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CITY OF OAKLAND



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January 21, 2014

HONORABLE CITY COUNCIL
Oakland, California

Subject: Tony Ray Jones v. City of Oakland, et al.
United States District Court Case No. CV12-1416
Our Matter No. 28889 (Oakland Police Department)

President Kernighan 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. Due to the risk of an adverse jury verdict under the circumstances, settlement is recommended in the sum of One Hundred Twenty-five Thousand Dollars and No Cents (\$125,000.00) payable to Tony Ray Jones and Waukeen Q. McCoy, his attorney.

This action arises from an officer involved shooting on February 12, 2012.

The Council authorized settlement of this case in Closed Session on Tuesday, October 29, 2013 (moved by Councilmember Gallo seconded by Councilmember - Schaaf - 7 Ayes, 0 Noes, 1 Absent – Councilmember Reid)

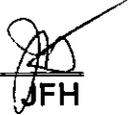
Respectfully submitted,


BARBARA J PARKER
City Attorney

Attorney Assigned
JAMES F HODGKINS

14 JAN -6 PM 12: 26 OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.


JFH

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF TONY RAY JONES V. CITY OF OAKLAND, ET AL. UNITED STATES DISTRICT COURT CASE NO. CV12-1416 IN THE AMOUNT OF \$125,000 AS A RESULT OF AN OFFICER INVOLVED SHOOTING ON FEBRUARY 12, 2012

WHEREAS: Tony Ray Jones was shot by an Oakland police officer on February 12, 2012, and

WHEREAS: Tony Ray Jones sustained injuries as a result of the shooting that required medical care and will require medical care in the future, 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 Tony Ray Jones v City of Oakland, et al City Attorney's File No 28889, for the sum of One Hundred Twenty-five Thousand Dollars and No Cents (\$125,000 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, and be it

FURTHER RESOLVED: That the sum of One Hundred Twenty-five Thousand Dollars and No Cents (\$125,000 00) be payable to Tony Ray Jones and Waukeen McCoy, his attorney

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2014

PASSED BY THE FOLLOWING VOTE

AYES SCHAAF, BROOKS, KAPLAN, GALLO, KALB, GIBSON McELHANEY, REID and
PRESIDENT KERNIGHAN

NOES

ABSENT

ABSTENTION

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