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CITY OF OAKLAND



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Office of the City Attorney  
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September 19, 2017

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: Edna Dickson v. City of Oakland  
Alameda County Superior Court No. RG15-756269  
City Attorney File No. 30153  
(Public Works – Dangerous Condition)**

President Larry Reid and Members of the City Council:

Pursuant to Section 401 of the City Charter, the City Attorney has prepared and requests your approval of a resolution authorizing the compromise and settlement of the above-entitled action. Due to the risk of an adverse jury verdict under the circumstances settlement is recommended in the sum of Thirty Five Thousand Dollars and No Cents (\$35,000.00) payable to Plaintiff Edna Dickson and her attorney Scott R. Bennett.

This action arises from an incident on January 1, 2014, wherein Mrs. Dickson tripped and fell on a sidewalk defect at Embarcadero West and Clay Street.

The Council authorized settlement of this case in Closed Session on Tuesday, July 18, 2017 (moved by Councilmember Larry Reid and seconded by Councilmember Noel Gallo – 6 Ayes, 2 Absent – Councilmembers Brooks and Kalb).

Respectfully submitted,

A handwritten signature in cursive script that reads "Barbara J. Parker".

BARBARA J. PARKER  
City Attorney

Attorney Assigned:  
Christina Lum

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City Attorney's Office

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF EDNA DICKSON v. CITY OF OAKLAND, ET AL, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG15-756269, IN THE AMOUNT OF THIRTY FIVE THOUSAND DOLLARS AND NO CENTS (\$35,000.00) AS A RESULT OF A TRIP AND FALL ACCIDENT ON JANUARY 1, 2014 (PUBLIC WORKS - DANGEROUS CONDITION)**

**WHEREAS**, Edna Dickson was injured when she tripped and fell on a City sidewalk at Embarcadero West and Clay Street in Oakland on January 1, 2014; and

**WHEREAS**, Mrs. Dickson sustained injuries requiring medical treatment as a result of this accident; and

**WHEREAS**, Alameda County Superior Court Action RG15-756269 was filed against the City of Oakland alleging a dangerous condition of public property; and

**WHEREAS**, in order to avoid the risk of an adverse jury verdict under the circumstances; now therefore, be it

**RESOLVED**: That the City Attorney is authorized and directed to compromise and settle the case of Edna Dickson v. City of Oakland, RG15-756269, City Attorney's File No. 30153, for the sum of Thirty Five Thousand Dollars and No Cents (\$35,000.00); 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.

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL-WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN, KALB, KAPLAN AND PRESIDENT REID

NOES:

ABSENT:

ABSTENTION:

ATTEST: \_\_\_\_\_

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