

2015 MAR -5 PM 2: 27

CITY OF OAKLAND



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March 17, 2015

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject:** Steven Angell, et. al. v. City of Oakland, et al.  
United States District Court Case No. C13-0190 NC  
City Attorney File No. 29093, (Oakland Police Department)

President 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 Nine Hundred Thirty Thousand Dollars and No Cents (\$930,000.00), payable to Yolanda Huang Attorney Client Trust Account.

This action arises out of the arrests on January 28, 2012 of approximately three hundred sixty (360) persons following protests and incidents of vandalism in the City. Settlement of this matter is recommended to avoid the risk of a more adverse jury verdict.

The Council authorized settlement of this case in Closed Session on Tuesday, September 23, 2014.

Respectfully submitted,

  
BARBARA PARKER  
City Attorney

Attorney assigned:  
Outside Counsel

*W. Ryan Moore*  
Office of the City Attorney

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

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# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF STEVEN ANGELL, ET AL. v. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C13-0190 NC, CITY ATTORNEY'S FILE NO. 29093 IN THE AMOUNT OF NINE HUNDRED THIRTY THOUSAND DOLLARS AND NO CENTS (\$930,000.00) (OPD)**

**WHEREAS**, on the evening of January 28, 2012, Oakland Police officers arrested approximately 360 protesters following numerous protests and incidents of vandalism.

**WHEREAS**, the Plaintiffs filed the above entitled lawsuit seeking damages for said arrests, 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 matter of Steven Angell, et al. v. City of Oakland, et al., United States District Court Case No. C13-0190 NC, City Attorney File No. 29093 for the sum of Nine Hundred Thirty Thousand Dollars and No Cents (\$930,000.00) payable to Yolanda Huang Attorney Client Trust Account; 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 Nine Hundred Thirty Thousand Dollars and No Cents (\$930,000.00) be made payable to Yolanda Huang Attorney Client Trust Account.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY

NOES -  
ABSENT -  
ABSTENTION -

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