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CITY OF OAKLAND



08 NOV 21 AM 10:48

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

Office of the City Attorney
John A. Russo
City Attorney

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December 9, 2008

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Thelma Gooch v. City of Oakland, et al.
Alameda County Superior Court No. RG06297206
Our File No. 25298 (PUBLIC WORKS AGENCY –
TRIP AND FALL)**

President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared a resolution authorizing and recommending settlement of the above-captioned matter for the sum of Thirty-Four Thousand, Fifty Dollars and No Cents (\$34,050.00) made payable to Plaintiff Thelma Gooch and Jeffrey I. Fettner, Esq., her attorney.

This action arises out of plaintiff's trip and fall on an uneven and defective sidewalk on 45th Street between Webster and Telegraph Avenue in Oakland, California on January 17, 2006.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John A. Russo', written over a horizontal line.

JOHN A. RUSSO
City Attorney

Attorney Assigned:
Demetrius D. Shelton
528608

OAKLAND CITY COUNCIL

08 NOV 21 AM 10:49 RESOLUTION No. _____ C.M.S.



DDS/bjw

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF THELMA GOOCH v. CITY OF OAKLAND, et al., ALAMEDA COUNTY SUPERIOR COURT NO. RG06297206, OUR FILE NO. 25298, IN THE AMOUNT OF \$34,050.00 (PUBLIC WORKS AGENCY – TRIP AND FALL)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Thelma Gooch v. City of Oakland, et al., City Attorney's File No. 25298, for a sum not to exceed Thirty-Four Thousand, Fifty Dollars and No Cents (\$34,050.00) made payable to Plaintiff Thelma Gooch and Jeffrey I. Fettner, Esq., her attorney.

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 Thirty-Four Thousand, Fifty Dollars and No Cents (\$34,050.00) made payable to Plaintiff Thelma Gooch and Jeffrey I. Fettner, 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: _____