

1 [Settlement of Lawsuit]

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3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**
4 **Francisco against Turlock Irrigation District for Declaratory and Injunctive Relief to**
5 **Validate Termination of Long-Term Power Sales Agreement; the City and County of San**
6 **Francisco filed the lawsuit on August 13, 2001 in San Francisco Superior Court (San**
7 **Francisco Superior Court Case No. 323717).**

8

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

10 Section 1. The City Attorney is hereby authorized to settle the action entitled " City and
11 County of San Francisco v. Turlock Irrigation District," San Francisco Superior Court, Case
12 No. 323717 upon amendment of the Long-Term Power Sales Agreement between the City
13 and County of San Francisco and Turlock Irrigation District consistent with the Agreement to
14 Implement and Settlement Term Sheet in Board File No. 041388.

15 Section 2. The City filed the above-named action in Superior Court on August 13, 2001
16 and named the following party as defendant: Turlock Irrigation District.

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18 APPROVED AS TO FORM AND
RECOMMENDED:

19 DENNIS J. HERRERA
20 City Attorney

PUBLIC UTILITIES COMMISSION

21 Joanne Hoepfer
22 Joanne Hoepfer
23 Chief Trial Deputy

Susan Leal
Susan Leal
General Manager

24

25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 041388

Date Passed:

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Turlock Irrigation District for Declaratory and Injunctive Relief to Validate Termination of Long-Term Power Sales Agreement; the City and County of San Francisco filed the lawsuit on August 13, 2001 in San Francisco Superior Court (San Francisco Superior Court Case No. 323717).

November 23, 2004 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell,
McGoldrick, Peskin, Sandoval

Absent: 1 - Alioto-Pier

December 7, 2004 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell,
McGoldrick, Peskin, Sandoval

File No. 041388

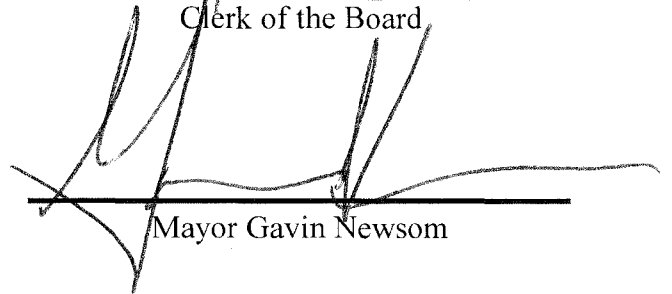
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on December 7,
2004 by the Board of Supervisors of the City
and County of San Francisco.

Dec. 14, 2004

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom