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OAKLAND

CITY OF OAKLAND



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

Office of the City Attorney
John A. Russo
City Attorney

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TDD: (510) 839-6451

January 6, 2004

HONORABLE CITY COUNCIL
Oakland, California

Subject: *Bill Breidenbach v. City of Oakland, et al*
Alameda County Superior Court Case No. 2-053943
Our File No. 22263 – Oakland Police Department –
Motor Vehicle Collision

Dear President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled matter arising from an incident on December 10, 2001, in which plaintiff's vehicle was rear-ended by a patrol car as plaintiff was stopped at a stop sign on MacArthur Boulevard at 100th Avenue, Oakland,

Due to the risk of an adverse jury verdict under the circumstances, settlement is recommended in the amount of Twenty-Five Thousand Dollars and No Cents (\$25,000.00), to be made payable to Bill Breidenbach and Richard W. Meier, Esq., his attorney .

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Peter Hallifax

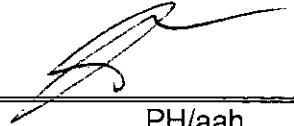
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OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.



PH/aah

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF BILL BREIDENBACH v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. 2002-053943, OUR FILE NO. 21856, IN THE AMOUNT OF \$25,000.00 AS A RESULT OF AN AUTOMOBILE ACCIDENT WITH AN OAKLAND POLICE DEPARTMENT PATROL VEHICLE.

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Bill Breidenbach v. City of Oakland, et al., Alameda County Superior Court Case No. 2-053943, City Attorney's File No. 21856, for a sum not to exceed a total of Twenty-Five Thousand Dollars and No Cents (\$25,000.00) payable by the City of Oakland to Bill Breidenbach and Richard W. Meier, Esq., his attorney of record.

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

FURTHER RESOLVED: That the sum of Twenty-Five Thousand Dollars and No Cents (\$25,000.00) be paid to Bill Breidenbach and Richard W. Meier, Esq., his attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2003

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California

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ORA/COUNCIL
JAN 6 2004