

CITY OF OAKLAND
OFFICE OF THE CITY ATTORNEY
OAKLAND



04 NOV 18 PM 3:30

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Office of the City Attorney
John A. Russo
City Attorney

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December 7, 2004

HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council:

Subject: Jameel Harriel v. City of Oakland, et. al
United States District Court No. C 03-03091 EDL
Our File No.: 23178

Pursuant to §401 of the Charter, and the action of the Council at its November 16, 2004 closed session, 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 Sixty Thousand Dollars (\$60,000.00) payable to Jameel Harriel and his attorneys, John L. Burris, Esq. and James Chanin, Esq.

Harriel contends that he was arrested with out probable cause and that excessive force was used. This settlement is recommended as a compromise of this matter and to avoid a potentially adverse jury verdict.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

NOV 18 PM 6:22
SQR

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO SETTLE THE CASE OF JAMEEL HARRIEL V. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C 03-03091 EDL, OUR FILE NO. 23178, IN THE AMOUNT OF \$ 60,000.00. THIS CASE INVOLVES USE OF FALSE ARREST AND EXCESSIVE FORCE. (OAKLAND POLICE DEPARTMENT-ALLEGED CIVIL RIGHTS VIOLATION)

RESOLVED: That the City Attorney is authorized and directed to settle the case of Jameel Harriel v. City of Oakland et al., United States District Court Case No. C 03-03091 EDL, City Attorney's File No. 23178 for a sum not to exceed Sixty Thousand Dollars (\$60,000.00.), payable to Jameel Harriel and his attorneys, John L. Burris, Esq. and James Chanin, Esq.

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

FURTHER RESOLVED: That the sum of Sixty Thousand Dollars (\$60,000.00.), payable to Jameel Harriel and his attorneys, John L. Burris, Esq. and James Chanin, Esq..

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20__

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, DE LA FUENTE, MAYNE, NADEL, REID, QUAN, and WAN

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California