

1 [Settlement of Lawsuit]

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3 **Ordinance authorizing settlement of the lawsuit filed by Mitchell Engineering/J.**
4 **Fletcher Creamer & Son, Inc. against the City and County of San Francisco for**
5 **\$775,000; the lawsuit was filed on July 6, 2005 in San Joaquin County Superior Court,**
6 **Case No. CV 026863; entitled Mitchell Engineering/J/ Fletcher Creamer & Son, Inc., et**
7 **al., v. City and County of San Francisco, et al.**

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

10 Section 1. The City Attorney is hereby authorized to settle the action entitled "Mitchell
11 Engineering/J. Fletcher Creamer & Son, Inc, et al., v. City and County of San Francisco, et al.,
12 San Joaquin County Superior Court, Court No. CV 026863 by the payment of \$775,000
13 (Seven Hundred Seventy-five Thousand Dollars) and each of the parties to bear its own
14 attorneys fees and costs and each of the parties to provide mutual releases.

15 Section 2. The above-named action was filed in San Joaquin County Superior Court
16 on July 6, 2005, and the following parties were named in the lawsuit: Plaintiff Mitchell
17 Engineering/J. Fletcher Creamer & Son, Inc. and Defenfant City and County of San Francisco.

18 APPROVED AS TO FORM AND
19 RECOMMENDED:

RECOMMENDED:

20 DENNIS J. HERRERA
21 City Attorney

PUBLIC UTILITIES COMMISSION

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23 _____
24 JOANNE HOEPER
25 Chief Trial Deputy

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24 SUSAN LEAL
25 General Manager

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1 FUNDS AVAILABLE:

APPROVED:

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EDWARD HARRINGTON
Controller

SECRETARY
PUBLIC UTILITIES COMMISSION