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CITY OF OAKLAND



2016 SEP 22 PM 6:14

ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CALIFORNIA 94612

Office of the City Attorney
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October 4, 2016

HONORABLE CITY COUNCIL
Oakland, California

Subject: *Nigar Raza v. City of Oakland*
Alameda County Superior Court No. RG15790241
City Attorney File No. 30042
(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 "Casper, Meadows, Schwartz & Cook and Nigar Raza".

This matter arises from a trip and fall at the intersection of Webster and 21st Streets on October 24, 2013. Ms. Raza suffered a meniscal tear.

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

Respectfully submitted,


BARBARA J. PARKER
City Attorney

Attorney assigned:
Michelle M. Meyers

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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 NIGAR RAZA V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG15790241, CITY ATTORNEY'S FILE NO. 30042, IN THE AMOUNT OF TWENTY-FIVE THOUSAND DOLLARS AND ZERO CENTS (\$25,000.00) (PUBLIC WORKS – DANGEROUS CONDITION)

WHEREAS, Plaintiff Nigar Raza alleges that she sustained injuries resulting from a trip and fall on October 24, 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 *Nigar Raza v. City of Oakland*, Alameda County Superior Court Case No. RG15790241, City Attorney's File No. 30042, 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