

1 [Settlement Of Lawsuit]

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3 **Ordinance authorizing settlement of claims made by James Armstrong in a multi-party**
4 **action against the City and County of San Francisco for \$50,000.00, placement in Step 3**
5 **of current 5173 classification, and payment of the difference between the Step 3 pay**
6 **rate and the pay rate actually received by James Armstrong retroactive to April 26,**
7 **2003; the lawsuit was filed on July 9, 2001 in United States District Court, Northern**
8 **District, Case No. C01-2611; entitled Armstrong, et al., v. City and County of San**
9 **Francisco, et al.**

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

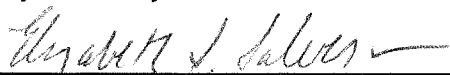
12 Section 1. The City Attorney is hereby authorized to settle the claims asserted by
13 James Armstrong in the action entitled Armstrong, et al., v. City and County of San
14 Francisco, et al., United States District Court, Northern District, Court No. C01-2611 by the
15 payment of \$50,000.00, and by moving James Armstrong to Step 3 of his current 5173
16 classification with payment of the difference between the Step 3 pay rate and the pay rate
17 actually received by James Armstrong retroactive to April 26, 2003.

18 Section 2. The above-named action was filed in United States District Court on July 9,
19 2001, and the following parties were named in the lawsuit: James Armstrong, Monique
20 Bailey, Connie L. Brown, Karl Dyson, Edward Ferdinand, Richard Fontenberry, Jr., Nadine
21 Gordon, Victor Humphrey, Tehsa Jennings, David Johnwell, Rheuben Johnson, Derek
22 Madaris, Gloria Owen, Roy Ray, Ricardo Rideout, Sr., Mary Simmons, Lamar Simpson, Jr.,
23 and Tressa Knox, Plaintiffs; and City and County of San Francisco, Defendant.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



ELIZABETH S. SALVESON
Chief Labor Attorney

RECOMMENDED:



EDWIN LEE, DIRECTOR
Department of Public Works

FUNDS AVAILABLE:



EDWARD HARRINGTON
Controller

Index Code: 975016
Subject: 053XX *LS 10/8/04*



City and County of San Francisco

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

Tails Ordinance

File Number: 041427

Date Passed:

Ordinance authorizing settlement of claims made by James Armstrong in a multi-party action against the City and County of San Francisco for \$50,000.00, placement in Step 3 of current 5173 classification, and payment of the difference between the Step 3 pay rate and the pay rate actually received by James Armstrong retroactive to April 26, 2003; the lawsuit was filed on July 9, 2001 in United States District Court, Northern District, Case No. C01-2611; entitled Armstrong, et al., v. City and County of San Francisco, et al.

November 23, 2004 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell,
McGoldrick, Peskin, Sandoval
Absent: 1 - Alioto-Pier

December 7, 2004 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell,
McGoldrick, Peskin, Sandoval

File No. 041427

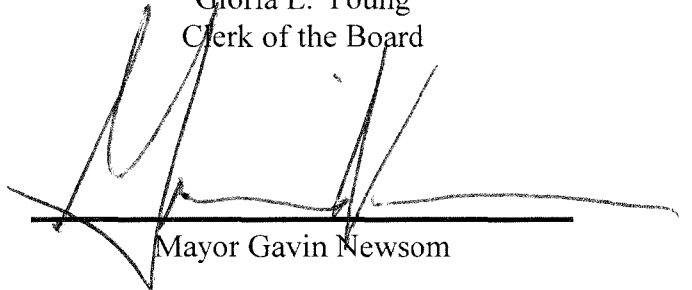
I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on December 7, 2004 by the Board of Supervisors of the City and County of San Francisco.

Dec. 14, 2004

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom