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CITY OF OAKLAND



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**REVISED**

April 21, 2015

HONORABLE CITY COUNCIL  
Oakland, California

**Subject: East Bay Municipal Utility District v. City of Oakland**  
**Alameda County Superior Court Case No. RG15-758444**  
City Attorney File No. 30104  
(Public Works Agency – Dangerous Condition/Storm Drains)

President Gibson McElhaney 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 action for the sum of Eighteen Thousand Six Hundred Fifty Dollars and 46 Cents (\$18,650.46), payable to Plaintiff E.B.M.U.D. and its attorneys Crosby & Rowell, LLP.

This action arises out of an incident on September 19, 2013, wherein the plaintiff's water main was damaged by a City storm drain located at 2233 Arrowhead Drive, Oakland, California.

The Council authorized settlement of this case in Closed Session on Tuesday, March 31, 2015 (moved by Councilmember Kaplan and seconded by Councilmember Campbell Washington - 6 Ayes, 2 Absent – Councilmembers Kalb and Reid).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barbara J. Parker', written over a horizontal line.

BARBARA J. PARKER  
City Attorney

Attorney Assigned:  
Tracy Chriss

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