


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 SUSAN SANCHEZ, AS SUCCESSOR IN INTEREST TO KENNETH SANCHEZ, DECEASED V. CITY OF OAKLAND, A PUBLIC ENTITY; DOES 1 THROUGH 50, INCLUSIVE, ALAMEDA COUNTY SUPERIOR COURT CASE NO. 23CV038366, CITY ATTORNEY FILE NO. 35641, IN THE SUM OF ONE HUNDRED THIRTY THOUSAND DOLLARS AND ZERO CENTS (\$130,000.00) (DEPARTMENT OF TRANSPORTATION – DANGEROUS CONDITION)

WHEREAS, Plaintiff Susan Sanchez, as successor in interest to Kenneth Sanchez, alleges that on June 30, 2022, Kenneth Sanchez was traveling eastbound on West Grand Avenue near the intersection of Poplar Street when Kenneth Sanchez encountered a pothole and was thrown from Sanchez's motorcycle; and

WHEREAS, Kenneth Sanchez allegedly suffered physical injuries, economic damages, and pain and suffering; and

WHEREAS, Kenneth Sanchez filed a lawsuit in the Alameda County Superior Court, case No. 23CV038366, alleging a dangerous condition of public property. Following Sanchez's passing due to unrelated causes, Susan Sanchez was substituted in as plaintiff; and

WHEREAS, the City has considered all the evidence, litigation costs, and litigation risks in this case; and

WHEREAS, the City admits no wrongdoing, fault, or liability; and

WHEREAS, the parties and their legal counsel have negotiated a fair and reasonable settlement of these claims; now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of *Sanchez v. City of Oakland, et al.*, Alameda County Superior Court Case No. 23CV038366, for the sum of One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00); 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 - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California