

1 [Settlement of Lawsuit - CCSF v. Underground Construction Co., et al. - City to Receive
2 \$29,000]

3 **Ordinance authorizing settlement of the lawsuit filed by City and County of San**
4 **Francisco against Underground Construction Co., et al. by accepting the payment of**
5 **\$29,000 to the City and County of San Francisco; \$23,200 from Underground**
6 **Construction Co. and \$5,800 from State Farm; the lawsuit was filed on February 24,**
7 **2009, in San Francisco Superior Court, Case No. CGC-09-485059; entitled City and**
8 **County of San Francisco, et al., v. Underground Construction Co., et al.**

9
10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The City Attorney is hereby authorized to settle the action entitled "City and
12 County of San Francisco, et al., v. Underground Construction Co., et al.," San Francisco
13 Superior Court No. CGC-09-485059 by the payment of \$29,000 to the City and County of San
14 Francisco; \$23,200 from Underground Construction Co. and \$5,800 from State Farm.

15 Section 2. The above-named action was filed in San Francisco Superior Court on
16 February 24, 2009, and the following parties were named in the lawsuit: Plaintiff City and
17 County of San Francisco; Defendants Underground Construction Co. and Donte Jerome
18 Ellenberg.

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20 APPROVED AS TO FORM AND
21 RECOMMENDED:

22 DENNIS J. HERRERA
City Attorney

23 See File for Signature
24 JOANNE HOEPER
Chief Trial Deputy

RECOMMENDED:

PUBLIC UTILITIES COMMISSION

25 See File for Signature
ED HARRINGTON
General Manager

FUNDS AVAILABLE:

APPROVED:

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N/A
BEN ROSENFELD
Controller

See File for Signature
SECRETARY
PUBLIC UTILITIES COMMISSION



City and County of San Francisco

Tails Ordinance

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

File Number: 100960

Date Passed: September 14, 2010

Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against Underground Construction Co., et al. by accepting the payment of \$29,000 to the City and County of San Francisco; \$23,200 from Underground Construction Co. and \$5,800 from State Farm; the lawsuit was filed on February 24, 2009, in San Francisco Superior Court, Case No. CGC-09-485059; entitled City and County of San Francisco, et al., v. Underground Construction Co., et al.

August 10, 2010 Board of Supervisors - PASSED, ON FIRST READING

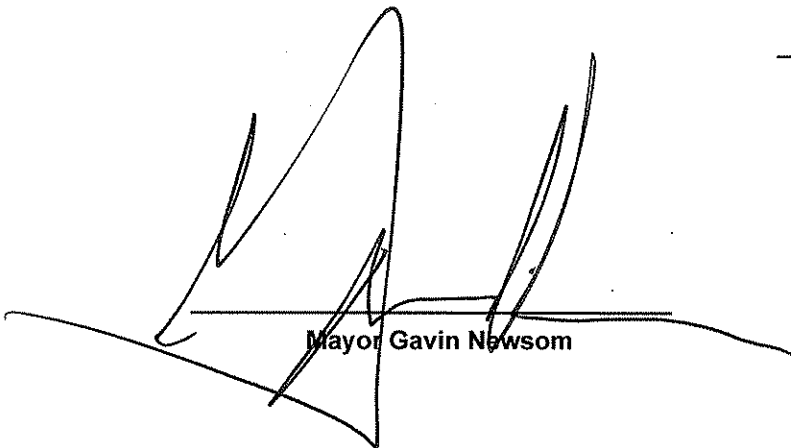
Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi
Excused: 1 - Avalos

September 14, 2010 Board of Supervisors - FINALLY PASSED


Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

File No. 100960

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 9/14/2010 by the Board of Supervisors of the City and County of San Francisco.



Mayor Gavin Newsom



Angela Calvillo
Clerk of the Board

September 21, 2010
Date Approved