

CITY OF OAKLAND



DATE - 2/20/07

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Office of the City Attorney
John A. Russo
City Attorney

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February 20, 2007

HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council:

Subject: Shawn Wrigley v. City of Oakland, et al
United States District Court No. C06-00495 MJJ
City Attorney File No.: 24998

Pursuant to §401 of the Charter, and the action of the Council at its February 6, 2007 closed session, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled action in the sum of Three Hundred Thousand Dollars (\$300,000) payable to Shawn Wrigley and his attorney Wayne Johnson, Esq.

Mr. Wrigley, who was injured when he fell from a tree after being pepper sprayed by an Oakland police officer, contends that he was the victim of excess force. This settlement is recommended as a compromise of this matter and to avoid a potentially adverse jury verdict.

Respectfully submitted,

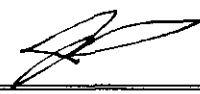
A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO
City Attorney

OAKLAND CITY COUNCIL

07 FEB -7 PM 4:03

RESOLUTION No. _____ C.M.S.



SQR

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO SETTLE THE CASE OF SHAWN WRIGLEY V. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C 06- 00495 MJJ, OUR FILE NO. 24998, IN THE AMOUNT OF \$300,000.00. THIS CASE INVOLVES USE OF EXCESSIVE FORCE. (OAKLAND POLICE DEPARTMENT-ALLEGED CIVIL RIGHTS VIOLATION)

RESOLVED: That the City Attorney is authorized and directed to settle the case of Shawn Wrigley v. City of Oakland et al., United States District Court Case No. C 06 00495 MJJ, City Attorney's File No. 24998 for a sum not to exceed Three Hundred Thousand Dollars (\$300,000.00.), payable to Shawn Wrigley and his attorney Wayne Johnson, Esq.

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

FURTHER RESOLVED: That the sum of Three Hundred Thousand Dollars (\$300,000.00), payable to Shawn Wrigley and his attorney and Wayne Johnson, Esq.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20__

PASSED BY THE FOLLOWING VOTE:

- AYES- BRUNNER, CHANG, DE LA FUENTE, NADEL, REID, QUAN, BROOKS and KERNIHGAN
- NOES-
- ABSENT-
- ABSTENTION-

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