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Office of the City Attorney
John A. Russo
City Attorney

March 21, 2006

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HONORABLE CITY COUNCIL
Oakland, California

Subject: *Annetta Grady v. City of Oakland, et al*
Alameda County Superior Court Case No. RG04-141378
Our File No. 23728 – Office of Public Works –
Trip and Fall on Crosswalk

Dear President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution and recommends settlement of the above-entitled matter arising from an incident on May 2, 2003, in which plaintiff slipped and fell due to a dangerous condition in the crosswalk at Mountain Blvd. and Antioch Court.


Due to the risk of an adverse jury verdict under the circumstances, settlement is recommended in the amount of One Hundred Seventy-Five Thousand Dollars and No Cents (\$175,000.00), to be made payable to Annetta Grady and William B. Smith Esq., her attorney.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".
JOHN A. RUSSO
City Attorney

Attorney Assigned:
Peter Hallifax

364225



Oakland City Attorney's Office
JUL 11 2009

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

PH:aah

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ANNETTA GRADY v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG04-141378, OUR FILE NO. 23728 IN THE AMOUNT OF \$175,000.00. THIS CASE INVOLVES A SLIP AND FALL ACCIDENT ON A CROSSWALK ON MOUNTAIN BOULEVARD IN MONTCLAIR (PUBLIC WORKS AGENCY)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Annetta Grady v. City of Oakland, Alameda County Superior Court Case No. RG04-141378, City Attorney's File No. 23728, for a sum not to exceed a total amount of One Hundred Seventy-Five Thousand Dollars and No Cents (\$175,000.00) payable to Annetta Grady and William B. Smith, Esq., her attorney.

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 One Hundred Seventy-Five Thousand Dollars and No Cents (\$175,000.00) be paid to Annetta Grady and William B. Smith, 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