

[Signature]
City Attorney's Office

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OAKLAND CITY COUNCIL

Resolution No. 85343 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MOHAMMED HARUN ARSALAI, ET AL. v. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG11545214, CITY ATTORNEY'S FILE NO. 28044 IN THE AMOUNT OF FORTY THOUSAND DOLLARS (\$40,000.00) (OAKLAND POLICE DEPARTMENT - BATTERY/NEGLIGENCE)

WHEREAS, Plaintiffs Timothy Simons, Kristen Snelling and Amber Thomas allege they were subjected to the use of excessive force by Oakland Police Department officers on March 4, 2010; and

WHEREAS, Plaintiffs Timothy Simons, Kristen Snelling and Amber Thomas filed the above-referenced action to recover monetary damages for their injuries; and

WHEREAS, The City Council has determined to compromise and settle Plaintiff Timothy Simons, Kristen Snelling and Amber Thomas' claims against it for the sum of Forty Thousand Dollars and No Cents (\$40,000.00); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Mohammed Harun Arsalai, et al. v. City of Oakland, et al., Alameda County Superior Court Case No. RG11565214 for a sum not to exceed Forty Thousand Dollars and No Cents (\$40,000.00) payable by the City of Oakland; and be it

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

FURTHER RESOLVED: That the sum of Forty Thousand Dollars and No Cents (\$40,000.00) be paid to Ben Rosenfeld Attorney-Client Trust Account.

IN COUNCIL, OAKLAND, CALIFORNIA,

JAN 06 2015

PASSED BY THE FOLLOWING VOTE:

AYES - *Brooks, Campbell Washington, Gallo, Guillen, Kalb, Kaplan, Reid and Gibson McElhaneey - 7*

NOES - *Gallo - 1*

ABSENT - *Ø*

ABSTENTION - *Ø*

ATTEST: *[Signature]*
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California