

DECEMBER 8, 2022

CLOSED SESSION REPORT OF FINAL ACTION

Date of Meeting: *Thursday, December 8, 2022*

Litigation Negotiations

NAME OF ACTION:

Sandra Parrott v. City of Oakland, and DOES 1-25
Alameda County Superior Court, Case No. HG20068494

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

The Council authorized settlement in the amount of **\$500,000.00**.

This case arose out of an incident occurring on **June 5, 2019**.

FACTS/ISSUES:

This action arises out of Plaintiff's trip and fall over an uplift in the sidewalk on Stanford Ave. in Oakland on June 5, 2019. The uplift was allegedly caused by the roots of a nearby official City tree. As a result of the fall, Plaintiff fractured the right big toe, which after extensive treatment and multiple surgical procedures was eventually amputated. Plaintiff claims past and future medical expenses, loss of income, and pain and suffering.

The City has determined that settlement in the amount of \$500,000.00, without admitting liability and to avoid further litigation, is in the best interest of the City.

Motion Made by: **Councilmember Taylor**

Motion Seconded by: **Councilmember Kalb**

AYES: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas= 5

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

ABSENT: Fife, Gallo, Kalb, Kaplan, Reid, Taylor, Thao and President Fortunato Bas=3

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