

1 [Settlement of Lawsuit - Pacific Bell Telephone Company, and AT&T Services, Inc.
2 - \$852,057.22]

3 **Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone**
4 **Company, and AT&T Services, Inc. against the City and County of San Francisco**
5 **for \$852,057.22; the lawsuit was filed on October 4, 2016, in San Francisco Superior**
6 **Court, Case No. CGC-16-554661; entitled Pacific Bell Telephone Company, and AT&T**
7 **Services, Inc. v. City and County of San Francisco and Does 1 to 100; the lawsuit**
8 **involves damage to real and personal property caused by two alleged flooding events**
9 **at 30 Onondaga Street; and appropriating San Francisco Public Utilities Commission**
10 **funds for payment of the settlement amount.**

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 Pacific Bell Telephone Company, and
15 AT&T Services, Inc. v. City and County of San Francisco and Does 1 to 100, San Francisco
16 Superior Court, Case No. Case No. CGC-16-554661 by the payment of \$852,057.22. The
17 lawsuit involves damage to real and personal property caused by two alleged flooding events
18 at 30 Onondaga Street.

19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 October 4, 2016, and the following parties were named in the lawsuit: Pacific Bell Telephone
21 Company, and AT&T Services, Inc., Plaintiffs, City and County of San Francisco and Does 1
22 to 100, Defendants.

23 Section 3. The source of funding herein appropriated for use by the San Francisco
24 Public Utilities Commission (SFPUC) for purposes of this settlement payment is the SFPUC
25 Water Enterprise fund balance.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



CHERY ADAMS
Chief Trial Deputy

FUNDS AVAILABLE:



BEN ROSENFELD
Controller

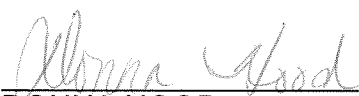
RECOMMENDED:

PUBLIC UTILITIES COMMISSION



HARLAN L. KELLY, JR.
General Manager

APPROVED:



DONNA HOOD
Commission Secretary

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City and County of San Francisco
Tails
Ordinance

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

File Number: 180706

Date Passed: July 31, 2018

Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone Company, and AT&T Services, Inc. against the City and County of San Francisco for \$852,057.22; the lawsuit was filed on October 4, 2016, in San Francisco Superior Court, Case No. CGC-16-554661; entitled Pacific Bell Telephone Company, and AT&T Services, Inc. v. City and County of San Francisco and Does 1 to 100; the lawsuit involves damage to real and personal property caused by two alleged flooding events at 30 Onondaga Street; and appropriating San Francisco Public Utilities Commission funds for payment of the settlement amount.

July 18, 2018 Government Audit and Oversight Committee - RECOMMENDED

July 24, 2018 Board of Supervisors - PASSED ON FIRST READING

Ayes: 10 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani and Yee

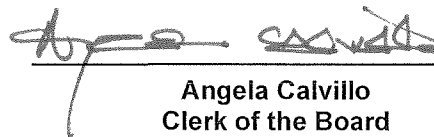
Excused: 1 - Tang

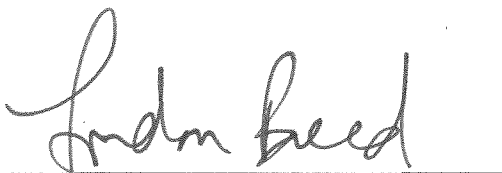
July 31, 2018 Board of Supervisors - FINALLY PASSED


Ayes: 11 - Cohen, Brown, Fewer, Kim, Mandelman, Peskin, Ronen, Safai, Stefani, Tang and Yee

File No. 180706

I hereby certify that the foregoing
Ordinance was FINALLY PASSED on
7/31/2018 by the Board of Supervisors of
the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


London N. Breed
Mayor


Date Approved