

FILED-
OFFICE OF THE CITY CLERK
OAKLAND

10 NOV -9 PM 1:52

CITY OF OAKLAND



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

Office of the City Attorney
John A. Russo
City Attorney

(510) 238-3601
FAX: (510) 238-6500
TDD: (510) 839-6451

December 7, 2010

HONORABLE CITY COUNCIL
Oakland, California

Subject: Madeline Beaudreaux vs. City of Oakland, et al.
Alameda County Superior Court Case No. RG08409104
OCA File No. 26366

President Brunner and Members of the City Council:

Pursuant to §401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled action in the total sum of Ninety Thousand Dollars (\$90,000.00), made payable to the Madeline Beaudreaux and her attorney, Phillip H. Knudsen. This was not a closed session item.

This action arises from the plaintiff's trip and fall on a City sidewalk on November 27, 2007 on Lakeside Drive. The plaintiff suffered significant injuries and the settlement is recommended to avoid a potentially more adverse jury verdict should the matter go to trial.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Randolph W. Hall

OAKLAND CITY COUNCIL

FILED
OFFICE OF THE CITY CLERK
OAKLAND
RESOLUTION No. _____ C.M.S.



2010 NOV -9 AM 1:56

JAR: WES

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MADELINE BEAUDREAU VS. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT NOS. RG08409104, OUR FILE NOS. 26366, IN THE AMOUNT OF \$90,000.00 (PUBLIC WORKS AGENCY)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case Madeline Beaudreaux v. City Of Oakland; et al., Alameda County Superior Court No. RG08409104, our file no. 26366, in the amount of Ninety Thousand Dollars, (\$90,000.00) payable by the City of Oakland.

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 Ninety Thousand Dollars, (\$90,000.00) be paid to Madeline Beaudreaux and her attorney, Phillip H. Knudsen.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2010

PASSED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSENT-

ABSTENTION-

ATTEST:

LATONDA SIMMONS
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA