

1 [Settlement of Lawsuit]

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3 **Ordinance authorizing settlement of the lawsuit filed by Trustees of The J. David**  
 4 **Gladstone Institutes against the City and County of San Francisco for the payment of**  
 5 **\$420,000 to the City and County of San Francisco; the lawsuit was filed on February 13,**  
 6 **2007 in San Francisco Superior Court, Case No. 460-409; entitled Trustees of The J.**  
 7 **David Gladstone Institutes, et al., v. City and County of San Francisco, et al; other**  
 8 **material terms of the settlement are that the Lease will be amended to terminate The J.**  
 9 **David Gladstone Institutes as a tenant of San Francisco General Hospital Building 40.**

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

11 Section 1. The City Attorney is hereby authorized to settle the action entitled "Trustees  
 12 of The J. David Gladstone Institutes, et al., v. City and County of San Francisco, et al., San  
 13 Francisco Superior Court, Case No. 460-409 by the payment of \$420,000 to the City and the  
 14 partial termination of the existing lease to The J. David Gladstone Institutes dated as of  
 15 February 1, 1990 to remove certain space located in Building 40 at San Francisco General  
 16 Hospital from the leased premises. A copy of the settlement agreement and the partial lease  
 17 termination is contained in Board File No. \_\_\_\_\_. The Board of Supervisors approves  
 18 and authorizes the City's execution, delivery and performance of the settlement agreement  
 19 and partial lease termination.

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1 Section 2. The above-named action was filed in San Francisco Superior Court on  
2 February 13, 2007, and the following parties were named in the lawsuit: Trustees of The J.  
3 David Gladstone Institutes, Albert A. Dorman, Andrew S. Garb and Richard D. Jones,  
4 Plaintiffs; City and County of San Francisco, Defendant.

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6 APPROVED AS TO FORM AND  
7 RECOMMENDED:

RECOMMENDED:

8 DENNIS J. HERRERA  
9 City Attorney

DEPARTMENT OF PUBLIC HEALTH

10 \_\_\_\_\_  
11 JOANNE HOEPER  
12 Chief Trial Deputy

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MITCHELL KATZ, M.D.  
Director

12 FUNDS AVAILABLE:

APPROVED:

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15 EDWARD HARRINGTON  
16 Controller

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SECRETARY  
HEALTH COMMISSION

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