[Settlement of Lawsuit - Innsbruck, LP - \$1,557,420 Plus Interest]

Ordinance authorizing settlement of the lawsuit filed by Innsbruck, LP against the City and County of San Francisco for \$1,557,420 plus interest; the lawsuit was filed on May 14, 2018, in San Francisco Superior Court, Case No. CGC-18-566560; entitled Innsbruck, LP v. City and County of San Francisco, et al.; the lawsuit involves a transfer tax refund.

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

Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby authorizes the City Attorney to settle the action entitled <u>Innsbruck, LP v. City and County of San Francisco, et al.</u>, San Francisco Superior Court, Case No. CGC-18-566560 by the payment of \$1,557,420 plus interest. The lawsuit involves a transfer tax refund.

Section 2. The above-named action was filed in San Francisco Superior Court on May 14, 2018, and the following parties were named in the lawsuit: Innsbruck, LP, plaintiff, City and County of San Francisco, José Cisneros, Treasurer of The City and County of San Francisco, David Augustine, Tax Collector of The City and County of San Francisco, defendants.

APPROVED AS TO FORM AND RECOMMENDED:

DENNIS J. HERRERA

SCOTT M. REIBER Chief Tax Attorney

City Attorney

FUNDS AVAILABLE:

BEN ROSENFIELD Controller

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RECOMMENDED:

Assessor-Recorder

Assessor-Recorder



City and County of San Francisco Tails

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

Ordinance

File Number:

190806

Date Passed: October 08, 2019

Ordinance authorizing settlement of the lawsuit filed by Innsbruck, LP against the City and County of San Francisco for \$1,557,420 plus interest; the lawsuit was filed on May 14, 2018, in San Francisco Superior Court, Case No. CGC-18-566560; entitled Innsbruck, LP v. City and County of San Francisco, et al.; the lawsuit involves a transfer tax refund.

September 19, 2019 Government Audit and Oversight Committee - RECOMMENDED

October 01, 2019 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee

October 08, 2019 Board of Supervisors - FINALLY PASSED

Ayes: 9 - Brown, Fewer, Mandelman, Mar, Peskin, Ronen, Safai, Stefani and Yee Excused: 2 - Haney and Walton

File No. 190806

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/8/2019 by the Board of Supervisors of the City and County of San Francisco.

London N. Breed Mayor .

Angela Calvillo Clerk of the Board

Date Approved