

1 [Settlement of Lawsuit - David Zeller (Deceased) - \$290,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by David Zeller against the City**  
4 **and County of San Francisco for \$290,000; the lawsuit was filed on March 14, 2013, in**  
5 **San Francisco Superior Court, Case No. CGC-13-529554; entitled David Zeller v. San**  
6 **Francisco General Hospital, et al.; the lawsuit involves alleged medical malpractice;**  
7 **other terms of the settlement are UC Regents to pay \$200,245 and upon approval by the**  
8 **probate court and Plaintiff's acceptance of the probate court's allocation of funds,**  
9 **California Department of Health Care Services to disgorge \$65,300 paid for MediCal lien**  
10 **to be paid to plaintiff.**

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

13 Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby  
14 authorizes the City Attorney to settle the action entitled David Zeller v. San Francisco General  
15 Hospital, et al., San Francisco Superior, Case No. CGC-13-529554 by the payment of  
16 \$290,000 and UC Regents to pay \$200,245 and upon approval by the probate court and  
17 Plaintiff's acceptance of the probate court's allocation of funds, California Department of  
18 Health Care Services to disgorge \$65,300 paid for MediCal lien to be paid to plaintiff. The  
19 lawsuit involves alleged medical malpractice.

20 Section 2. The above-named action was filed in San Francisco Superior Court on  
21 March 14, 2013, and the following parties were named in the lawsuit: Plaintiffs: David Zeller,  
22 Michael T. McCowan, as Personal Representative of the Estate of David Zeller, Deceased;  
23 Defendants: City and County of San Francisco and Regents of the University of California.

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APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney



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Cheryl Adams  
Chief Trial Attorney

FUNDS AVAILABLE:



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BEN ROSENFELD  
Controller

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH



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BARBARA A. GARCIA  
Director

APPROVED:



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MARK MOREWITZ  
Secretary, Health Commission

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City and County of San Francisco  
**Tails  
Ordinance**

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

**File Number:** 180027

**Date Passed:** February 27, 2018

Ordinance authorizing settlement of the lawsuit filed by David Zeller against the City and County of San Francisco for \$290,000; the lawsuit was filed on March 14, 2013, in San Francisco Superior Court, Case No. CGC-13-529554; entitled David Zeller v. San Francisco General Hospital, et al.; the lawsuit involves alleged medical malpractice; other terms of the settlement are UC Regents to pay \$200,245 and upon approval by the probate court and Plaintiff's acceptance of the probate court's allocation of funds, California Department of Health Care Services to disgorge \$65,300 paid for MediCal lien to be paid to plaintiff.

February 07, 2018 Government Audit and Oversight Committee - RECOMMENDED

February 13, 2018 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

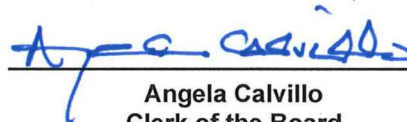
February 27, 2018 Board of Supervisors - FINALLY PASSED

Ayes: 10 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani and Yee

Excused: 1 - Tang

File No. 180027

I hereby certify that the foregoing  
Ordinance was FINALLY PASSED on  
2/27/2018 by the Board of Supervisors of  
the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

  
Mark E. Farrell  
Mayor

  
Date Approved