

106
3/8

RESOLUTION NUMBER R- 306664
DATE OF FINAL PASSAGE MAR 18 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT
BETWEEN RUTH COOKSEY AND THE CITY OF SAN
DIEGO.

WHEREAS, on April 22, 2009, Ruth Cooksey filed suit against the City of San Diego [City] alleging premises liability arising from a slip and fall at 510 Market Street, in the City of San Diego. Plaintiff brought suit in the San Diego Superior Court. The suit is entitled *Ruth Cooksey v. City of San Diego*, Case No. 37-2009-00088283-CU-PO-CTL (Litigation); and

WHEREAS, in Closed Session on January 11, 2011 the City Council, by the following votes: Yeas, District(s) 1, 2, 3, 4, 5, 6, 8; Nays, None; and absent District(s) 7, approved settlement of the Litigation for an amount consistent with the amounts set forth below and pursuant to such other terms more fully set forth in the Settlement Agreement; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Council authorizes:

1. The sum of \$150,000 to be paid from the Public Liability Fund (720045) in settlement of each and every claim for damages, interest, costs and fees of any type, including attorney fees, against the City, its agents and employees, arising from the Litigation.

2. The Comptroller to issue a check in the amount of \$ 150,000 payable to Ruth Cooksey and her attorney of record Darren Pirozzi.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Stacy J. Plotkin-Wolff
Stacy J. Plotkin-Wolff
Deputy City Attorney

SJP:bas
1/24/2011
Or.Dept: Risk

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR - 8 2011.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 3/18/11
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor