

RW 14

OAKLAND CITY COUNCIL

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

RESOLUTION No. 78887 C.M.S.

2004 NOV -4 AM 11:29

JFH/aah

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LEA D. RUBIO v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. 2002-077021, OUR FILE NO. 22599, IN THE AMOUNT OF \$85,000.00. THIS CASE INVOLVES A SLIP AND FALL ACCIDENT ON AN UPRaised PORTION OF SIDEWALK. (PUBLIC WORKS AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Lea D. Rubio v. City of Oakland, et al., Alameda County Superior Court Case No. 2002-077021, City Attorney's File No. 22599, for a sum not to exceed a total of Eighty-Five Thousand Dollars and No Cents (\$85,000.00) payable by the City of Oakland to Lea D. Rubio and David G. Smith, Esq., her attorney of record.

**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 Eighty-Five Thousand Dollars and No Cents (\$85,000.00) be paid to Lea D. Rubio and David G. Smith, Esq., her attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 16 2004, 2004

**PASSED BY THE FOLLOWING VOTE:**

AYES- ~~BROOKS~~, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- 0

ABSTENTION- 0

EXCUSED - Brooks - 1

ATTEST: Atonda Simmons  
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California