

1 [Settlement of Lawsuit - Bank of America N.A. - \$975,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by Bank of America N.A. against**  
4 **the City and County of San Francisco for \$975,000; the lawsuit was filed on September**  
5 **9, 2010, in San Francisco Superior Court, Case No. CGC-10-503389; entitled Bank of**  
6 **America N.A. v. City and County of San Francisco, et al.**

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

9 Section 1. The City Attorney is hereby authorized to settle the action entitled "Bank of  
10 America N.A. v. City and County of San Francisco, et al.", San Francisco Superior Court,  
11 Court No. CGC-10-503389 by the payment of \$975,000.

12 Section 2. The above-named action was filed in San Francisco Superior Court on  
13 September 9, 2010, and the following parties were named in the lawsuit: plaintiff: Bank of  
14 America; defendants/cross-defendants: City and County of San Francisco; Itron France; Itron,  
15 Inc.; and Neptune Technology Group, Inc.

16 APPROVED AS TO FORM AND  
17 RECOMMENDED:

18 DENNIS J. HERRERA  
City Attorney

RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES  
COMMISSION

19 \_\_\_\_\_  
20 CHERYL ADAMS  
Chief Trial Deputy

Harlan L. Kelly, Jr., General Manager

21 FUNDS AVAILABLE:

APPROVED:

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23 BEN ROSENFELD  
Controller  
24 n:\lit\l\2013\110331\00851863.doc

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SECRETARY OF SF PUBLIC UTILITIES  
COMMISSION  
SAN FRANCISCO PUBLIC UTILITIES  
COMMISSION

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