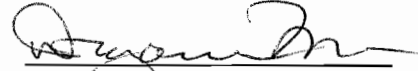


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Office of the City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 84482 C.M.S.

COT:lvg

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF BRENDRY MABRY v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG12616548, CITY ATTORNEY'S FILE NO. 28551, IN THE AMOUNT OF TWENTY-EIGHT THOUSAND, FIVE HUNDRED DOLLARS AND NO CENTS (\$28,500.00) (PUBLIC WORKS AGENCY – TRIP AND FALL)

WHEREAS, on January 10, 2011, Plaintiff Brendry Mabry suffered personal injuries when she tripped and fell adjacent to 3331 Lakeshore Avenue; and

WHEREAS, the Plaintiff filed the above entitled lawsuit seeking damages for said injuries; and

WHEREAS, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; now therefore, be it

RESOLVED: that the City Attorney is authorized and directed to settle the matter of Brendry Mabry v. City of Oakland, et al. Alameda County Superior Court Case No. RG12616548, City Attorney File No. 28551, for the sum of Twenty-Eight Thousand, Five Hundred Dollars and No Cents (\$28,500.00) payable to plaintiff Brendry Mabry and her attorney of record David G. Smith; 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 Twenty-Eight Thousand, Five Hundred Dollars and No Cents (\$28,500.00) be made payable to plaintiff Brendry Mabry and her attorney of record David G. Smith.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 2 2013, 20_____


PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, ~~GIBSON McELHANEY~~, KALB, KAPLAN, SCHAAF, REID AND PRESIDENT KERNIGHAN - 7

NOES - 0

ABSENT - Gibson McElhaney - 1

ABSTENTION - 0

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