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CITY OF OAKLAND



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

Office of the City Attorney  
John Russo  
City Attorney

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June 21, 2011

HONORABLE CITY COUNCIL  
Oakland, California

Subject: Douglas Laughlin v. City of Oakland, et al.  
United States District Court, Northern District of California  
Case No. CV 10-422 WHA  
City Attorney File No.: 27454 (OPD)

President Reid 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 action. Due to the risk of an adverse jury verdict under the circumstances settlement is recommended in the sum of One Hundred Seventy-Five Thousand Dollars and No Cents (\$175,000.00). The sum of One Hundred Seventy-Five Thousand dollars and No Cents (\$175,000.00) shall be payable to Plaintiff Douglas Laughlin and Charles F. Bourdon, his attorney.

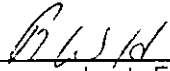
This action arises from a police encounter with Mr. Laughlin at Highland Hospital on March 21, 2009. This matter was heard in closed session on March 1, 2011 and June 7, 2011.

Respectfully submitted,

A handwritten signature in black ink that reads "John A. Russo".

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
Randolph W. Hall

  
Approved as to Form and Legality

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# OAKLAND CITY COUNCIL

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RESOLUTION NO. \_\_\_\_\_ C.M.S.

RWH

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF DOUGLAS LAUGHLIN v. CITY OF OAKLAND, et al., UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA CASE NO. CV 10-2422 WHA IN THE AMOUNT OF \$175,000.00 AS A RESULT OF AN INCIDENT AT HIGHLAND HOSPITAL ON MARCH 21, 2009. (OPD)**

**WHEREAS**, on March 21, 2009 Plaintiff Douglas Laughlin sustained personal and civil rights injuries while filming a newsworthy event; and

**WHEREAS**, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City and now, therefore, be it

**RESOLVED**: That the City Attorney is authorized and directed to compromise and settle the case of Douglas Laughlin v. City of Oakland, et. al., United States District Court, Northern District of California Case No. **CV 10-2422 WHA**, for the sum of **One Hundred Seventy-Five Thousand Dollars and No Cents (175,000.00)**; 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; and be it

**FURTHER RESOLVED**: That the sum of **One Hundred Seventy-Five Thousand Dollars and No Cents (\$175,000.00)** be payable to Plaintiff Douglas Laughlin and Charles F. Bourdon, his attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2011

**PASSED BY THE FOLLOWING VOTE:**

**AYES-** DE LA FUENTE, KERNIHGAN, NADEL, BRUNNER, SCHAAF, BROOKS, KAPLAN and PRESIDENT REID

**NOES-**

**ABSENT-**

**ABSTENTION-**

ATTEST: \_\_\_\_\_  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California