avoid the risk of an adverse decision and further attorneys fees under the circumstances;

NOW, THEREFORE, BE IT RESOLVED: That the City Attorney is authorized and directed to compromise and settle the Civil Service Board Appeal and Department of Fair Employment and Housing complaint of Sedina Pratt, City Attorney's File No. X03772, for the sum of Forty-Seven Thousand Dollars and No Cents (\$47,000.00); 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; and be it

FURTHER RESOLVED: That the sum of Forty-Seven Thousand Dollars and No Cents (\$47,000.00) be payable to Sedina Pratt and her attorney Kathleen McCormac.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

- AYES- BROOKS, GALLO, GIBSON McELHANEY, KAPLAN, KALB, REID, SCHAAF, and PRESIDENT KERNIGHAN
- NOES-
- ABSENT-
- ABSTENTION-

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