



2016 SEP 22 PM 6:14

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October 4, 2016

HONORABLE CITY COUNCIL
Oakland, California

Subject: Christina Brennan v. City of Oakland
Alameda County Superior Court No. RG14743083
City Attorney File No. 29953
(Public Works – 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 the resolution authorizing compromise and settlement of the above-entitled claim for the sum of Twenty-Five Thousand Dollars (\$25,000.00), to be paid to the "Law Offices of James Bachan and Christina Brennan."

This matter arises from a sidewalk trip and fall on November 6, 2013, on Locksley Avenue in Oakland. Christina Brennan suffered a broken hand.

The Council authorized settlement of this case in Closed Session on Tuesday, September 20, 2016 (moved by Councilmember Reid and seconded by Councilmember Kaplan – 8 Ayes).

Respectfully submitted,


BARBARA J. PARKER
City Attorney

Attorney Assigned:
Kimberly A. Bliss

FILED
OFFICE OF THE CITY CLERK
OAKLAND

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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 *CHRISTINA BRENNAN V. CITY OF OAKLAND*, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14743083, CITY ATTORNEY'S FILE NO. 29953, IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$25,000.00) (PUBLIC WORKS – DANGEROUS CONDITION)

WHEREAS, Plaintiff Christina Brennan alleges that she sustained injuries resulting from a trip and fall on November 6, 2013; and

WHEREAS, Plaintiff filed the above-referenced action to recover monetary damages; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiff's claims against it for the sum of Twenty-Five Thousand Dollars and No Cents (\$25,000.00); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of *Christina Brennan v. City of Oakland*, Alameda County Superior Court Case No. RG14743083, City Attorney's File No. 29953, for a sum not to exceed Twenty-Five Thousand Dollars and No Cents (\$25,000.00) 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.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLÉN, 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