

CITY OF OAKLAND



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

Office of the City Attorney
John A. Russo
City Attorney

(510) 238-3601
FAX: (510) 238-6500

February 20, 2007

TTY/TDD: (510) 238-3254

HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council:

**Subject: Hodari Toure v. City of Oakland
Alameda County Superior Court Action No. RG05-21544
City Attorney File No. 24358 (Police Department – Civil Rights
Violation, Excess Force)**

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution authorizing and recommends settlement of the above-captioned matter, for the sum of Fifty Thousand Dollars and No Cents (\$50,000.00), payable to Plaintiff Hodari Toure and his attorneys Miles Washington and John L. Burris.

This action arises from an April 1, 2004 incident in which Oakland Police Officers forcefully subdued Mr. Toure as he visited his son at Children's Hospital Oakland. This matter was discussed in the February 6, 2007 closed session.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Randolph W. Hall

Handwritten signature: Randolph W. Hill
Oakland City Attorney's Office

07 FEB - 7 PM 1:09

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RWH
RWH:ssl

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF HODARI TOURE V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG05-21544, OUR FILE NO. 24358, IN THE AMOUNT OF FIFTY THOUSAND DOLLARS AND NO CENTS (\$50,000.00) (POLICE DEPARTMENT - CIVIL RIGHTS VIOLATION, EXCESS FORCE)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Hodari Toure v. City of Oakland, Alameda County Superior Court Case No. RG05-21544, City Attorney's File No. 24358, for a sum not to exceed a total amount of Fifty Thousand Dollars and No Cents (\$50,000.00).

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 Fifty Thousand Dollars and No Cents (\$50,000.00) be paid to Plaintiff Hodari Toure and, Miles Washington and John L. Burris, his attorneys of record.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID, CHANG, and
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California