

1 [Settlement of Lawsuit - Lester Hogan - \$50,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by Lester Hogan against the City**
4 **and County of San Francisco for \$50,000; the lawsuit was filed on February 18, 2021, in**
5 **United States District Court, Northern District of California, Case No. 22-cv-6112-DMR**
6 **(NMC); entitled Lester Hogan v. Deputy Ibarra; the lawsuit involves alleged civil rights**
7 **violations; the City already paid \$25,000 to Plaintiff, and the City will pay \$25,000 to**
8 **Kaiser Foundation Health Plan, Inc. (via the Rawlings Company) to satisfy a Medicare**
9 **Advantage lien for Plaintiff's medical treatment relating to the incident.**

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

12 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
13 authorizes the City Attorney to settle the action entitled Lester Hogan v. Deputy Ibarra, U.S.
14 District Court, Northern District of California, Case No. 22-cv-6112-DMR (NMC) by the
15 payment of \$50,000, \$25,000 of which the City has already paid to Plaintiff, and \$25,000 of
16 which the City will pay to Kaiser Foundation Health Plan, Inc. (via the Rawlings Company) to
17 satisfy a Medicare Advantage lien for Plaintiff's medical treatment relating to the incident. The
18 lawsuit involves alleged civil rights violations.

19 Section 2. The above-named action was filed in U.S. District Court, Northern District of
20 California on February 18, 2021, and the following parties were named in the lawsuit: Plaintiff
21 Lester Hogan; Defendant Deputy Fernando Ibarra.

1 APPROVED AS TO FORM AND
2 RECOMMENDED:

3 DAVID CHIU
4 City Attorney

5 /s/ Jennifer E. Choi
6 JENNIFER E. CHOI
7 Chief Trial Deputy

8 FUNDS AVAILABLE:

9 /s/ Michelle Allersma for Greg Wagner
10 GREG WAGNER
11 Controller

RECOMMENDED:

SHERIFF'S DEPARTMENT

/s/
PAUL MIYAMOTO
Sheriff

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