[Settlement of Lawsuit - Yvonne Detert, et al. - \$137,785.78, Plus Statutory Interest]

Ordinance authorizing settlement of the lawsuit filed by Yvonne Detert, et al. against the City and County of San Francisco, et al. for \$137,785.78, plus statutory interest; the lawsuit was filed on September 21, 2018, in San Francisco Superior Court, Case No. CGC-18-570011; entitled <a href="Yvonne Detert">Yvonne Detert</a>, et al.; the lawsuit involves a claim of refund of penalties related to hotel taxes and fees for tax periods October 1, 2013, through and including December 31, 2013.

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>Yvonne Detert</u>, et al. v. City and <u>County of San Francisco</u>, et al., San Francisco Superior Court, Case No. CGC-18-570011 by the payment of \$137,785.78, plus statutory interest. The lawsuit involves a claim of refund of penalties related to hotel taxes and fees for tax periods October 1, 2013, through and including December 31, 2013.

Section 2. The above-named action was filed in San Francisco Superior Court on September 21, 2018, and the following parties were named in the lawsuit: Plaintiffs Yvonne Detert, Engage Hospitality LLC, KPH Management LLC, and AGPME Tenant LLC; Defendants City and County of San Francisco and Jose Cisneros.

1 APPROVED AS TO FORM AND **RECOMMENDED:** RECOMMENDED: 2 TREASURER/TAX COLLECTOR **DAVID CHIU** 3 City Attorney 4 /s/ Scott M. Reiber SCOTT M. REIBER JOSE CISNEROS 5 **Chief Tax Deputy** Treasurer 6 **FUNDS AVAILABLE:** 7 /s/ Michelle Allersma for Ben Rosenfield BEN ROSENFIELD 8 Controller 9 10 n:\taxlit\li2022\190579\01644244.docx 11 12 13 14 15 16 17 18 19 20 21 22

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## City and County of San Francisco Tails

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

**Ordinance** 

File Number: 231046

Date Passed: December 05, 2023

Ordinance authorizing settlement of the lawsuit filed by Yvonne Detert, et al. against the City and County of San Francisco, et al. for \$137,785.78, plus statutory interest; the lawsuit was filed on September 21, 2018, in San Francisco Superior Court, Case No. CGC-18-570011; entitled Yvonne Detert, et al. v. City and County of San Francisco, et al.; the lawsuit involves a claim of refund of penalties related to hotel taxes and fees for tax periods October 1, 2013, through and including December 31, 2013.

November 16, 2023 Government Audit and Oversight Committee - RECOMMENDED...

November 28, 2023 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

December 05, 2023 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 231046

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 12/5/2023 by the Board of Supervisors of the City and County of San Francisco.

> Angela Calvillo Clerk of the Board

London N. Breed Mayor

13/25

Date Approved