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CITY OF OAKLAND



10 MAY 20 PM 3:09

ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
John A. Russo
City Attorney

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June 1, 2010

HONORABLE CITY COUNCIL
Oakland, California

President Jane Brunner and Members of the City Council

Subject: Resolution Authorizing Settlement of
Claim of Allstate a/s/o Jose Martinez
File Number: C27399

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of Fourteen Thousand Five Dollars and No Cents (\$14,005.00), payable to Allstate Insurance Company as subrogee for Jose Martinez, as a result of an OPD vehicle failing to yield at the stop sign at 65th and Avenal on May 9, 2009. (Oakland Police Department) This was not a closed session item.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO
City Attorney

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2010 MAY 20 PM 4:56

Approved as to Form and Legality

Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

JAR: KO

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF ALLSTATE INSURANCE AS SUBROGEE FOR JOSE MARTINEZ, IN THE AMOUNT OF \$14,005.00, AS A RESULT OF PROPERTY DAMAGE SUSTAINED IN AN AUTOMOBILE COLLISION ON MAY 30TH 2009 (OAKLAND POLICE DEPARTMENT)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claim of Allstate Insurance as subrogee for Jose Martinez, our file number C27399, for the sum of Fourteen Thousand Five Dollars and No Cents, payable to Allstate Insurance as subrogee for Jose Martinez.

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

FURTHER RESOLVED: That the sum of Fourteen Thousand Five Dollars and No Cents, (\$14,005.00) be paid to Allstate Insurance as subrogee for Jose Martinez.

In Council, Oakland, California, _____, 20____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN,
REID AND PRESIDENT BRUNNER

NOES-

ABSENT-

ABSTENTION-

Attest: _____

LaTonda Simmons
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA