

File No. 180068

Committee Item No. 14

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: December 7, 2017

Board of Supervisors Meeting:

Date: _____

Cmte Board

- | | | |
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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

Prepared by: John Carroll

Date: December 2, 2017

Prepared by: _____

Date: _____

1 [Settlement of Lawsuit - MBIA Inc., MBIA Insurance Corp., MBIA Insurance Corp. of Illinois,
2 and Jason Kissane - City to Receive \$388,591]

3 **Ordinance authorizing a settlement of the lawsuit filed by the City and County of**
4 **San Francisco against MBIA Inc., its affiliates, MBIA Insurance Corp. and MBIA**
5 **Insurance Corp. of Illinois, and its former employee, Jason Kissane, for \$388,591; the**
6 **lawsuit was filed on October 8, 2008, in San Francisco Superior Court, Case No. CGC-**
7 **08-480708; entitled City and County of San Francisco v. Ambac Financial Group Inc., et**
8 **al.; the lawsuit involves breach of contract, fraud and antitrust claims against bond**
9 **insurance companies; this settlement applies to claims against the last remaining**
10 **defendants in the case, the MBIA entities.**

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

13 Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby
14 authorizes the City Attorney to settle the action entitled City and County of San Francisco v.
15 Ambac Financial Group Inc., et al., San Francisco Superior Court, Case No. CGC-08-480708
16 as against the remaining defendants in the case, MBIA Inc., MBIA Insurance Corp., MBIA
17 Insurance Corp. of Illinois, and Jason Kissane, for the payment of \$388,591 by MBIA Inc.
18 The lawsuit involves breach of contract, fraud and antitrust claims against bond insurance
19 companies.

20 Section 2. The above-named action was filed in San Francisco Superior Court on
21 October 8, 2008, and the following parties were named in the lawsuit: Plaintiff City and
22 County of San Francisco; Defendants Ambac Financial Group Inc.; Ambac Assurance Corp.;
23 MBIA Inc.; XL Capital Assurance Inc.; Financial Guaranty Insurance Company; CIFG
24 Assurance North America, Inc.; Jason Kissane; Neil Pack; and Does 1 – 50.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



OWEN J. CLEMENTS
Chief of Special Litigation

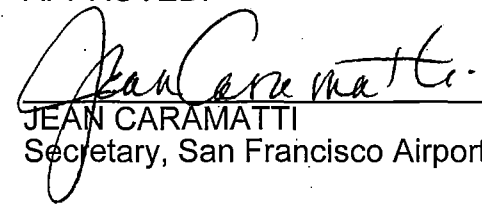
RECOMMENDED:

SAN FRANCISCO
INTERNATIONAL AIRPORT



IVAR C. SATERO
Airport Director

APPROVED:



JEAN CARAMATTI
Secretary, San Francisco Airport Commission

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