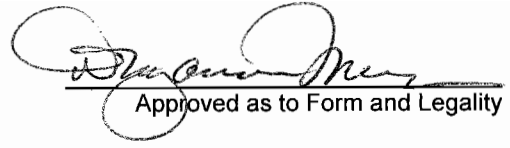


FILED
OFFICE OF THE CITY CLERK
OAKLAND


Approved as to Form and Legality

12 OCT 31 PM 2:48

OAKLAND CITY COUNCIL

RESOLUTION No. 84085 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ALLIANCE RECYCLING, INC. V. CITY OF OAKLAND ET AL. ALAMEDA COUNTY SUPERIOR COURT NO. RG10509612 IN THE AMOUNT OF \$73,800 (CITY ADMINISTRATOR, POLICE SERVICES AGENCY)

WHEREAS: Plaintiff Alliance Recycling, Inc., filed the above-referenced action to enjoin a conditional use permit revocation hearing and to obtain records from the City;

WHEREAS: The City has determined to compromise and settle Plaintiff's claims in the action against the City for the sum of \$73,800 (Seventy-three thousand eight hundred dollars); therefore

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Alliance Recycling, Inc. v. City of Oakland et al. Alameda County Superior Court No. RG10509612, City Attorney's File No. X03509, for a sum not to exceed \$73,800 (Seventy-three thousand eight hundred dollars), payable by 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; and be it

FURTHER RESOLVED: That the sum of \$73,800 (Seventy-three thousand eight hundred dollars) be paid to Plaintiff Alliance Recycling, Inc., and Robert A. Bernheimer, APLC Attorney Client Trust Account, plaintiff's attorney's trust account.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 13 2012, 2012

PASSED BY THE FOLLOWING VOTE:

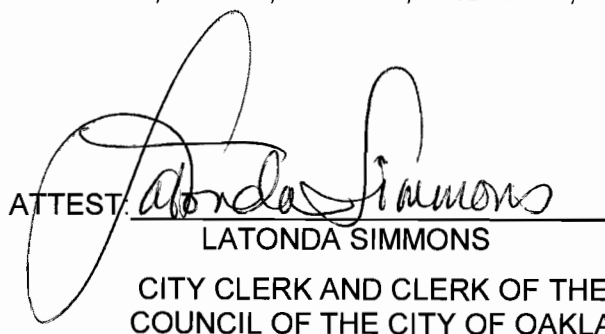
AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, BRUNNER, AND
PRESIDENT REID -8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:


LATONDA SIMMONS
CITY CLERK AND CLERK OF THE
COUNCIL OF THE CITY OF OAKLAND