

*[Signature]*  
City Attorney's Office

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OAKLAND

2016 JUL 21 AM 10:11

# OAKLAND CITY COUNCIL

86820

Resolution No. \_\_\_\_\_ C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JANE ROE, BY AND THROUGH HER GUARDIAN AD LITEM JANET ROE, ET AL. V. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14732238, CITY ATTORNEY'S FILE NO. 29938, IN THE AMOUNT OF TWO HUNDRED AND THIRTY THOUSAND DOLLARS AND ZERO CENTS (\$230,000.00) (OFFICE OF PARKS AND RECREATION - CHILD ASSAULTED)**

**WHEREAS**, Plaintiff Jane Roe alleges an inappropriate touching occurred on November 5, 2013;

**WHEREAS**, Plaintiff Jane Roe, by and through her guardian ad litem Janet Roe, and Sallie Roe filed the above referenced action to recover monetary damages; and

**WHEREAS**, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiffs' claims against it for the sum of Two Hundred and Thirty Thousand Dollars and No Cents (\$230,000.00); now, therefore, be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Jane Roe, by and through her Guardian Ad Litem Janet Roe, et al. v. City of Oakland, et al., Alameda County Superior Court Case No. RG14732238, City Attorney's File No. 29938, for a sum not to exceed Two Hundred and Thirty Thousand Dollars and No Cents (\$230,000.00) 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 Two Hundred and Thirty Thousand Dollars and No Cents (\$230,000.00) be payable as follows: in the amount of \$121,000 payable to "Winer, McKenna, Burritt, LLP" and in the amount of \$109,000 payable to "BARCO Assignments, Ltd."

IN COUNCIL, OAKLAND, CALIFORNIA,  
PASSED BY THE FOLLOWING VOTE:

July 26, 2016

AYES - ~~Brooks~~, CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY - 7

NOES - 0

ABSENT - 0

ABSTENTION - Brooks - 1

ATTEST: *[Signature]*  
LATONDA SIMMONS

City Clerk and Clerk of the Council of the  
City of Oakland, California