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Office of the City Attorney
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November 16, 2004

HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council:

Subject: Jane Roberts vs. City of Oakland, et al.
Alameda County Superior Court No. WG03108953
Our File No. 23088 (Office of Public Works)

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 arising out of a sanitary sewer back-up for a total sum of Fifteen Thousand Dollars and No Cents (\$15,000.00), payable to Jane Roberts and Frederick Harvey, her attorney of record.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Julia Ten Eyck

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2004 NOV -4 AM 11:2

JTE:dw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JANE ROBERTS v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT, NO. WG03108953, IN THE AMOUNT OF \$15,000.00 FOR PROPERTY AND ECONOMIC DAMAGES RESULTING FROM A DEFECTIVE SEWER MAIN (OFFICE OF PUBLIC WORKS)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Jane Roberts v. City of Oakland, et al., City Attorney's File No. 23088, for the sum not to exceed the total of Fifteen Thousand Dollars and No Cents (\$15,000.00).

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 Fifteen Thousand Dollars and No Cents (\$15,000.00) be payable to plaintiff Jane Roberts and Frederick Harvey, Esq., her attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2004

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, MAYNE, NADEL, REID, QUAN, WAN, AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California