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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

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March 1, 2011

HONORABLE CITY COUNCIL
Oakland, California

Subject: Muldrow v. City of Oakland, et al.
Alameda County Superior Court No. RG09483462
Our File No. 27460 (PUBLIC WORKS AGENCY – TRIP AND FALL)

President Brunner and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled action for the sum of One Hundred Fifty-five Thousand Dollars and No Cents (\$155,000.00) payable to Plaintiff Norma Muldrow and her attorney, the Law Offices of Weber & Nierenberg.

This action arises out of a trip and fall on a cracked and uneven sidewalk in front of 6526 Tremont Avenue on April 4, 2009. This matter was heard in closed session on February 15, 2011.

Respectfully submitted,

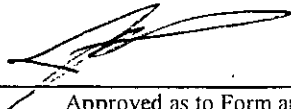
A handwritten signature in black ink, appearing to be 'John A. Russo', written over a horizontal line.

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Arlene Rosen

748767

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Approved as to Form and Legality

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MULDROW V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG09483462 IN THE AMOUNT OF \$155,000.00 (PUBLIC WORKS AGENCY – TRIP AND FALL)

WHEREAS: The City has determined to compromise and settle Plaintiff Norma Muldrow's claim against it for the sum of One Hundred Fifty-five Thousand Dollars and no Cents (\$155,000.00);

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Muldrow v. City of Oakland, Alameda County Superior Court No. RG09483462, City Attorney's File No. 27460, for a sum not to exceed One Hundred Fifty-five Thousand Dollars and no Cents (\$155,000.00), 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 One Hundred Fifty-five Thousand Dollars and no Cents (\$155,000.00), be paid to Norma Muldrow and the Law Offices of Weber & Nierenberg, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2011

PASSED BY THE FOLLOWING VOTE:

AYES- DE LA FUENTE, KERNIHGAN, NADEL, BRUNNER, SCHAAF, BROOKS, KAPLAN and
PRESIDENT REID

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS

CITY CLERK AND CLERK OF THE
COUNCIL OF THE CITY OF OAKLAND