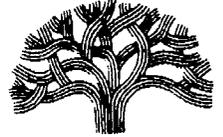


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CITY OF OAKLAND



ONE FRANK H. OGAWA PLAZA • 6<sup>TH</sup> FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney  
Barbara Parker  
City Attorney

(510) 238-3601  
FAX: (510) 238-6500  
TDD: (510) 839-6451

May 1, 2018

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: Courtney Jones v. City of Oakland**  
**Case No. RG16825542**  
City Attorney File No. 31044  
(Oakland Public Works – Dangerous Condition)

President Reid 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 claim for the sum of Fifty-Five Thousand Dollars and No Cents (\$55,000.00), payable to Plaintiff Courtney Jones and her attorney Brian L. Larsen.

This action arises out of an incident that occurred on August 26, 2015, wherein Mr. Jones hit a pothole on Perkins Street in Oakland and fell off his motorcycle, fracturing his ankle.

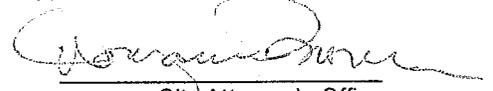
The Council authorized settlement of this case in Closed Session on Tuesday, March 20, 2018 (moved by Councilmember Lynette Gibson McElhaney and seconded by Councilmember Noel Gallo - 7 Ayes, 1 Absent – Councilmember Dan Kalb).

Respectfully submitted,

A handwritten signature in black ink that reads "Barbara J. Parker for". The signature is written in a cursive style.

BARBARA J. PARKER  
City Attorney

Attorney Assigned:  
Ana Gardea

  
City Attorney's Office

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

18 APR 18 PM 1:20 OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF COURTNEY JONES v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG16825542, IN THE AMOUNT OF FIFTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$55,000.00) AS A RESULT OF MOTORCYCLE ACCIDENT ON AUGUST 26, 2015 (OAKLAND PUBLIC WORKS – DANGEROUS CONDITION)**

**WHEREAS**, Courtney Jones was injured when he hit a pothole on Perkins Street in Oakland and fell off his motorcycle on August 26, 2015; and

**WHEREAS**, Mr. Jones sustained injuries requiring medical treatment as a result of this incident; and

**WHEREAS**, Alameda County Superior Court Action RG16825542 was filed against the City of Oakland alleging a dangerous condition of public property; and

**WHEREAS**, in order to avoid the risk of an adverse jury verdict under the circumstances; now, therefore, be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Courtney Jones v. City of Oakland, RG16825542, City Attorney's File No. 31044, for the sum of Fifty-Five Thousand Dollars and No Cents (\$55,000.00); 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.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN, KALB, KAPLAN, AND PRESIDENT REID

NOES:

ABSENT:

ABSTENTION:

ATTEST: \_\_\_\_\_

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