

CITY OF OAKLAND



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February 20, 2007

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Annabelle Joseph-Chevalier v. City of Oakland, et al.
and Related Cross-Action
Alameda County Superior Court No. RG05209387
Our File No. 23924 (PUBLIC WORKS AGENCY –
TRIP AND FALL)**

President De La Fuente 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 Sixteen Thousand Dollars and No Cents (\$16,000.00) payable to Plaintiff Annabelle Joseph-Chevalier and Siegel & Yee, her attorney.

This case arises out of plaintiff's trip and fall on an uneven and cracked sidewalk in front of 3328 Lakeshore Avenue on February 6, 2004. This settlement is recommended to avoid a potentially much larger adverse jury verdict. This was not a closed session item.

Respectfully submitted,

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

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Arlene Rosen
390809

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

OAKLAND CITY COUNCIL

2007 FEB -8 AM 11:48

RESOLUTION No. _____ C.M.S.

AMR/bjw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ANNABELLE JOSEPH-CHEVALIER v. CITY OF OAKLAND, et al., and RELATED CROSS-ACTION, ALAMEDA COUNTY SUPERIOR COURT NO. RG05209387, OUR FILE NO. 23924, IN THE AMOUNT OF \$16,000.00 (PUBLIC WORKS AGENCY – TRIP AND FALL)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Annabelle Joseph-Chevalier v. City of Oakland, et al., and Related Cross-Action, City Attorney's File No. 23924, for a sum not to exceed Sixteen Thousand Dollars and No Cents (\$16,000.00) made payable to Plaintiff Annabelle Joseph-Chevalier and Siegel & Yee, her attorney.

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 Sixteen Thousand Dollars and No Cents (\$16,000.00) made payable to Plaintiff Annabelle Joseph-Chevalier and Siegel & Yee, her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES-

NOES-

ABSENT-

ABSTENTION-

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