

JULY 7, 2022

CLOSED SESSION REPORT OF FINAL ACTION

Date of Meeting: *Thursday, July 7, 2022*

Litigation Negotiations

NAME OF ACTION:

Amro Al Nabulsi vs. City of Oakland, County of Alameda, and DOES 1 to 100, Inclusive

Alameda County Superior Court, Case No. RG19035880

This matter is listed as **Item No. 1(a)** on the Closed Session Agenda:

The Council authorized settlement in the amount of **\$50,000.00**.

This case arose out of an incident occurring on **October 23, 2018**.

FACTS/ISSUES:

On October 23, 2018, Plaintiff Amro Nabulsi was riding his motorcycle on Telegraph Avenue when the motorcycle's front tire became stuck in a pothole. Nabulsi twisted his left leg and knee and was later diagnosed with a fracture of the left femur and a torn ACL. Nabulsi's physician recommended ACL replacement surgery, which has not yet occurred.

Nabulsi sued the City, alleging the condition of the road was a dangerous condition of public property. Nabulsi's damages for recoverable past medical expenses are \$13,617 with future medical expenses estimated to be \$20,000 to \$50,000. The approved settlement resolves all claims with Nabulsi in this matter.

Motion Made by: **Councilmember Gallo**

Motion Seconded by: **Councilmember Taylor**

AYES: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas= 8

NOES: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas=

ABSENT: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas=

ABSTENTIONS: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas=