177-09

FILE NO. 090846

ORDINANCE NO.

[Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Mai Tai Investors L.P., et al. against the City and County of San Francisco for \$40,000; the lawsuit was filed on March 12, 2009 in San Francisco Superior Court, Case No. CGC-09-486061; entitled <u>Mai</u> <u>Tai Investors L.P., et al., v. City and County of San Francisco, et al.</u>

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 "<u>Mai Tai</u> <u>Investors L.P., et al., v. City and County of San Francisco, et al.</u>, San Francisco Superior Court, Court No. CGC-09-486061 by the payment of \$40,000.

Section 2. The above-named action was filed in San Francisco Superior Court on March 12, 2009, and the following parties were named in the lawsuit: Mai Tai Investors, LP, and Trader Vic's Management Corporation, plaintiffs; City and County Of San Francisco, San Francisco Public Utilities Commission, defendants.

APPROVED AS TO FORM AND RECOMMENDED:

HOE

DENNIS J. HERRERA City Attorney

JOGNNC F JOANNE HOEPER Chief Trial Deputy

FUNDS AVAILABLE: BEN ROSENFIELD Controller

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

PUBLIC UTILITIES COMMISSION

ED HARRINGTON, General Manager

APPROVED

Secretary Public Utilities Commission

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

Tails

Ordinance

File Number: 090846

Date Passed:

Ordinance authorizing settlement of the lawsuit filed by Mai Tai Investors L.P., et al. against the City and County of San Francisco for \$40,000; the lawsuit was filed on March 12, 2009, in San Francisco Superior Court, Case No. CGC-09-486061; entitled Mai Tai Investors L.P., et al., v. City and County of San Francisco, et al.

July 14, 2009 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

July 21, 2009 Board of Supervisors — FINALLY PASSED Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi File No. 090846

I hereby certify that the foregoing Ordinance was FINALLY PASSED on July 21, 2009 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk/of the Board Mayor Gavin Newsom

09

Date Approved

File No. 090846