



CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ARJUNA TWOMBLY V. CITY OF OAKLAND, AND DOES 1 THROUGH 50, ALAMEDA COUNTY SUPERIOR COURT CASE NO. 24CV060264, CITY ATTORNEY FILE NO. 36093, BY PAYMENT IN THE AMOUNT OF FORTY THOUSAND DOLLARS AND NO CENTS (\$40,000.00) (DEPARTMENT OF TRANSPORTATION – DANGEROUS CONDITION)

WHEREAS, Plaintiff Arjuna Twombly alleges that on the evening of October 22, 2022, while riding a bicycle in the bicycle lane on Adeline Street at West Grand Ave., Twombly rode into a downed traffic-signal light that had fallen into the lane, causing Twombly to fall off of the bicycle and fracture the left elbow; and

WHEREAS, Twombly seeks damages for medical expenses and pain and suffering; and

WHEREAS, Twombly filed a lawsuit against the City of Oakland in *Arjuna Twombly v. City of Oakland*, Alameda County Superior Court Case No. 24CV060264, City Attorney File No. 36093, asserting the City of Oakland is liable for a dangerous condition of public property under Government Code section 835, et seq.; and

WHEREAS: the City has considered all the evidence, litigation costs, and litigation risks in the case and determined to pay \$40,000.00 to settle Twombly's claims, without admitting any wrongdoing or liability; now, therefore, be it

RESOLVED: that the City Attorney is authorized and directed to compromise and settle *Arjuna Twombly v. City of Oakland*, Alameda County Superior Court case no. 24CV060264, City Attorney File No. 36093, for the sum of \$40,000.00, payable to Plaintiff Arjuna Twombly; and be it;

FURTHER RESOLVED: that the City Attorney is authorized and directed to take whatever steps may be necessary to effect said settlement.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, GALLO, RAMACHANDRAN, UNGER, WANG, FIFE, HOUSTON, AND
PRESIDENT JENKINS

NOES –
ABSENT –
ABSTENTION –

ATTEST: _____
ASHA REED
City Clerk and Clerk of the Council of the City
of Oakland, California