

CITY OF OAKLAND



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May 17, 2022

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Raul Alvarez-Magana v. City of Oakland, County of Alameda, State of California, and DOES 1 - 50, inclusive
Alameda County Superior Court Case No. RG20073347
City Attorney File No. 34184
(Department of Transportation – Dangerous Condition of Public Property)**

President Fortunato Bas 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 claim for the sum of Forty-Five Thousand Dollars and no cents (\$45,000.00), payable to Plaintiff Raul Alvarez-Magana in a manner specified by Plaintiff's counsel.

This action arises out of a motor vehicle accident which occurred on May 12, 2020, at approximately 10:30 a.m. Plaintiff Raul Alvarez-Magana drove his semi-truck and collided with another vehicle at the intersection of 98th Avenue and Airport Access Road. Both Plaintiff and the other driver claim they entered the intersection facing solid green lights. A north-bound signal light was bent, facing Plaintiff's direction of travel. Plaintiff claims injuries to the left shoulder, wrist and elbow, future medical expenses and income loss.

The Council authorized settlement of this case in Closed Session on Thursday, May 5, 2022 (moved by Councilmember Vice Mayor Rebecca Kaplan and seconded by Councilmember Loren Taylor - Ayes, 1 excused - Councilmember Noel Gallo).

Respectfully submitted,

A handwritten signature in blue ink that reads "Barbara J. Parker". The signature is written in a cursive, flowing style.

BARBARA J. PARKER
City Attorney

Assigned Attorney:
Montana B. Baker