

1 [Settlement of litigation of plaintiffs Regents of the University of California and University of
2 California, Hastings College of the Law against the City.]

3 Ordinance approving the settlement of the following lawsuits: (1) Regents of the University of
4 California v. City and County of San Francisco, San Francisco Superior Court Case No.
5 311005, filed March 24, 2000; (2) Regents of the University of California v. City and County of
6 San Francisco, San Francisco Superior Court Case No. 324662, filed September 18, 2001;
7 (3) University of California, Hastings College of the Law v. City and County of San Francisco,
8 San Francisco Superior Court Case No. 400550, filed October 24, 2001; and (4) Regents of
9 the University of California and University of California, Hastings College of the Law v. City
10 and County of San Francisco, San Francisco Superior Court Case No. 414027, filed October
11 24, 2002. These settlements result in payment by the City in an undetermined amount not to
12 exceed \$155,000; potential payment by the City of an additional amount to be determined;
13 and an agreement on the maximum future water and sewer rate charges to plaintiffs for the
14 next three fiscal years.

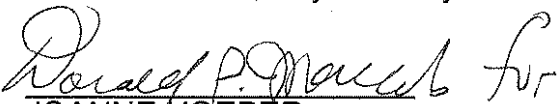
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16 Be it ordained by the People of the City and County of San Francisco:

17 Section 1. The City Attorney is hereby authorized to settle the claims of plaintiffs
18 Regents of the University of California and University of California, Hastings College of the
19 Law in the following lawsuits: (1) Regents of the University of California v. City and County of
20 San Francisco, San Francisco Superior Court Case No. 311005, filed March 24, 2000; (2)
21 Regents of the University of California v. City and County of San Francisco, San Francisco
22 Superior Court Case No. 324662, filed September 18, 2001; (3) University of California,
23 Hastings College of the Law v. City and County of San Francisco, San Francisco Superior
24 Court Case No. 400550, filed October 24, 2001; and (4) Regents of the University of
25

1 California and University of California, Hastings College of the Law v. City and County of San
2 Francisco, San Francisco Superior Court Case No. 414027, filed October 24, 2002, by:

- 3 • the payment of an amount the exact amount of which remains to be determined by
4 the parties, but not to exceed \$155,000;
- 5 • an agreement to pay a further amount should the final judgment on appeal of the
6 order granting San Francisco a summary judgment in Regents of the University of
7 California v. City and County of San Francisco, San Francisco Superior Court Case
8 No. 311005 result in a reversal of the Superior Court's order as to the timeliness of
9 the claims at issue in that action;
- 10 • an agreement by which charges for the capital component of plaintiffs' water and
11 sewer service rates are limited according to a methodology agreed upon by the
12 parties, for fiscal years 2003-04, 2004-05, and 2005-06.

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15 APPROVED AS TO FORM:
16 DENNIS J. HERRERA, City Attorney

17 By:  for
18 JOANNE HOEPER
19 Chief Trial Deputy



City and County of San Francisco

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

Tails Ordinance

File Number: 031179

Date Passed:

Ordinance approving the settlement of the following lawsuits: (1) Regents of the University of California v. City and County of San Francisco, San Francisco Superior Court Case No. 311005, filed March 24, 2000; (2) Regents of the University of California v. City and County of San Francisco, San Francisco Superior Court Case No. 324662, filed September 18, 2001; (3) University of California, Hastings College of the Law v. City and County of San Francisco, San Francisco Superior Court Case No. 400550, filed October 24, 2001; and (4) Regents of the University of California and University of California, Hastings College of the Law v. City and County of San Francisco, San Francisco Superior Court Case No. 414027, filed October 24, 2002. These settlements result in payment by the City in an undetermined amount not to exceed \$155,000; potential payment by the City of an additional amount to be determined; and an agreement on the maximum future water and sewer rate charges to plaintiffs for the next three fiscal years.

August 12, 2003 Board of Supervisors — PASSED, ON FIRST READING

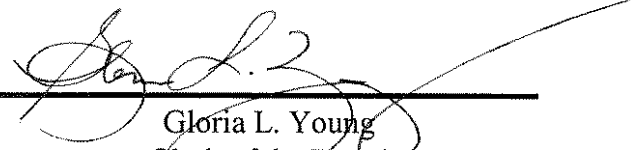
Ayes: 8 - Ammiano, Daly, Dufty, Gonzalez, Ma, Maxwell, McGoldrick, Newsom
Excused: 3 - Hall, Peskin, Sandoval

August 19, 2003 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Dufty, Gonzalez, Hall, Ma, McGoldrick, Newsom, Peskin
Excused: 3 - Daly, Maxwell, Sandoval

File No. 031179

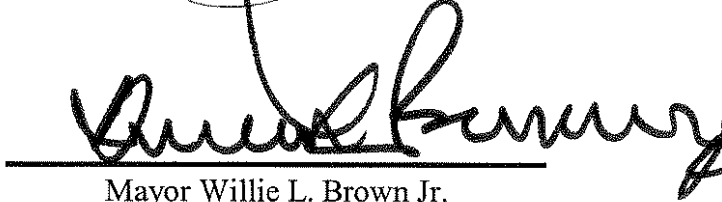
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on August 19, 2003
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

AUG 28 2003

Date Approved



Mayor Willie L. Brown Jr.