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Approved as to Form and Legality

  
City Attorney's Office

# OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JOHN YUE V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14732692, CITY ATTORNEY'S FILE NO. 29453, IN THE AMOUNT OF EIGHTY THOUSAND DOLLARS (\$80,000.00) (PUBLIC WORKS DEPARTMENT – MOTOR VEHICLE ACCIDENT)**

**WHEREAS**, Plaintiff John Yue alleges that on August 22, 2012, he was struck by a City vehicle, driven by a City employee at Seventh and Madison Streets; and

**WHEREAS**, Plaintiff filed the above referenced action to recover monetary damages for his alleged injuries; and

**WHEREAS**, the City has determined that settlement in the amount of Eighty Thousand Dollars and No Cents (\$80,000.00), without an admission of liability, is in the best interest of the City; now, therefore, be it

**RESOLVED**: That the City Attorney is authorized and directed to compromise and settle the case of John Yue v. City of Oakland, Alameda County Superior Court Case No. RG14732692, City Attorney's File No. 29453, for the sum of Eighty Thousand Dollars and No Cents (\$80,000.00) payable to John Yue and Terry D. Buller, his attorney of record; 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 Eighty Thousand Dollars and No Cents (\$80,000.00) be made payable to John Yue and Terry D. Buller, his attorney of record.

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