

CITY OF OAKLAND

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Resolution No. 80940 C.M.S.



07 NOV 15 PM 2:25

**Resolution Authorizing Waiver of any Potential Conflict of Interest that the Law Firm of Hanson, Bridgett, Marcus, Vlahos, Rudy LLP may have as a Result of the Firm's Representation of Yellow Cab in its Appeal of the City's Decision Revoking Taxi Medallions, to allow the Firm to Provide Specialized Legal Assistance to the City of Oakland Regarding Union Pacific Railroad's Interest in Using a Rail Spur Track in Oakland's Fruitvale District**

**WHEREAS**, Yellow Cab of the East Bay ("Yellow Cab") retained the firm of HANSON, BRIDGETT, MARCUS, VLAHOS, RUDY LLP to provide legal assistance in appealing the City's decision to revoke 10 of its taxi permits/medallions; and

**WHEREAS**, the City Attorney would like to retain HANSON, BRIDGETT, MARCUS, VLAHOS, RUDY LLP to provide specialized legal assistance related to a dispute involving Union Pacific Rail Road's plans to use a rail spur track in Oakland known as the Fruitvale Lead; and

**WHEREAS**, the proposed representation would not constitute a legal conflict, but it is the City's policy and the Firm's desire to obtain "conflict waivers" in such cases; and

**WHEREAS**, none of the Firm's lawyers involved in the appeal of the decision to revoke the taxi medallions would be involved in assisting the City in the rail spur track dispute; and

**WHEREAS**, the City Attorney desires to engage the Firm because of its expertise in railroad transportation matters; now therefore be it,

**RESOLVED:** That the City waives the Firm's conflict of interest, to the extent one existed, so that the Firm may represent the City regarding the rail dispute.

OAKLAND, CALIFORNIA, DEC 4 2007

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, ~~BRUNNER~~, CHANG, NADEL, QUAN, REID, KERNIGHAN, AND PRESIDENT DE LA FUENTE, - 7

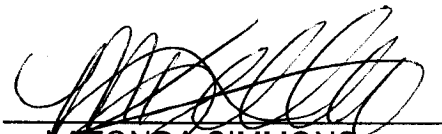
NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Brunner - 1

ATTEST:



LATONDA SIMMONS  
CITY CLERK  
CITY OF OAKLAND