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CITY OF OAKLAND



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March 21, 2017

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: Workenesh Demeku-Ousman v. City of Oakland, et al.  
Alameda County Superior Court, Case No. RG15788993  
City Attorney File No. 30654; and  
Allstate Northbrook Indemnity v. City of Oakland  
Alameda County Superior Court, Case No. RG15794570  
City Attorney File No. 30654-1  
(Oakland Police Department – Auto Collision)**

President Reid and Members of the City Council:

Pursuant to Section 401 of the City Charter, the City Attorney has prepared and requests your approval of a resolution authorizing the compromise and settlement of the above-entitled action in the sums of (1) Twenty-Six Thousand Dollars and No Cents (\$26,000.00) payable to Workenesh Demeku-Ousman and (2) Seven Thousand Dollars and No Cents (\$7,000.00) payable to Allstate Northbrook Indemnity.

This action arises from an incident on February 13, 2015, wherein OPD Officer Remy Binder and Plaintiff Workenesh Demeku-Ousman were involved in an auto-collision near W. Grand Ave. and Northgate Ave.

The Council authorized settlement of this case in Closed Session on Tuesday, March 21, 2017 (moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ – \_\_\_\_\_ Ayes, \_\_\_\_\_ Nos, \_\_\_\_\_ Abstention, \_\_\_\_\_ Absent).

Respectfully submitted,

  
BARBARA J. PARKER  
City Attorney

Attorney Assigned:  
Christina Lum  
2045972



City Attorney's Office

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## OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

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**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE RELATED CASES: (1) WORKENESH DEMEKU-OUSMAN V. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT NO. RG15788993 IN THE AMOUNT OF TWENTY SIX THOUSAND DOLLARS AND NO CENTS (\$26,000.00) AND (2) ALLSTATE NORTHBROOK INDEMNITY V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT, CASE NO. RG15794570 IN THE AMOUNT OF SEVEN THOUSAND DOLLARS AND NO CENTS (\$7,000.00), FOR A TOTAL SETTLEMENT AMOUNT OF THIRTY-THREE THOUSAND DOLLARS AND NO CENTS (\$33,000.00), AS A RESULT OF AN AUTO COLLISION ON FEBRUARY 13, 2015 (OAKLAND POLICE DEPARTMENT- AUTO COLLISION)**

**WHEREAS**, Workenesh Demeku-Ousman and Oakland Police Officer Remy Binder was involved in an auto collision near W. Grand Ave. and Northgate Ave. in Oakland on February 13, 2015; and

**WHEREAS**, Ms. Demeku-Ousman allegedly suffered damage to her car and sustained injuries requiring medical treatment and was temporarily unable to work, as a result of this accident; and

**WHEREAS**, Ms. Demeku-Ousman's property damage was paid by her insurance, represented by Allstate Northbrook Indemnity; and

**WHEREAS**, Alameda County Superior Court Actions RG15788993 and RG15794570 were filed against the City of Oakland alleging negligence; and

**WHEREAS**, without admitting fault or wrongdoing, the City has determined to compromise and settle Ms. Demeku-Ousman's claim against it for the sum of Twenty Six Thousand Dollars and No Cents (\$26,000.00); and

**WHEREAS**, without admitting fault or wrongdoing, the City has determined to compromise and settle Allstate Northbrook Indemnity's claim against it for the sum of Seven Thousand Dollars and No Cents (\$7,000.00); now therefore, be it

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Workenesh Demeku-Ousman v. City of Oakland, et al., Alameda

County Superior Court No. RG15788993 for the sum of Twenty Six Thousand Dollars and No Cents (\$26,000.00), and the related case of Allstate Northbrook Indemnity v. City of Oakland, Alameda County Superior Court, Case No. RG15794570, for the sum of Seven Thousand Dollars and No Cents (\$7,000.00); and be it

**FURTHER RESOLVED:** That the City Attorney is further authorized and directed to take whatever steps as may be necessary to effect said settlement.

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

AYES: BROOKS, CAMPBELL WASHINGTON, GALLO, GIBSON MCELHANEY, GUILLÉN, KALB, KAPLAN, AND PRESIDENT REID

NOES:

ABSENT:

ABSTENTION:

ATTEST: \_\_\_\_\_  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California