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OAKLAND CITY COUNCIL

RESOLUTION No. 80163 C.M.S.

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RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF CHU K. ALLEN v. CITY OF OAKLAND, SUPERIOR COURT, COUNTY OF ALAMEDA, CASE NO. RG05228221, IN THE AMOUNT OF \$48,000.00 AS A RESULT OF TRIP AND FALL ON THE SIDEWALK AT 331 CLIFTON AVENUE (PUBLIC WORKS - PREMISES LIABILITY)

WHEREAS, on August 17, 2005, Chu K. Allen sued the City of Oakland after the plaintiff tripped and fell over uneven sidewalk at 331 Clifton Avenue on April 12, 2004; and

WHEREAS, on September 19, 2006, after careful and due consideration, the Oakland City Council at closed session authorized settlement of Chu K. Allen's claims in this referenced matter for the collective amount of Forty-Eight Thousand Dollars and No Cents (\$48,000.00); and

WHEREAS, Chu K. Allen has agreed to accept the collective amount of Forty-Eight Thousand Dollars and No Cents (\$48,000.00) as full settlement of her claims in this referenced action; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Chu K. Allen v. City of Oakland, et al., City Attorney's File No. 24385, for the sum of Forty-Eight Thousand Dollars and No Cents (\$48,000.00); 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 Forty-Eight Thousand Dollars and No Cents (\$48,000.00) be payable to Chu K. Allen and Douglas A. MacDonald, Esq., her attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA.

PASSED BY THE FOLLOWING VOTE:

OCT - 3 2006

AYES- BROOKS, ~~BRUNNER~~, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND

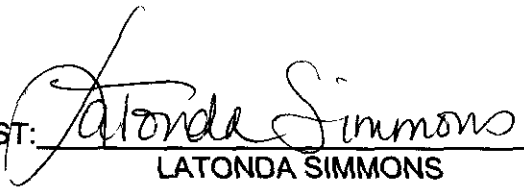
~~PRESIDENT DE LA FUENTE~~ - 6

NOES- 0

ABSENT- Brunner - 1

ABSTENTION- 0

Excused- De La Fuente - 1

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