

CITY OF OAKLAND



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OAKLAND

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May 5, 2009

HONORABLE CITY COUNCIL  
Oakland, California

**Subject: *Aram Sohigian, et al. v. City of Oakland, et al***  
**Alameda County Superior Court Case No. 2002-065397**  
**Our File No. 22751 – City Council**

Dear President Brunner and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution and recommends settlement of the above-entitled matter challenging an ordinance of the City of Oakland. This matter was presented to council in closed session on April 21, 2009.

Due to the existence of a higher award by the Alameda County Superior Court, settlement is recommended in the amount of Thirty-Five Thousand Dollars and No Cents (\$35,000.00), to be made payable to Marc Clausen, Esq., plaintiffs' attorney.

Respectfully submitted,

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
Charles E. Vose

559504

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2009 APR 23 AM 8:57

Approved as to Form and Legality

RWH  
Oakland City Attorney's Office

# OAKLAND CITY COUNCIL

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

CEV:cr

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE ATTORNEYS' FEES DEMAND IN THE CASE OF ARAM SOHIGIAN, ET AL. v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. 2002-065397, OUR FILE NO. 22751, IN THE AMOUNT OF \$35,000.00. THIS CASE INVOLVES A CHALLENGE TO A CITY ORDINANCE, CHAPTER 9.56 OF THE OAKLAND MUNICIPAL CODE (CITY COUNCIL)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the attorneys' fees demand in the case of Aram Sohigian, et al. v. City of Oakland, et al., Alameda County Superior Court Case No. 2002-065397, City Attorney's File No. 22751, for a sum not to exceed a total amount of Thirty-Five Thousand Dollars and No Cents (\$35,000.00) payable to Mark Clausen, Esq., plaintiffs' attorney.

**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 Thirty-Five Thousand Dollars and No Cents (\$35,000.00) be paid to Mark Clausen, Esq., plaintiffs' attorney.

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

**PASSED BY THE FOLLOWING VOTE:**

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

NOES-

ABSENT-

ABSTENTION-

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

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