

OAKLAND CITY COUNCIL

2010 SEP -2 PM 4: 19

RESOLUTION No. 82971 C.M.S.

JFH

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF KATHLEEN LOBROVICH v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NOS. RG08-389328 & HG09-429737, IN THE AMOUNT OF \$125,000.00 AS A RESULT OF BEING HIT AND KNOCKED TO THE GROUND BY AN OAKLAND POLICE DOG RUNNING AT A HIGH RATE OF SPEED (OAKLAND POLICE DEPT - OPD)**

**WHEREAS:** This item was approved in closed session of the City Council on July 20, 2010. Due to a clerical error, the settlement was approved in the amount of \$120,000.00 but the actual amount of the agreed settlement was and is \$125,000.00; and be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Kathleen Lobrovich v. City of Oakland and Commerce & Industry Insurance Company v. City of Oakland City Attorney's File Nos. 26362-A & 26362-B, for the sum of One Hundred Twenty-Five Thousand Dollars and No Cents (\$125,000.00); 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 One Hundred Twenty-Five Thousand Dollars and No Cents (\$125,000.00) be payable to Plaintiff Kathleen Lobrovich and George Carmelengo, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 21 2010

**PASSED BY THE FOLLOWING VOTE:**

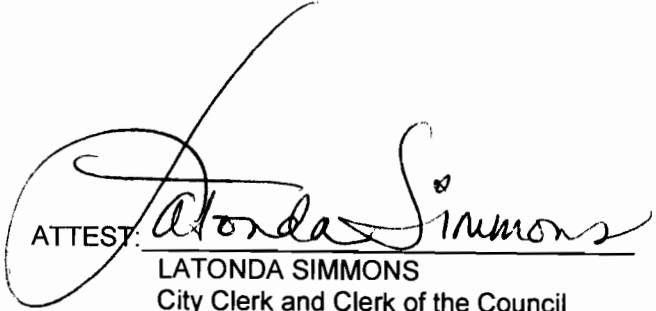
AYES- DE LA FUENTE, KERNIHGAN, NADEL, ~~REID~~, QUAN, BROOKS, KAPLAN and PRESIDENT BRUNNER - 7

NOES- 0

ABSENT- Reid- 1

ABSTENTION- 0

ATTEST:

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