

1 [Agreement for Tolling of Statute of Limitations Governing Lawsuit]

2

3 **Resolution approving the City Attorney’s entry into a tolling agreement governing suit**
4 **by plaintiff Natasha Madaris entitled Natasha Madaris v. San Francisco Unified School**
5 **District and City and County of San Francisco, Case No. 417-848.**

6

7

8 WHEREAS, plaintiff Natasha Madaris has filed a wrongful death action against the City
9 and County of San Francisco; and

10

11 WHEREAS, plaintiff now wishes to dismiss this action as against the City and County
12 of San Francisco without prejudice; and

13

14 WHEREAS, if plaintiff were to re-name the City and County of San Francisco as a
15 defendant in this action during its pendency, the City and County of San Francisco might have
16 a viable statute of limitations defense; and

17

18 WHEREAS, the City Attorney of the City and County of San Francisco has
19 recommended that the City enter into an agreement by which plaintiff would dismiss her
20 claims against the City and County of San Francisco in exchange for the City and County of
21 San Francisco's agreement to toll the statute of limitations governing plaintiff's claims against
22 the City and County of San Francisco during the pendency of the aforementioned action (the
23 “Dismissal Agreement”), effective on the date the parties sign the agreement; now, therefore,
24 be it

25

26 RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code,
27 the entry by the City into the Dismissal Agreement is hereby approved.

28

29

30

1 APPROVED AS TO FORM AND
RECOMMENDED:

2 DENNIS J. HERRERA
3 City Attorney

4 JOANNE HOEPER
5 Chief Trial Deputy

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25