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CITY OF OAKLAND



2016 JAN 21 PM 4:44

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Office of the City Attorney  
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City Attorney

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February 2, 2016

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: *Elmeda Reed v. City of Oakland, et al.***  
**Alameda County Superior Court No. RG14732891**  
**City Attorney File No. 29942**  
**(Public Works – Dangerous Condition)**

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 the resolution authorizing compromise and settlement of the above-entitled claim for the sum of Eleven Thousand Five Hundred Dollars (\$11,500.00), to be paid to the "Law Offices of George Holland and Elmeda Reed".

This matter arises from a trip and fall on a dangerous condition near the entrance of the Downtown Oakland Senior Center on August 8, 2013. Ms. Reed alleges she suffered a muscle sprain in her neck, bruised ribs, and scrapes to her knees and chin as a result of her fall.

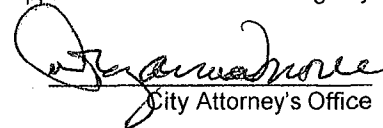
The Council authorized settlement of this case in Closed Session on Tuesday, January 19, 2016 (moved by Councilmember Rebecca Kaplan and seconded by Councilmember Annie Campbell-Washington – 7 Ayes, 1 Absent, Councilmember Larry Reid).

Respectfully submitted,

A handwritten signature in black ink that reads "Barbara J. Parker".

BARBARA J. PARKER  
City Attorney

Attorney assigned:  
Michelle M. Meyers

  
City Attorney's Office

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# OAKLAND CITY COUNCIL

Resolution No. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ELMEDA REED V. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14732891, CITY ATTORNEY'S FILE NO. 29942, IN THE AMOUNT OF ELEVEN THOUSAND FIVE HUNDRED DOLLARS (\$11,500.00) (PUBLIC WORKS – DANGEROUS CONDITION)**

**WHEREAS**, Plaintiff Elmeda Reed alleges that she sustained injuries resulting from a trip and fall near the entrance of the Downtown Oakland Senior Center; and

**WHEREAS**, Plaintiff Elmeda Reed filed the above referenced action to recover monetary damages for her alleged injuries; and

**WHEREAS**, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiff Elmeda Reed's claim against it for the sum of Eleven Thousand Five Hundred Dollars and No Cents (\$11,500.00); now, therefore, be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Elmeda Reed v. City of Oakland, Alameda County Superior Court Case No. RG14732891, City Attorney's File No. 29942, for a sum not to exceed Eleven Thousand Five Hundred Dollars and No Cents (\$11,500.00) payable by the City of Oakland; and be it

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

**FURTHER RESOLVED:** That the sum of Eleven Thousand Five Hundred Dollars and No Cents (\$11,500.00) be payable to the "Law Offices of George Holland and Elmeda Reed".

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

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

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