

19 MAY 23 PM 3: 58

CITY OF OAKLAND



ONE FRANK H. OGAWA PLAZA • 6<sup>TH</sup> FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney  
Barbara Parker  
City Attorney

(510) 238-3601  
FAX: (510) 238-6500  
TDD: (510) 839-6451

June 4, 2019

HONORABLE CITY COUNCIL  
Oakland, California

**Subject: *Juanita Johnson v. City of Oakland and Gloria Brown***  
**Alameda County Superior Court Case No. RG17886477**  
**City Attorney File No. 32096**  
**(Department of Transportation – Vehicle Collision)**

President Kaplan and Members of the City Council:

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 claim for the sum of Thirty Four Thousand Five Hundred Dollars and No Cents (\$34,500.00), payable to Juanita Johnson and the Law Offices of Brian Larsen.

On May 27, 2017, Ms. Johnson claims a City employee ran a red light and collided with her vehicle at the intersection of Martin Luther King Jr. Way and 11<sup>th</sup> Street. Ms. Johnson sustained soft-tissue injuries to her neck, back, and arms, and a cut to the neck and bruising.

The Council authorized settlement of this case in Closed Session on Tuesday, May 21, 2019 (moved by Councilmember Noel Gallo and seconded by Councilmember Loren Taylor - 8 Ayes, 0 Noes).

Respectfully submitted,

A handwritten signature in black ink, which appears to read "Barbara J. Parker, for". The signature is written in a cursive, flowing style.

BARBARA J. PARKER  
City Attorney

Assigned Attorney:  
Betrand Fox – outside counsel  
Maria Bee

19 MAY 23 PM 3:58

Approved as to Form and Legality

  
City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

---

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JUANITA JOHNSON V. CITY OF OAKLAND AND GLORIA BROWN, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG17886477, IN THE AMOUNT OF THIRTY FOUR THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$34,500.00) (DEPARTMENT OF TRANSPORTATION – VEHICLE COLLISION)**

**WHEREAS**, Juanita Johnson alleges that on May 27, 2017, a City employee ran a red light and collided with her vehicle at the intersection of Martin Luther King Jr. Way and 11<sup>th</sup> Street; and

**WHEREAS**, Ms. Johnson alleges that she sustained soft-tissue injuries to her neck, back, and arms, a cut to the neck and bruising; and

**WHEREAS**, Ms. Johnson sued the City alleging the City employee negligently operated the vehicle resulting in her injuries and has agreed to settle her lawsuit for a settlement payment of \$34,500.00; and

**WHEREAS**, the parties and their legal counsel have negotiated a fair and reasonable settlement of these claims; now therefore, be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Juanita Johnson v. City of Oakland and Gloria Brown, Alameda County Superior Court Case No. RG17886477, City Attorney's File No. 32096, for the sum of Thirty Four Thousand Five Hundred Dollars and No Cents (\$34,500.00); and be it

**FURTHER RESOLVED:** That the City Administrator is authorized and directed to issue settlement payments as negotiated by the City Attorney with Juanita Johnson and her counsel; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL-WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN, KALB,  
KAPLAN AND PRESIDENT REID

NOES:

ABSENT:

ABSTENTION:

ATTEST: \_\_\_\_\_

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