

2011 JUL 28 PM 12:15

# OAKLAND CITY COUNCIL

RESOLUTION NO. 83456 C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF SHANKS V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG10525839 IN THE AMOUNT OF \$80,000.00 (PUBLIC WORKS AGENCY – TRIP AND FALL)**

**WHEREAS:** Plaintiff Dorothy Shanks fell on an uneven sidewalk in front of 9859 Elmar Avenue, causing her serious physical injury;

**WHEREAS:** The City has determined to compromise and settle Plaintiff Dorothy Shanks' claim against it for the sum of Eighty Thousand Dollars and no Cents (\$80,000.00);

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Shanks v. City of Oakland, Alameda County Superior Court No. RG10525839, City Attorney's File No. 27767, for a sum not to exceed Eighty Thousand Dollars and no Cents (\$80,000.00), payable by the City of Oakland.

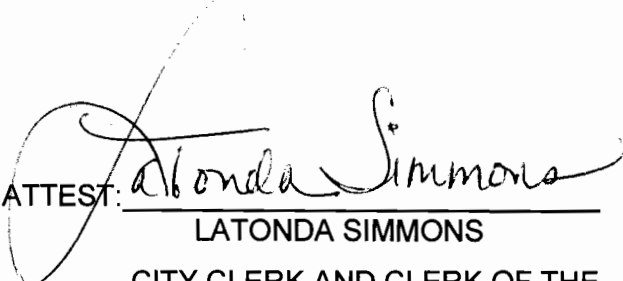
**FURTHER RESOLVED:** That the City Attorney is further authorized and directed to take whatever steps as may be necessary to effect said settlement; and be it

**FURTHER RESOLVED:** That the sum of Eighty Thousand Dollars and no Cents (\$80,000.00), be paid to Dorothy Shanks and Robbins, Fettner & LemMon, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 5 2011, 2011

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHA, NADEL, SCHAAF, BRUNNER  
AND PRESIDENT REID - 8  
NOES- 0  
ABSENT- 0  
ABSTENTION- 0

ATTEST:   
LATONDA SIMMONS  
CITY CLERK AND CLERK OF THE  
COUNCIL OF THE CITY OF OAKLAND