

# CITY OF OAKLAND



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October 1, 2024

HONORABLE CITY COUNCIL  
Oakland, California

**Subject:** *Sheila Hoover v. City of Oakland, and DOES 1 through 25, inclusive*  
**Alameda County Superior Court Case No. 23CV029968**  
**City Attorney File No. 35508**  
**(Department of Transportation – Dangerous Condition)**

President Fortunato Bas 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 lawsuit for the sum of Thirty-Five Thousand Dollars and Zero Cents (\$35,000.00), payable to Sheila Hoover and their counsel.

Plaintiff Sheila Hoover (“Hoover”) alleges that on May 6, 2022, Hoover tripped and fell in the street near 3107 Eastman Avenue. Hoover alleges that Hoover fell because the heel of Hoover’s right shoe became lodged in a crack in the street. Hoover claims the crack constituted a dangerous condition of public property of which the City had notice. Hoover suffered a fractured right wrist, chipped a tooth, and received medical care for these injuries. Hoover seeks economic and general damages.

The City has determined that settlement in the amount of \$35,000.00, without admitting liability and to avoid litigation, is in the City’s best interest.

The City Council authorized settlement of this case in Closed Session on Thursday, September 19, 2024 (moved by Councilmember Noel Gallo and seconded by President Pro Tem Dan Kalb - 6 Ayes, 2 Excused – Councilmembers Janani Ramachandran and Treva Reid).

Respectfully submitted,

A handwritten signature in blue ink that reads "Barbara J. Parker".

Barbara J. Parker  
City Attorney

Assigned Attorney:  
Hans Moore, Deputy City Attorney