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OAKLAND

2010 NOV 23 PM 3: 35

Approved as to form RLH

OAKLAND CITY COUNCIL

RESOLUTION No. 83072 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF BIRINGER V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG10508411 IN THE AMOUNT OF \$15,000.00 (PUBLIC WORKS AGENCY – TRIP AND FALL)

WHEREAS: The City has determined to compromise and settle Plaintiff John Biringer's claim against it for the sum of Fifteen Thousand Dollars and no Cents (\$15,000.00);

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Biringer v. City of Oakland, Alameda County Superior Court No. RG10508411, City Attorney's File No. 272224, for a sum not to exceed Fifteen Thousand Dollars and no Cents (\$15,000.00), 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 Fifteen Thousand Dollars and no Cents (\$15,000.00), be paid to John Biringer and Terry D. Buller, his attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 7 2010

PASSED BY THE FOLLOWING VOTE:

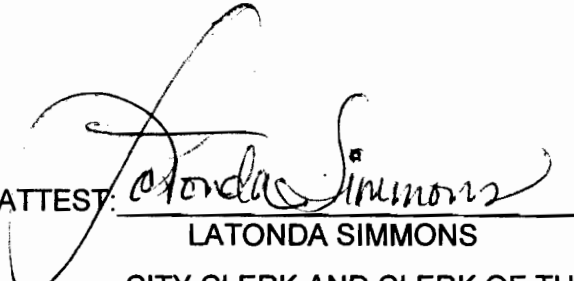
AYES- BROOKS, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, DE LA FUENTE and
PRESIDENT BRUNNER - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:


LATONDA SIMMONS

CITY CLERK AND CLERK OF THE
COUNCIL OF THE CITY OF OAKLAND