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[Signature]
City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 85216 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LAVETTA PETTWAY V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14726940, CITY ATTORNEY'S FILE NO. X04027, IN THE AMOUNT OF SEVENTY THOUSAND DOLLARS (\$70,000.00) (PUBLIC WORKS DEPARTMENT - EMPLOYMENT DISCRIMINATION)

WHEREAS, Plaintiff Lavetta Pettway alleges that she was discriminated against in her employment with the City of Oakland on account of her disability or perceived disability; and

WHEREAS, Plaintiff Lavetta Pettway filed the above referenced action to recover monetary damages for her alleged injuries; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiff Lavetta Pettway's claim against it for the sum of Seventy Thousand Dollars and No Cents (\$70,000.00); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Lavetta Pettway v. City of Oakland, Alameda County Superior Court Case No. RG14726940, City Attorney's File No. X04027, for a sum not to exceed Seventy Thousand Dollars and No Cents (\$70,000.00) payable by the City of Oakland; and be it

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps necessary to effect said settlement; and be it

FURTHER RESOLVED: That the sum of Seventy Thousand Dollars and No Cents (\$70,000.00) be paid in three separate checks as follows: one check payable to Lavetta Pettway in the gross amount of \$15,205.13 less required withholdings, for alleged lost wages, to be reported on a W-2 issued to Lavetta Pettway; a second check payable to Lavetta Pettway for \$30,710.24 for alleged pain & suffering, to be reported on a Form 1099 to Lavetta Pettway; and a third check payable to McCormac & Associates, her attorneys, for \$24,084.63, to be reported on a Form 1099 to McCormac & Associates.

OCT 21 2014

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, SCHAAF, REID AND PRESIDENT KERNIGHAN - 7

NOES - 0

ABSENT - 1 schAAF

ABSTENTION - 0

ATTEST:

[Signature: Latonda Simmons]
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California