

CITY OF OAKLAND



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October 3, 2006

HONORABLE CITY COUNCIL
Oakland, California

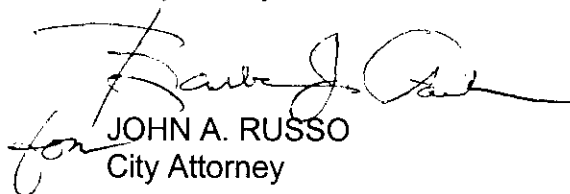
President De La Fuente and Members of the City Council:

Subject: Tiffany Couch, et al v. City of Oakland, et. al
United States District Court No. C 05-00311 MEJ
Our File No.: 24054(PSA)

Pursuant to §401 of the Charter, and the action of the Council at its September 19, 2006, 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 twenty thousand dollars (\$20,000), payable to Tiffany Couch, Tiffany Couch guardian ad.litem for Chaquis Stephens, Ernest Stephens and their attorney, Louis Duvernay, Esq.

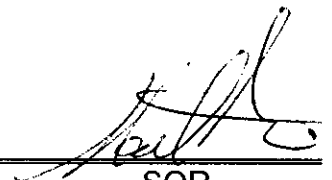
Ms. Couch contends that she was arrested without probable cause. As a result of the arrest she and the other plaintiffs were evicted from their apartment.. This settlement is recommended as a compromise of this matter and to avoid a potentially adverse jury verdict.

Respectfully submitted,


JOHN A. RUSSO
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.


SQR

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO SETTLE THE CASE OF TIFFANY COUCH, ET AL. V. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C 05-00311 MEJ, OUR FILE NO. 24054, IN THE AMOUNT OF \$20,000.00 THIS CASE INVOLVES ARREST WITHOUT PROBABLE CAUSE. (OAKLAND POLICE DEPARTMENT-ALLEGED CIVIL RIGHTS VIOLATION)

RESOLVED: That the City Attorney is authorized and directed to settle the case of Tiffany Couch, et al. v. City of Oakland et al., United States District Court Case No. C 05-00311 MEJ, City Attorney's File No. 24054 for a sum not to exceed Twenty Thousand Dollars (\$20,000), payable to Tiffany Couch, Tiffany Couch guardian ad.litem for Chaquis Stephens, Ernest Stephens and their attorney, Louis Duvernay, 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 Twenty Thousand Dollars (\$20,000), be paid to Tiffany Couch, Tiffany Couch guardian ad.litem for Chaquis Stephens, Ernest Stephens and their attorney, Louis Duvernay, 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: _____
La Tonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California