

1 [Settlement of Lawsuit - MJM Management Group - City to Receive \$400,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**
4 **Francisco against MJM Management Group for \$400,000; the lawsuit was filed on April**
5 **29, 2020, in San Francisco Superior, Case No. CGC-20-584294; entitled City and County**
6 **of San Francisco v. MJM Management Group, et al.; the lawsuit involves allegations of**
7 **false claims for reimbursement in connection with property management expenses at**
8 **Yerba Buena Gardens; consistent with the requirements of the California False Claims**
9 **Act, a portion of the City's recovery shall be allocated to the qui tam plaintiff and to the**
10 **City Attorney's Office.**

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 MJM Management Group, et al., San Francisco Superior Court, Case No. CGC-20-584294 by
16 the payment of \$400,000 by MJM Management Group and injunction against future
17 contracting with the City and County of San Francisco for a period of three years. The lawsuit
18 involves allegations of false claims for reimbursement in connection with property
19 management expenses at Yerba Buena Gardens. Funds received by the City under this
20 settlement must be used to support the continued operation of Yerba Buena Gardens.

21 Section 2. The above-named action was filed in San Francisco Superior Court on April
22 29, 2020, and the following parties were named in the lawsuit: plaintiffs City and County of
23 San Francisco and Successor Agency to the Redevelopment Agency of the City and County
24 of San Francisco (commonly known as Office of Community investment and Infrastructure)
25 and defendants MJM Management Group and DOES 1-20.

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APPROVED AS TO FORM AND
RECOMMENDED:

DAVID CHIU
City Attorney

/s/ Sara J. Eisenberg
SARA J. EISENBERG
Chief of Complex and Affirmative Litigation

RECOMMENDED:

Real Estate Division

/s/ Andrico Penick
ANDRICO PENICK
Director of Real Estate

APPROVED:

/s/ Carmen Chu
CARMEN CHU
City Administrator

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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: 230191

Date Passed: April 12, 2023

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against MJM Management Group for \$400,000; the lawsuit was filed on April 29, 2020, in San Francisco Superior, Case No. CGC-20-584294; entitled City and County of San Francisco v. MJM Management Group, et al.; the lawsuit involves allegations of false claims for reimbursement in connection with property management expenses at Yerba Buena Gardens; consistent with the requirements of the California False Claims Act, a portion of the City's recovery shall be allocated to the qui tam plaintiff and to the City Attorney's Office.

March 16, 2023 Government Audit and Oversight Committee - RECOMMENDED..

April 04, 2023 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

April 12, 2023 Board of Supervisors - FINALLY PASSED

Ayes: 8 - Chan, Dorsey, Engardio, Mandelman, Peskin, Preston, Safai and Walton
Excused: 3 - Melgar, Ronen and Stefani

File No. 230191

I hereby certify that the foregoing
Ordinance was **FINALLY PASSED** on
4/12/2023 by the Board of Supervisors of the
City and County of San Francisco.

f Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

4/21/23

Date Approved