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CITY OF OAKLAND



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February 7, 2006

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: Port Local 10 Warehouse and Longshoremen et al v. City of Oakland, et al.**  
**United States District Court Case No.: C 03-2962 TEH (JL)**  
**Our File No: X01958**  
**Sri Louise Coles et al. v. City of Oakland, et al.**  
**United States District Court Case No.: C 03-2961 TEH**  
**Our File No. 23333**  
**(Police Services Agency/ Excessive Force/Civil Rights Violation)**

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

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the claims of Sri Louise Coles, who alleges Oakland Police Officers violated her civil rights on April 7, 2003 during operations to disperse anti-war protesters at the Port of Oakland. Ms. Coles sustained severe facial and emotional trauma when she was struck by a projectile fired by Oakland Police.

The settlement of Ms. Coles' claims in the amount of Two Hundred Ten Thousand Dollars and No Cents (\$210,000.00) is to be in the form of a draft payable to Sri Louise Coles and her attorneys Julia Sherwin and Michael J. Haddad.

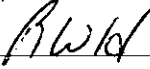
This settlement was approved in closed session on December 20, 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
Randolph W. Hall  
Doc. No. 362295



Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

Resolution No. \_\_\_\_\_ C.M.S.

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**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF SRI LOUISE COLES, A LEAD PLAINTIFF IN THE MATTERS OF PORT LOCAL 10 WAREHOUSE AND LONGSHOREMEN ET AL. V. CITY OF OAKLAND, ET AL., UNITED STATES DISTRICT COURT CASE NO. C03-2962 TEH (JL), OUR FILE NO. X01958 AND SRI LOUISE COLES ET AL. V. CITY OF OAKLAND ET AL., UNITED STATES DISTRICT COURT CASE NO. C03-2961 TEH, OUR FILE NO. 23333, FOR A SUM NOT TO EXCEED A TOTAL OF TWO HUNDRED TEN THOUSAND DOLLARS AND NO CENTS (\$210,000.00) PAYABLE TO SRI LOUISE COLES AND HER ATTORNEYS JULIA SHERWIN AND MICHAEL J. HADDAD. MS. COLES' LAWSUIT ARISES FROM THE APRIL 7, 2003 PORT OF OAKLAND POLICE ACTION (EXCESSIVE FORCE/CIVIL RIGHTS VIOLATION)**

**WHEREAS**, on July 8, 2003 Sri Louise Coles filed a lawsuit alleging, inter alia, that Oakland Police Officers violated her civil rights protected by the Constitutions and laws of the United States of America and the State of California in that she was subjected to excess force and that her 1<sup>st</sup> Amendment Rights of speech and association were violently interfered with; and

**WHEREAS**, on December 20, 2005, after careful and due consideration, the Oakland City Council at closed session authorized settlement of Sri Louise Coles' claims in this referenced matter for the amount of Two Hundred Ten Thousand Dollars and No Cents (\$210,000.00); and

**WHEREAS**, Sri Louise Coles has agreed to accept the amount of Two Hundred Ten Thousand Dollars and No Cents (\$210,000.00) as full settlement of her claims in this referenced action; now therefore, be it

**RESOLVED**, that the City Attorney is authorized and directed to compromise and settle the claims of Sri Louise Coles in the matters of Port Local 10 Warehouse and Longshoremen et al. v. City of Oakland, et al., United States District Court Case No. C03-2962 TEH(JL) and Sri Louise Coles et al. v. City of Oakland et al., United States District

Court Case No. C03-2961 TEH, for the sum of Two Hundred Ten Thousand Dollars and No Cents (\$210,000.00) payable to Sri Louise Coles and her attorneys Julia Sherwin and Michael J. Haddad.

**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 Two Hundred Ten Thousand Dollars and No Cents (\$210,000.00) is to be issued as payment to Sri Louise Coles and her attorneys Julia Sherwin and Michael J, Haddad.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2006  
PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

ATTEST:

\_\_\_\_\_  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California

362296