FILE NO. 040975

ORDINANCE NO. 231-04

[Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Jean B. Applebaum against the City and County of San Francisco for \$240,000; the lawsuit was filed on July 31, 2002 in San Francisco Superior Court, Case No. 410-962; entitled Jean B. Applebaum, et al., v. City and County of San Francisco, et al.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Jean B. Applebaum, et al., v. City and County of San Francisco, et al., San Francisco Superior Court, Court No. 410-962 by the payment of \$240,000.

Section 2. The above-named action was filed in San Francisco Superior Court on July 31, 2002, and the following parties were named in the lawsuit: Jean B. Applebaum, By and through her Conservators Michael Applebaum and Rochelle Sax, plaintiff and City and County of San Francisco, defendant.

APPROVED AS TO FORM AND **RECOMMENDED:**

DENNIS J. HERRERA City Attorney

to anne Hour JOANNE HOEPER Chief Trial Deputy

FUNDS AVAILABLE: Un

EDWARD HARRINGTON Controller

Index Code: 975027 # They subobject: 053XX

OFFICE OF THE CITY ATTORNEY **BOARD OF SUPERVISORS**

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

MITCHELL KATZ. M.D. Director

APPROVED.

1071 n k nel a SECRETARY

HEALTH COMMISSION

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Ordinance

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Date Passed:

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August 17, 2004 Board of Supervisors — PASSED ON FIRST READING Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval Absent: 1 - Ma

September 14, 2004 Board of Supervisors — FINALLY PASSED Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval File No. 040975

I hereby certify that the foregoing Ordinance was FINALLY PASSED on September 14, 2004 by the Board of Supervisors of the City and County of San Francisco.

SEP 2 3 2004

Date Approved

Mayor Gavin Newsom

Gloria L. Young Clerk of the Boar

File No. 040975