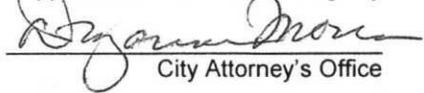


2014 OCT 22 PM 3:10


City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF LIBERTY MUTUAL INSURANCE COMPANY IN THE AMOUNT OF SIX THOUSAND SEVEN HUNDRED TWENTY FOUR DOLLARS AND ONE CENT (\$6,724.01), PAYABLE TO LIBERTY MUTUAL INSURANCE COMPANY AS SUBROGEE FOR VALERIE DZUBUR (OAKLAND FIRE DEPARTMENT – AUTO COLLISION)

WHEREAS, claimant alleges that on July 2, 2014, the City driver collided with the claimant's parked car, and

WHEREAS, the claimant filed the above entitled claim seeking payment for said damages, and

WHEREAS, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to settle the claim of Liberty Mutual Insurance Company as subrogee for Valerie Dzubur, our file number C30166, in the amount of Six Thousand Seven Hundred Twenty Four Dollars and One Cent (\$6,724.01); and be it

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 Six Thousand Seven Hundred Twenty Four Dollars and One Cent (\$6,724.01), be made payable to Liberty Mutual Insurance Company as subrogee for Valerie Dzubur.

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, SCHAAF, REID
AND PRESIDENT KERNIGHAN

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

Latonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

2014 OCT 22 PM 3: 10

CITY OF OAKLAND



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

Office of the City Attorney
Barbara J. Parker
City Attorney

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November 5, 2014

HONORABLE CITY COUNCIL
Oakland, California

Subject: **Liberty Mutual Insurance Company as subrogee for Valerie Dzubur**
City Attorney File No. C30166 (Oakland Fire Department- Auto
Collision)

President Kernighan 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 Six Thousand Seven Hundred Twenty Four Dollars and One Cent (\$6,724.01), made payable to Liberty Mutual Insurance Company as subrogee for Valerie Dzubur.

This action arises out of a July 2, 2014 incident in which a City fire truck collided with a parked vehicle. Settlement of this matter is recommended to avoid the risk of litigation.

The Council authorized settlement of this case in Closed Session on Thursday, October 9, 2014 (moved by Councilmember Gallo and seconded by Councilmember Reid – 6 Ayes, 2 Absent – Councilmembers Brooks and Gibson McElhaney).

Respectfully submitted,

A handwritten signature in cursive script, appearing to read 'Barbara J. Parker'.

BARBARA J. PARKER
City Attorney