

File No. 190917

Committee Item No. 12

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: October 17, 2019

Board of Supervisors Meeting:

Date: _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Prepared by: John Carroll

Date: October 11, 2019

Prepared by: John Carroll

Date: _____

1 [Settlement of Lawsuit - Fidelis Cybersecurity, Inc. - City to Receive \$850,978]

2
3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**
4 **Francisco against Fidelis Cybersecurity, Inc. and others for \$850,978; the lawsuit was**
5 **filed on November 27, 2018, in San Francisco Superior Court, Case No. CGC-18-571572;**
6 **entitled City and County of San Francisco and the People of the State of California v.**
7 **Fidelis Cybersecurity, Inc.; Maarek Zalatimo (aka Mark Zalatimo); Heather Zalatimo; Jeff**
8 **Jorgenson, and Does One through Ten; the lawsuit involves the sale of products to the**
9 **City in violation of conflict of interest laws; other material terms of the settlement are**
10 **that Fidelis will pay the settlement amount over 18 months and that the City will return**
11 **hardware purchased from Fidelis within 30 days.**

12
13 Be it ordained by the People of the City and County of San Francisco:

14 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
15 authorizes the City Attorney to settle the action entitled City and County of San Francisco, et
16 al. v. Fidelis Cybersecurity, Inc., et al., San Francisco Superior Court, Case
17 No. CGC-18-571572, by the payment of \$850,978 over 18 months by Fidelis Cybersecurity,
18 Inc. to the City and by the City's return of hardware purchased from Fidelis Cybersecurity, Inc.
19 The lawsuit involves the sale of products and services to the City by Fidelis in violation of
20 conflict of interest laws.

21 Section 2. The above-named action was filed in San Francisco Superior Court on
22 November 27, 2018, and the following parties were named in the lawsuit: plaintiffs City and
23 County of San Francisco and People of the State of California and defendants Fidelis
24 Cybersecurity Inc.; Maarek Zalatimo (aka Mark Zalatimo); Heather Zalatimo; Jeff Jorgenson;
25 and Does One through Ten.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



JULIE VAN NOSTERN
Chief Attorney, Health and Human Services

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH



DR. GRANT COLFAX
Director of Public Health

APPROVED:



MARK MOREWITZ
Executive Secretary, Health Commission

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