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Office of the City Attorney  
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City Attorney

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November 16, 2004

HONORABLE CITY COUNCIL  
Oakland, California

President De La Fuente and Members of the City Council

Subject: Resolution Authorizing Settlement of  
Claim of Craige R. Davis  
File Number: C24200

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of Thirteen Thousand Seven Hundred Dollars and No Cents (\$13,700.00), payable to Craige R. Davis as a result of tree roots from an official city tree causing extensive property damage to Mr. Davis' yard, foundation, sidewalk and driveway on July 13, 2004. (Public Works Agency) This was not a closed session item.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO  
City Attorney

OAKLAND CITY COUNCIL

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

RESOLUTION No. \_\_\_\_\_

C.M. 2004 NOV -4 AM 11:21

JAR: end

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF CRAIGE R. DAVIS, IN THE AMOUNT OF THIRTEEN THOUSAND SEVEN HUNDRED DOLLARS AND NO CENTS (\$13,700.00), AS A RESULT OF PROPERTY DAMAGE SUSTAINED AS A RESULT OF TREE ROOTS FROM A CITY TREE (OPW)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the claim of Craige R. Davis, our file number C24200, for the sum of Thirteen Thousand Seven Hundred Dollars and No Cents (\$13,700.00), payable to Craige R. Davis.

**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 Thirteen Thousand Seven Hundred Dollars and No Cents (\$13,700.00), be paid to Craige R. Davis.

In Council, Oakland, California, \_\_\_\_\_, 2004

**PASSED BY THE FOLLOWING VOTE:**

AYES- BRUNNER, CHANG, BROOKS, NADEL, REID, QUAN, WAN AND  
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

Attest: \_\_\_\_\_

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