

1 [Settlement of Lawsuit]

2

3 **Ordinance authorizing settlement of two lawsuits, which were filed by Earnest**
4 **Henderson, Janel Gotta, Aaron Rauls, Michael Perez, Arturo Pleitez, and Mack Woodfox**
5 **against the City and County of San Francisco and its employees for a total amount of**
6 **\$217,000.00; the first lawsuit was filed on January 14, 2005 in the United States District**
7 **Court for the Northern District of California, Case No. C05-0280 VRW/WAF, entitled**
8 **Earnest Henderson, et al., v. City and County of San Francisco, et al.; the second**
9 **lawsuit was filed on October 18, 2005 in the United States District Court for the**
10 **Northern District of California, Case No. C05-4220 VRW; entitled Mack Woodfox v. City**
11 **and County of San Francisco, et al.; the above total settlement amount also includes all**
12 **claims for costs and attorneys' fees.**

13

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

15 Section 1. The City Attorney is hereby authorized to settle the actions entitled Earnest
16 Henderson, et al., v. City and County of San Francisco, et al.," United States District Court for
17 the Northern District of California, Case No. C05-0280 VRW/WAF, and "Mack Woodfox v. City
18 and County of San Francisco, et al.," United States District Court for the Northern District of
19 California, Case No. C05-4220 VRW, by the payment of a total amount of \$217,000.00, which
20 includes all claims for costs and attorneys' fees.

21 Section 2. The action entitled Earnest Henderson, et al., v. City and County of San
22 Francisco, et al. was filed in the United States District Court for the Northern District of
23 California on January 14, 2005 and the following parties were named in the lawsuit: Plaintiffs
24 Earnest Henderson, Janel Gotta, Aaron Rauls, Michael Perez, and Arturo Pleitez; Defendants

25

1 City and County of San Francisco, Sheriff Michael Hennessey, Deputy Glenn Young, Deputy
2 Miguel Prado, and Deputy Larry Napata.

3 Section 3. The action entitled Mack Woodfox v. City and County of San Francisco, et
4 al. was filed in the United States District Court for the Northern District of California on
5 October 18, 2005 and the following parties were named in the lawsuit: Plaintiff Mack
6 Woodfox; Defendants City and County of San Francisco, Sheriff Michael Hennessey, and
7 Deputy Miguel Prado.

8
9 APPROVED AS TO FORM AND
10 RECOMMENDED:

RECOMMENDED:

11 DENNIS J. HERRERA
12 City Attorney

SHERIFF'S DEPARTMENT

13 JOANNE HOEPER
14 Chief Trial Deputy

MICHAEL HENNESSEY
Sheriff

15 FUNDS AVAILABLE:

16 BEN ROSENFELD
17 Controller