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CITY OF OAKLAND



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

Office of the City Attorney
John A. Russo
City Attorney
Jannie Wong, Deputy City Attorney

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September 21, 2004
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HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council:

**Subject: Eleanor Colbert v. City of Oakland, et al.
Alameda County Superior Court Action No. RG0303099523
City Attorney File No. 22895**

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution authorizing and recommends settlement of the above-captioned matter, for the sum of Fifteen Thousand Dollars and No Cents (\$15,000.00), payable to Plaintiff Eleanor Colbert and her attorney, Leonard Becker, Esq.

This action arises from plaintiff's injury on September 10, 2002 arising out of a trip and fall accident in the vicinity of 9750 Golf Links Road. The settlement was approved by the City Council at closed session on July 20, 2004.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO
City Attorney

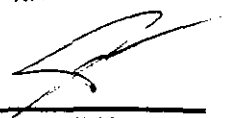
Attorney Assigned:
Jannie L. Wong

10.4cc
ORA/COUNCIL
SEP 21 2004

OAKLAND CITY COUNCIL/REDEVELOPMENT AGENCY

RESOLUTION No. _____

C.M.S. AUG 23 AM 10:38



JLW:kj:ke

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ELEANOR COLBERT v. CITY OF OAKLAND, ET AL., SUPERIOR COURT, COUNTY OF ALAMEDA, CASE NO. RG03-099523, IN THE AMOUNT OF \$15,000.00 AS A RESULT OF A TRIP AND FALL ACCIDENT IN THE VICINITY OF 9750 GOLF LINKS ROAD, OAKLAND, ON SEPTEMBER 10, 2002 (PUBLIC WORKS AGENCY)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Eleanor Colbert v. City of Oakland, City Attorney's File No. 22895, for the sum of Fifteen Thousand Dollars and No Cents (\$15,000.00).

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 Fifteen Thousand Dollars and No Cents (\$15,000.00) be payable to plaintiff Eleanor Colbert and Leonard Becker, Esq., her attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2004

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, MAYNE, NADEL, REID, QUAN, WAN, AND PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California

10.4CC

ORA/COUNCIL
SEP 21 2004