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FEB 23 2006

CITY OF OAKLAND



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Office of the City Attorney
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City Attorney

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March 7, 2006

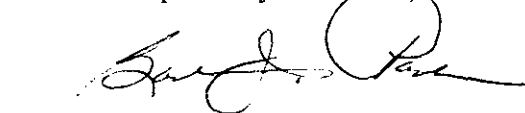
HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council

**Subject: Resolution Authorizing Settlement with Reliant Energy
In Wholesale Electricity Antitrust Cases
(People of State of California, ex rel Bill Lockyer, et al. v. Reliant
Energy, et al., U.S. District Ct. (N.D.Cal.) Case No. C-02-1788-VRW)**

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of Six Hundred Sixty Six Thousand Six Hundred Sixty Six Dollars and 67 Cents (\$666,666.67), payable to the City of Oakland in exchange for dismissing Reliant from law suits that Oakland and other cities, counties and state entities filed against various energy companies alleging that they unlawfully limited the energy available to California markets, conspired to trade information relating to energy supply, pricing and demand, and collaborated to illegally raise the prices for energy on the market. This was a closed session item.

Respectfully submitted,


for JOHN A. RUSSO
City Attorney

Settled & resolved

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK
11/15/06

RESOLUTION NO. _____ C.M.S.

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RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE WITH RELIANT ENERGY IN THE WHOLESALE ELECTRICITY ANTITRUST CASES (*People of the State of Cal. ex rel. Bill Lockyer et al. v. Reliant energy, et al.*, , (USDC-Northern District No. CV 02-1788-VRW) and all related cases against Reliant Energy before different courts in related appellate proceedings.), IN THE AMOUNT OF \$666,666.67

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the Reliant Energy component of the Wholesale Electricity Antitrust case, for the sum of Six Hundred Sixty Six Thousand Six Hundred Sixty Six Dollars and 67 Cents (\$666,666.67) payable to the City of Oakland.

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps as may be necessary to effect said settlement.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2006

PASSED BY THE FOLLOWING VOTE:

- AYES- BROOKS, BRUNNER, KERNIGHAN, CHANG, NADEL, REID, QUAN, AND PRESIDENT DE LA FUENTE
- NOES-
- ABSENT-
- ABSTENTION-

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