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CITY OF OAKLAND



ONE FRANK OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney  
John Russo  
City Attorney

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October 19, 2010

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: Monica Sanchez v. City of Oakland**  
**Alameda County Superior Court No. RG09-433404**  
**City Attorney File No. 26625 (Public Works Agency)**

President Brunner and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing the City Attorney to compromise and settle the above-entitled action. Due to the risk of an adverse jury verdict under the circumstances settlement is recommended in the sum of Ten Thousand Dollars and No Cents (\$10,000.00) payable to Plaintiff Monica Sanchez and Jules F. Bonjour, her attorney. This matter was not heard in closed session.

This action arises from a trip and fall on January 30, 2008 at the intersection of Wellington Street and Park Boulevard. Thirty year old Monica Sanchez was injured when she tripped on an alleged defect on the curb and fell. Ms. Sanchez claims that the curb was in a dangerous condition. She sustained serious injuries requiring extensive medical treatment as a result of this accident.

Respectfully submitted,

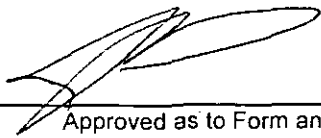
A handwritten signature in black ink, appearing to read 'John A. Russo', written over a horizontal line.

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
CHARLES E. VOSE

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Approved as to Form and Legality

# OAKLAND CITY COUNCIL

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

CEV

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MONICA SANCHEZ v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG09-433404, IN THE AMOUNT OF \$10,000.00 AS A RESULT OF AN ALLEGED DANGEROUS CONDITION OF PUBLIC PROPERTY ON A CURB AT THE CORNER OF WELLINGTON STREET AND PARK BOULEVARD ON JANUARY 30, 2008 (PUBLIC WORKS AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Monica Sanchez v. City of Oakland, City Attorney's File No. 26625, for the sum of Ten Thousand Dollars and No Cents (\$10,000.00); 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; and be it

**FURTHER RESOLVED:** That the sum of Ten Thousand Dollars and No Cents (\$10,000.00) be payable to Plaintiff Monica Sanchez and Jules F. Bonjour, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2010

**PASSED BY THE FOLLOWING VOTE:**

AYES- DE LA FUENTE, KERNIHGAN, NADEL, REID, QUAN, BROOKS, KAPLAN and PRESIDENT BRUNNER  
NOES-  
ABSENT-  
ABSTENTION-

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