

12 JUN -7 PM 1:27

OAKLAND CITY COUNCIL

RESOLUTION No. 83912 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MARISELA MENDOZA v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG11586525 IN THE AMOUNT OF \$7,500.00 (OAKLAND POLICE DEPARTMENT – MOTOR VEHICLE ACCIDENT)

WHEREAS: On August 20, 2010, an Oakland Police vehicle traveling in Code 3 struck Plaintiff Marisela Mendoza's vehicle as she made a U-turn on the 2400 block of 23rd Avenue. Plaintiff contends the police vehicle's siren was not on and that she sustained injuries to her back, neck and shoulder.

WHEREAS: Plaintiff Marisela Mendoza filed the case of Marisela Mendoza v. City of Oakland, et al., Alameda County Superior Court No. RG11586525 for recovery of damages for injuries sustained as a result of said collision;

WHEREAS: The City has determined to compromise and settle Plaintiff's claim against it for the sum of Seven Thousand, Five Hundred Dollars and no Cents (\$7,500.00);

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Marisela Mendoza v. City of Oakland, et al., Alameda County Superior Court No. RG11586525, City Attorney's File No. 28450, for a sum not to exceed Seven Thousand Five Hundred Dollars and no Cents (\$7,500.00), payable by the City of Oakland.

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 Seven Thousand Five Hundred Dollars and no Cents (\$7,500.00) be paid to Marisela Mendoza and the Law Offices of Thomas W. Cain, her attorney.

JUN 19 2012

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2012

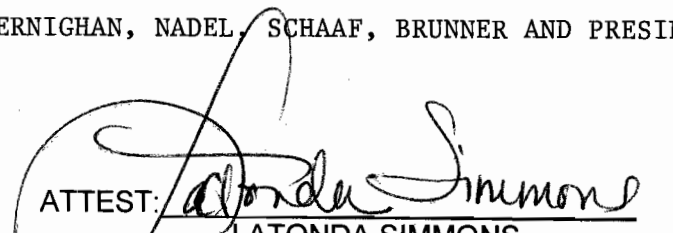
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, BRUNNER AND PRESIDENT REID-8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LATONDA SIMMONS
CITY CLERK AND CLERK OF THE
COUNCIL OF THE CITY OF OAKLAND