

1 [Settlement of Unlitigated Claim - DiamondRock Hospitality, L.P. - \$245,000]

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3 **Resolution approving the settlement of the unlitigated claim filed by DiamondRock**
4 **Hospitality, L.P., against the City and County of San Francisco for \$245,000; the claim**
5 **involves an alleged overpayment of real property transfer tax paid in connection with**
6 **the November 14, 2012, purchase of the Hotel Rex, located at 562 Sutter Street.**

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8 WHEREAS, DiamondRock Hospitality, L.P. filed a claim on February 8, 2017, against
9 the City and County of San Francisco; and

10 WHEREAS, The claim involves overpayment of real property transfer tax that allegedly
11 was due and not paid in connection with the deed recorded on November 14, 2012, for the
12 purchase of the Hotel Rex, located at 562 Sutter Street; and

13 WHEREAS, The Board imposed a \$440,038 special assessment and tax lien when the
14 tax remained unpaid; and

15 WHEREAS, The \$440,038 special assessment was paid in two installments, on
16 December 6, 2016, and January 11, 2017; and

17 WHEREAS, The tax lien against the property was released on May 26, 2017; and

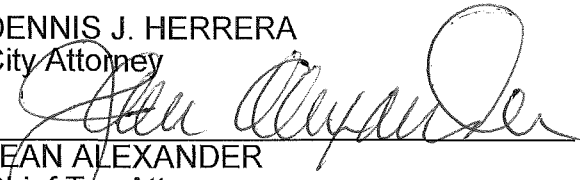
18 WHEREAS, The Assessor-Recorder has recommended settlement of the claim by
19 payment of \$245,000; now, therefore, be it

20 RESOLVED, That pursuant to Administrative Code, Section 10.22, the Board of
21 Supervisors hereby authorizes the City Attorney to settle and compromise the claim by
22 payment of \$245,000.

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APPROVED:

DENNIS J. HERRERA
City Attorney


JEAN ALEXANDER
Chief Tax Attorney

FUNDS AVAILABLE:


BEN ROSENFELD
Controller

RECOMMENDED:

Assessor-Recorder


CARMEN CHU
Assessor-Recorder

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City and County of San Francisco
Tails
Resolution

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

File Number: 170818

Date Passed: September 12, 2017

Resolution approving the settlement of the unlitigated claim filed by DiamondRock Hospitality, L.P., against the City and County of San Francisco for \$245,000; the claim involves an alleged overpayment of real property transfer tax paid in connection with the November 14, 2012, purchase of the Hotel Rex, located at 562 Sutter Street.

September 06, 2017 Government Audit and Oversight Committee - RECOMMENDED

September 12, 2017 Board of Supervisors - ADOPTED

Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

File No. 170818

I hereby certify that the foregoing Resolution was ADOPTED on 9/12/2017 by the Board of Supervisors of the City and County of San Francisco.

for Angela Calvillo
Clerk of the Board

Mayor

9/15/2017

Date Approved