

1 [Settlement of Lawsuit - Fletcher Ranch Road Properties, LLC - Grant of Access Easements]

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3 **Ordinance authorizing settlement of the lawsuit filed by Fletcher Ranch Road**
4 **Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N.**
5 **And Patricia A. Fletcher Living Trust, Richard S. Fletcher as Trustee Of The Richard S.**
6 **And Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee**
7 **Of The C. Nelson And Betty S. Fletcher Revocable Inter Vivos Trust against the City**
8 **and County of San Francisco by granting limited access easements benefitting four**
9 **parcels owned by plaintiffs; the lawsuit was filed on April 22, 2010, in Alameda County**
10 **Superior Court, Case No.VG10510699; entitled Fletcher Ranch Road Properties, LLC, et**
11 **al. v. City and County of San Francisco; other material terms of said settlement are that**
12 **plaintiffs agree to waive all other claims of access over property owned by City and**
13 **County of San Francisco and to permanently restrict their use of the easements.**

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

16 Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby
17 authorizes the City Attorney to settle the action entitled *Fletcher Ranch Road Properties, LLC,*
18 *et al. v. City and County of San Francisco*, Alameda County Superior Court, Case No.
19 VG10510699, by the execution of agreements whereby the City will grant limited access
20 easements benefitting four parcels owned by plaintiffs, and plaintiffs will waive all other claims
21 of access over property owned by City and will permanently restrict their use of the
22 easements.

23 Section 2. The above-named action was filed in Alameda County Superior Court on
24 April 22, 2010, and the following parties were named in the lawsuit: Fletcher Ranch Road
25 Properties, a Limited Liability Company, Robert N. Fletcher as Trustee Of The Robert N. And

1 Patricia A. Fletcher Living Trust and Richard S. Fletcher as Trustee Of The Richard S. And
2 Linda K. Fletcher Revocable Inter Vivos Trust, and C. Nelson Fletcher As Trustee Of The C.
3 Nelson And Betty S. Fletcher Revocable Inter Vivos Trust, as plaintiffs, and City and County
4 of San Francisco, as defendant.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney

OWEN J. CLEMENTS
Chief of Complex and Special Litigation
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RECOMMENDED:

PUBLIC UTILITIES COMMISSION

HARLEN L. KELLY, JR.
General Manager

APPROVED:

DONNA HOOD
Secretary, Public Utilities Commission