

  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

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**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MARIA ANTONIA GALLO SANCHEZ V. CITY OF OAKLAND, AND DOES 1 THROUGH 50, INCLUSIVE, ALAMEDA COUNTY SUPERIOR COURT CASE NO. 22CV014790, IN THE AMOUNT OF THREE HUNDRED AND FIFTY THOUSAND DOLLARS AND ZERO CENTS (\$350,000.00) (DEPARTMENT OF TRANSPORTATION – DANGEROUS CONDITION)**

**WHEREAS**, on September 11, 2021, Plaintiff Maria Antonia Gallo Sanchez (“Sanchez”) walked along International Boulevard toward the bus stop island in the middle of the street; and

**WHEREAS**, Sanchez’s pant leg became tangled on a piece of rebar protruding from a City-owned broken archway, causing Sanchez to fall and fracture Sanchez’ right elbow; and

**WHEREAS**, Sanchez alleged that the condition of the archway constituted a dangerous condition of public property; and

**WHEREAS**, Sanchez further alleged that Sanchez suffered severe loss of range of motion in their elbow resulting in a loss of earning capacity; and

**WHEREAS**, Sanchez filed the lawsuit entitled *Maria Antonia Gallo Sanchez v. City of Oakland, and DOES 1-50*, Alameda County Superior Court Case No. 22CV014790 alleging dangerous condition of public property; and

**WHEREAS**, the City has determined that settlement in the amount of \$350,000.00, without admitting liability and to avoid further litigation, is in the City’s best interest; now therefore be it

**RESOLVED**: that the City Attorney is authorized and directed to compromise and settle the case of *Maria Antonia Gallo Sanchez v. City of Oakland, and DOES 1-50*, Alameda County Superior Court Case No. 22CV014790, for the sum of Three Hundred and Fifty Thousand Dollars and Zero Cents (\$350,000.00); and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND  
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_  
ASHA REED  
City Clerk and Clerk of the Council of the  
City of Oakland, California