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CITY OF OAKLAND



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November 1, 2016

HONORABLE CITY COUNCIL
Oakland, California

Subject: Anita Aaron v. City of Oakland
Alameda County Superior Court No. RG14717380
City Attorney File No. 29982
(Oakland Public Works – Dangerous condition)

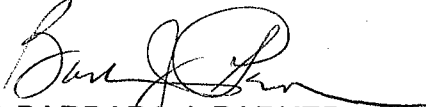
President Gibson McElhaney and Members of the City Council:

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 One Hundred Ten Thousand Dollars (\$110,000.00), to be paid to "Anita Aaron and her attorney, Robert Aaron".

This matter arises from a trip and fall on September 4, 2014 on Alcatraz Avenue in Oakland. Plaintiff Anita Aaron claims to have suffered personal injuries as a result and claims monetary damages against the City.

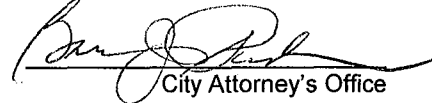
The Council authorized settlement of this case in Closed Session on Tuesday, October 18, 2016 (moved by Councilmember Noel Gallo and seconded by Councilmember Larry Reid – 6 Ayes, 2 Absent – Councilmember Desley Brooks and President Lynette Gibson McElhaney).

Respectfully submitted,


BARBARA J. PARKER
City Attorney

Attorney Assigned:
Colin Bowen

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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 ANITA AARON V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14717380, CITY ATTORNEY'S FILE NO. 29982, IN THE AMOUNT OF ONE HUNDRED TEN THOUSAND DOLLARS AND ZERO CENTS (\$110,000.00) (OAKLAND PUBLIC WORKS – DANGEROUS CONDITION)

WHEREAS, Plaintiff Anita Aaron alleges that she sustained personal injuries as a result of a trip and fall on September 4, 2014; 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 One Hundred Ten Thousand Dollars and No Cents (\$110,000.00); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of *Anita Aaron v. City of Oakland*, Alameda County Superior Court Case No. RG14717380, City Attorney's File No. 29982, for a sum not to exceed One Hundred Ten Thousand Dollars and No Cents (\$110,000.00) 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