

CITY OF OAKLAND



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

Office of the City Attorney
John A. Russo
City Attorney
Jannie Wong, Deputy City Attorney

October 17, 2006

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HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council:

**Subject: Garcia v. City of Oakland
Alameda County Superior Court Action No. RG05-244000
City Attorney File No. 24261**

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 Ten Thousand Dollars and No Cents (\$10,000.00), payable to Plaintiff Mariah Garcia and her attorneys Robbins, Dangott & Scharlach.

This action arises from plaintiff's injury on August 7, 2004. An Oakland Fire Department employee rear-ended an automobile where plaintiff was a passenger. Plaintiff had to be taken away by ambulance. This matter was not heard in closed session.

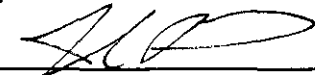
Respectfully submitted,

A handwritten signature in black ink, appearing to be 'JA Russo'.

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Rachel Wagner

2006 OCT -5 PM 12:22



OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

JLW:dw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF GARCIA V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG05-244000 IN THE AMOUNT OF \$10,000 (OFD)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Garcia v. City of Oakland, Alameda County Superior Court Case No. RG05-244000, City Attorney's File No. 24261, for a sum not to exceed a total amount of Ten Thousand Dollars and No Cents (\$10,000.00).

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 Ten Thousand Dollars and No Cents (\$10,000.00) be paid to Mariah Garcia and Robbins, Dangott & Scharlach, her attorney 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