

1 [Settlement of Lawsuit]

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3 **Ordinance authorizing settlement of the two lawsuits filed by the United States of**  
4 **America against the City and County of San Francisco for \$7,000,000; the two lawsuits**  
5 **were filed on August 22, 2005, and September 6, 2007, in the United States District**  
6 **Court for the Eastern District of California, Case No. 2:05 CV 01693 entitled United**  
7 **States of America v. City and County of San Francisco, et al. and Case No. 1:07 CV**  
8 **01300 entitled United States of America v. City and County of San Francisco, et al. and**  
9 **appropriating \$7,000,000 of fund balance from the Hetch Hetchy Fund for this purpose.**

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

12 Section 1. The City Attorney is hereby authorized to settle the two actions entitled  
13 United States of America v. City and County of San Francisco, et al., United States District  
14 Court for the Eastern District of California, Case No. 2:05 CV 01693 and United States of  
15 America v. City and County of San Francisco, et al., United States District Court for the  
16 Eastern District of California, Case No. 1:07 CV 01300 by the payment of \$7,000,000; and  
17 \$7,000,000 is available in fund balance from the Hetch Hetchy Fund, and is herein  
18 appropriated for this use.

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1 Section 2. The above-named actions were filed in United States District Court for the  
2 Eastern District of California on August 22, 2005 and September 6, 2007, and the following  
3 parties were named in the lawsuit: Plaintiff United States of America and Defendant City and  
4 County of San Francisco.

5 APPROVED AS TO FORM AND  
6 RECOMMENDED:

RECOMMENDED:

7 DENNIS J. HERRERA  
8 City Attorney

PUBLIC UTILITIES COMMISSION

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10 \_\_\_\_\_  
11 JOANNE HOEPER  
12 Chief Trial Deputy

10 \_\_\_\_\_  
11 ED HARRINGTON  
12 General Manager

12 FUNDS AVAILABLE:

APPROVED:

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14 \_\_\_\_\_  
15 BEN ROSENFELD  
16 Controller

14 \_\_\_\_\_  
15 SECRETARY  
16 Public Utilities Commission