

1 [Settlement of Lawsuit - Peyman Pakdel and Sima Chegini - \$450,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by Peyman Pakdel and Sima**
4 **Chegini against the City and County of San Francisco for \$450,000; the lawsuit was**
5 **filed on June 26, 2017, in the United States District Court for the Northern District of**
6 **California, Case No. 3:17-cv-03638; entitled Peyman Pakdel, et al. v. City and County of**
7 **San Francisco, et al.; the lawsuit involves alleged diminution of Plaintiffs' property**
8 **value as a result of conditions of approval of San Francisco's Expedited Conversion**
9 **Program; other material terms of the settlement include the Plaintiffs' sale of the**
10 **property to the current tenant and termination of the lifetime lease under the Expedited**
11 **Conversion Program.**

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

14 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
15 authorizes the City Attorney to settle the action entitled Peyman Pakdel, et al. v. City and
16 County of San Francisco, et al., United States District Court for the Northern District of
17 California, Case No. 3:17-cv-03638 by the payment of \$450,000 to the Plaintiffs and Plaintiffs'
18 sale of the property at issue to the current tenant in exchange for termination of the lifetime
19 lease of the property. The lawsuit involves Plaintiffs' claim that the lifetime lease requirement
20 imposed as a condition of the Expedited Conversion Program has diminished the value of
21 Plaintiffs' condominium and resulted in an unconstitutional taking of property.

22 Section 2. The above-named action was filed in the United States District Court for the
23 Northern District of California on June 26, 2017, and the following parties were named in the
24 lawsuit: Plaintiffs Peyman Pakdel and Sima Chegini and Defendants City and County of San
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1 Francisco, San Francisco Board of Supervisors, San Francisco Department of Public Works
2 and Does 1-25, inclusive.

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4 APPROVED AS TO FORM AND
5 RECOMMENDED:

RECOMMENDED:

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6 DAVID CHIU
7 City Attorney

CARLA SHORT

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7 /s/

/s/

8 AUSTIN YANG
9 Chief Land Use Deputy

CARLA SHORT
Interim Director, Public Works

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11 FUNDS AVAILABLE:

RECOMMENDED:

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13 /s/ Michelle Allersma for Ben Rosenfield

/s/

14 BEN ROSENFELD
15 Controller

ROBERT FULLER
Secretary, Public Works Commission

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