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CITY OF OAKLAND



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February 3, 2015

HONORABLE CITY COUNCIL
Oakland, California

**Subject: George Efstathiou v. City of Oakland, et al.
Alameda County Superior Court Case No. RG12631518
City Attorney File No. 28660
Human Services Department (HSD) – Dangerous Condition**

President Gibson McElhaney and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing compromise and settlement of the above-entitled claim for Seven Thousand Five Hundred Dollars and No Cents (\$7,500.00), payable to George Efstathiou.

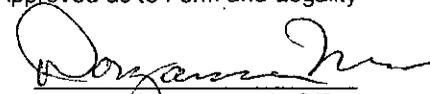
This action arises out of Mr. Efstathiou's alleged injuries that he sustained as the result of the condition of the City's property.

The Council authorized settlement of this case in Closed Session on Tuesday, January 20, 2015, moved by Councilmember Gallo and seconded by Councilmember Kalb – 8 Ayes.

Respectfully submitted,

A handwritten signature in black ink, which appears to read 'Barbara J. Parker', written over the printed name.

BARBARA J. PARKER
City Attorney


City Attorney's Office

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OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF GEORGE EFSTATHIOU V. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG12631518, CITY ATTORNEY'S FILE NO. 28660, FOR A SUM NOT TO EXCEED SEVEN THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$7,500.00) (HUMAN SERVICES DEPARTMENT (HSD) — DANGEROUS CONDITION)

WHEREAS, George Efstathiou alleges that she incurred damages as a result of an injury that he sustained due to the condition of a public property; and

WHEREAS, George Efstathiou, filed a personal-injury lawsuit against the City; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle George Efstathiou's claims against it for the sum of seven thousand five hundred dollars and no cents (\$7,500.00) payable by the City of Oakland; now, therefore, be it

RESOLVED: That the City of Oakland is authorized and directed to compromise and settle the case of George Efstathiou v. City of Oakland, Alameda County Superior Court Case No. RG12631518, City Attorney's File No. 28660, for a sum not to exceed twenty-two thousand five hundred dollars and no cents (\$7,500.00); 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 seven thousand five hundred dollars and no cents (\$7,500.00) be paid to George Efstathiou.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST _____
LATONDA SIMMONS
City Clerk and Clerk of the Council of the City
of Oakland, California