

CITY OF OAKLAND



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March 15, 2022

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Linda Russell v. City of Oakland, and DOES 1 - 20
Alameda County Superior Court Case No. RG19017369
City Attorney File No. 33090
(Department of Transportation – Dangerous Condition of Public Property)**

President Fortunato Bas and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled claim for the sum of Sixty Five Thousand Dollars and no cents (\$65,000), payable to Shelly Raiszadeh, Esq. of Tork Law on behalf of Linda Russell.

This action arises out of a trip and fall on August 6, 2018. Plaintiff Linda Russell was walking to the West Oakland Health Council when Plaintiff allegedly tripped and fell over an uplift in the sidewalk on 8th Street near Adeline Street. The uplift was caused by roots from a nearby tree. Plaintiff, who was 73 years old at the time of the incident, alleges that Plaintiff suffered a fractured knee and wrist, and claims past and future medical expenses, and pain and suffering. Plaintiff claims continuing residual pain in her knee.

The Council authorized settlement of this case in Closed Session on Thursday, February 24, 2022 (moved by Councilmember Noel Gallo and seconded by Councilmember Loren Taylor - 8 Ayes).

Respectfully submitted,

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

BARBARA J. PARKER
City Attorney

Assigned Attorney:
Christina Lum