

FILED
OFFICE OF THE CITY CLERK
OAKLAND

[Signature]
Office of the City Attorney

2013 APR 25 PM 3:50 **OAKLAND CITY COUNCIL**

RESOLUTION NO. 84342 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JACQUELINE DIXON v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG11-559368, IN THE AMOUNT OF SIXTY-ONE THOUSAND SIX-HUNDRED SIXTY-SEVEN DOLLARS AND NO CENTS (\$61,667.00) AS A RESULT OF A FALL ON A CITY SIDEWALK AT 2859 MANDELA PARKWAY ON JUNE 10, 2009 (PUBLIC WORKS AGENCY – TRIP AND FALL)

WHEREAS, Plaintiff Jacqueline Dixon fell on a City sidewalk at 2859 Mandella Parkway on June 10, 2009 causing her to sustain serious injuries that required medical treatment; and

WHEREAS, Alameda County Superior Court Case No. RG11-559368 resulted from this incident; and;

WHEREAS, It is in the City's best interest to settle this case to avoid the possibility of an adverse jury verdict;

NOW, THEREFORE, BE IT RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Jacqueline Dixon v. City of Oakland, et al., Alameda County Superior Court Case Number RG11-559368, City Attorney's Office File No. 27573, for the sum of Sixty-One Thousand Six-Hundred Sixty-Seven Dollars and No Cents (\$61,667.00); 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 Sixty-One Thousand Six- Hundred Sixty-Seven Dollars and No Cents (\$61,667.00) be payable to Plaintiff Jacqueline Dixon and Stephen H. Cornet, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

MAY 7 2013

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF, AND PRESIDENT KERNIGHAN - 8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST *[Signature]*
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California