

1 [Settlement of Lawsuit - Friends of Appleton-Wolford Libraries and Coalition for a Better North
2 Beach Library - City to Waive Litigation Costs]

3 **Ordinance authorizing settlement of the lawsuit filed by Friends of Appleton-Wolford**
4 **Libraries and Coalition for a Better North Beach Library and Playground against the**
5 **City and County of San Francisco; the lawsuit was filed on July 27, 2011, in San**
6 **Francisco Superior Court, Case No. CPF-11-511469 (Court of Appeal Case No.**
7 **A136409), entitled Friends of Appleton-Wolford Libraries, et al. v. City and County of**
8 **San Francisco, et al.; material terms of said settlement are Petitioners' waiver of further**
9 **appeal rights in exchange for the City's waiver of litigation costs.**

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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 *Friends of Appleton-Wolford Libraries,*
14 *et al. v. City and County of San Francisco, et al.*, San Francisco Superior Court, Case No.
15 CPF-11-511469 (Court of Appeal Case No. A136409), by the material terms as set forth in the
16 Settlement Agreement contained in Board of Supervisors File No. _____. The material
17 terms of the Settlement Agreement include San Francisco's agreement to waive its claimed
18 litigation costs, in exchange for Petitioners' waiver of all further appeal rights.

19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 July 27, 2011, and the following parties were named in the lawsuit: Petitioners Friends of
21 Appleton-Wolford Libraries and Coalition for a Better North Beach Library and Playground;
22 Respondents City and County of San Francisco, the Board of Supervisors of the City and
23 County of San Francisco, San Francisco Public Library Commission, San Francisco Planning
24 Commission and San Francisco Recreation and Park Commission.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney

KRISTEN A. JENSEN
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO PUBLIC LIBRARY

LUIS HERRERA
City Librarian

RECOMMENDED:

SAN FRANCISCO RECREATION AND
PARK DEPARTMENT

PHIL GINSBURG
General Manager

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