

12 JUN -6 PM 2:12

CITY OF OAKLAND



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Office of the City Attorney
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City Attorney

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June 19, 2012

HONORABLE CITY COUNCIL
Oakland, California

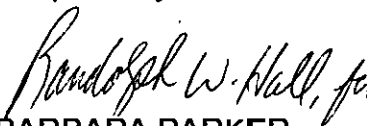
President Reid and Members of the City Council:

Subject: Antonea Brown v. Officer S. Faleanfne
United States District Court No. CV113373 JCS
City Attorney File No. 27593

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 the total amount of \$7,500.00, payable to plaintiff Antonea Brown.

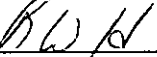
This action arises out of the alleged use of excessive force during Antonea Brown's arrest on November 9, 2009. Settlement of this matter is recommended to avoid the risk of a more adverse jury verdict. This matter was heard in closed session on June 5, 2012.

Respectfully submitted,


BARBARA PARKER
City Attorney

Attorney assigned:
Carolyn O. Tsai

Doc. No.: 921387



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OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

COT: ljj

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ANTONEA BROWN V. OFFICER S. FALEAFINE, UNITED STATES DISTRICT COURT CASE NO. CV113373JCS, CITY ATTORNEY'S FILE NO. 27593, IN THE AMOUNT OF SEVEN THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (\$7,500.00). (POLICE DEPARTMENT).

WHEREAS, the Plaintiff has filed a lawsuit alleging violation of her Fourth Amendment rights during her November 9, 2009 arrest, and

WHEREAS, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; and now therefore, be it

RESOLVED: that the City Attorney is authorized and directed to settle the matter of Antonea Brown v. Officer S. Faleafine, United States District Court Case No. CV113373 JCS, City Attorney File No. 27593, for the sum of Seven Thousand Five Hundred Dollars And Zero Cents (\$7,500.00): payable to plaintiff Antonea Brown, 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 Seven Thousand Five Hundred Dollars And Zero Cents (\$7,500.00) be made payable to plaintiff Antonea Brown.

IN COUNCIL, OAKLAND, CALIFORNIA, _____,

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST:

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