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CITY OF OAKLAND



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Office of the City Attorney
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City Attorney

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September 19, 2006

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Lionel Jermon v. City of Oakland, et al.
United States District Court No. C-05-04269-EMC
Our File No. 24650 (Oakland Police Department -
Excessive Force)**

President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution authorizing and recommends settlement of the above-captioned matter for the sum of Eight Thousand Dollars and No Cents (\$8,000.00) made payable to Lionel Jermon and John L. Burris, Esq., his attorney of record.

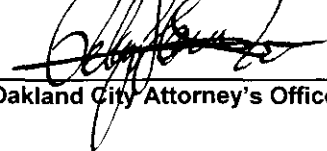
This action arises from plaintiff's injuries on September 18, 2004 from an arrest and use of force by the Oakland Police Department. This matter was heard in closed session.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Pelayo A. Llamas, Jr.
373702


Oakland City Attorney's Office

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

2006 JUN 25 PM 3:45

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

PAL/bjw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LIONEL JERMON v. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA CASE NO. C-05-04269-EMC, IN THE AMOUNT OF \$8,000.00 AS A RESULT OF AN ARREST ON SEPTEMBER 18, 2004 (OAKLAND POLICE DEPARTMENT - EXCESSIVE FORCE)

WHEREAS, on October 20, 2005, Lionel Jermon filed a lawsuit alleging, inter alia, that Oakland Police Officers violated his civil rights and caused personal injuries when they used excessive force against him; and

WHEREAS, on July 18, 2006, after careful and due consideration, the Oakland City Council at closed session authorized settlement of Lionel Jermon's claims in this referenced matter for the total amount of Eight Thousand Dollars and No Cents (\$8,000.00); and

WHEREAS, Lionel Jermon has agreed to accept the total amount of Eight Thousand Dollars and No Cents (\$8,000.00) as full settlement of his claims in this referenced action; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Lionel Jermon v. City of Oakland, et al., City Attorney's File No. 24650, for the sum of Eight Thousand Dollars and No Cents (\$8,000.00) made payable to Lionel Jermon and John L. Burris, Esq., his attorney of record; 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; and be it

FURTHER RESOLVED: That the sum of Eight Thousand Dollars and No Cents (\$8,000.00) be made payable to Lionel Jermon and John L. Burris, Esq., his attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA.

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California