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CITY OF OAKLAND



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ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
John A. Russo
City Attorney

(510) 238-3601
FAX: (510) 238-6500
TTY/TDD: (510) 238-7367

December 9, 2008

HONORABLE CITY COUNCIL – CONSENT CALENDAR
Oakland, California

Subject: Cadle v. City of Oakland
Alameda County Superior Court Case No. RG05-235812
City Attorney File No. 24881 (PWA)

President De La Fuente and Members of the City Council:

Pursuant to §401 of the Charter, the City Attorney has prepared a resolution and requests your approval of same, authorizing compromise and settlement of the above-entitled action in the total sum of Seven Thousand Five Hundred Dollars (\$7,500), payable to plaintiff Maureen Cadle and Andrew Wolff, Esq., her attorney. The action claims personal injury arising from a dangerous condition of a City street at 508 – 16th Street. The settlement is recommended as a compromise of this matter and to avoid a potentially adverse jury verdict.

Respectfully submitted,

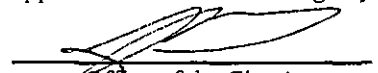
A handwritten signature in black ink, appearing to be 'John A. Russo', written in a cursive style.

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Rachel Wagner
524394

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Approved as to Form and Legality


Office of the City Attorney

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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 CADLE V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG05-235812 IN THE AMOUNT OF \$7,500.00 (Public Works Agency)

WHEREAS: Ms. Cadle claims that a dangerous condition on an Oakland city street caused her to trip and fall,

WHEREAS: Settlement is recommended as a compromise of this matter and to avoid a potentially adverse jury verdict.

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Maureen Cadle v. City of Oakland, Alameda County Superior Court Case No. RG05235812, City Attorney's File No. 24881, for a sum not to exceed a total amount of Seven Thousand, Five Hundred Dollars and No Cents (\$7,500.00), payable by the City of Oakland.

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 Seven Thousand, Five Hundred Dollars and No Cents (\$7,500.00), be paid to Maureen Cadle and Andrew Wolff, Esq., her attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID and
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

Attest: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

Date of Attestation: _____