

July 21, 2022

**CLOSED SESSION REPORT OF FINAL ACTION**

Date of Meeting: *Thursday, July 21, 2022*

Litigation Negotiations

**NAME OF ACTION:**

**Nga Thi Thuy Le, Nina Nguyen v. City of Oakland, Nicole Monique Carden and DOES 1 - 20, inclusive**

**Alameda County Superior Court Case No. RG20072159**

This matter is listed as **Item No. 1(a)** on the Closed Session Agenda:

The council authorized settlement in the amount of **\$35,000.00**.

This case arose out of an incident occurring on **August 26, 2018**.

**FACTS/ISSUES:**

This action arises from an August 26, 2018 automobile accident involving a Department of Transportation vehicle at the intersection of East 18th Street and 4th Avenue. A City of Oakland-owned white Toyota Prius driven by City of Oakland parking enforcement officer Nicole Carden collided with two pedestrians in the crosswalk, while the pedestrians were crossing the street with a green light.

Plaintiff Le asserts that the accident exacerbated an existing back injury and memory problems and claims medical expenses, with both Plaintiff Le and Plaintiff Nguyen claim general damages for pain, suffering, and emotional distress.

Motion Made by: **Councilmember Thao**

Motion Seconded by: **Councilmember Gallo**

**6 AYES:** Fife, **Gallo, Kalb, Kaplan, Reid, Taylor, Thao** and **President Fortunato Bas**=

**0 NOES:** ~~Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas~~=

**2 ABSENT:** **Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao** and **President Fortunato Bas**=

**0 ABSTENTIONS:** ~~Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas~~=