

## **CLOSED SESSION REPORTING OUT FORM**

Date of Meeting: **Thursday, January 28, 2016, 5:00 p.m. to 7:00 p.m.**

The Council made a final decision in Closed Session on one item of Anticipated Litigation pursuant to California Government Code section 54956.9(d) and (e)(3):

### **NAME OF ACTION:**

Amended Government Claim filed against the City of Oakland and Desley Brooks  
This matter is listed as **Item No. 1** on the Closed Session Agenda:

### **FACTS/ISSUES:**

The Council passed the following motion to deny the amended government claim of Elaine Brown:

The City Attorney hereby is directed to deny Elaine Brown's December 15, 2015 amended Government Claim against the City of Oakland concerning the alleged battery of Councilmember Desley Brooks at a local restaurant on Friday October 30, 2015 evening, because *inter alia*, it does not concern acts undertaken within the course and scope of Ms. Brooks' position as an Oakland City Councilmember.

Motion Made by: Councilmember Noel Gallo

Motion Seconded by: Councilmember and Vice Mayor, Rebecca Kaplan

**6 AYES:** ~~Brooks,~~ **Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney**

**0 NOES:** Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney =

**2 ABSENT:** ~~Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney~~

**0 ABSTENTIONS:** Brooks, Campbell Washing, Gallo, Guillen, Kalb, Kaplan, Reid and President Gibson McElhaney

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