1   [Settlement of Lawsuit - Stantec Consulting Services Inc. - City to Receive $15,285,000]

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3   **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**

4   **Francisco against Stantec Consulting Services Inc., and Stantec Architecture Inc., for**

5   **$15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior**

6   **Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec**

7   **Consulting Services Inc., et al.**

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

10   Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby

11   authorizes the City Attorney to settle the action entitled City and County of San Francisco v.

12   Stantec Consulting Services Inc., et al., Alameda County Superior Court, Case No.

13   RG13679711, by the payment of $14,000,000 to the City by defendants, and release of all

14   claims by defendants against the City for an unpaid contract balance of $1,285,000. All

15   parties will execute a mutual release of current claims against one another, excluding a

16   release of defendants' liability for latent defects, and defendants' claims against various third

17   parties subject to defendants' obligation to defend, indemnify, and hold the City harmless for

18   future lawsuits arising from such claims.

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1   Section 2. The above-named action was filed in Alameda County Superior Court on

2   December 12, 2011, and the following parties were named in the lawsuit: Plaintiff City and

3   County of San Francisco, and defendants Stantec Architecture Inc. and Stantec Consulting

4   Services Inc.

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6   APPROVED AS TO FORM AND   RECOMMENDED:
     RECOMMENDED:
7
     DENNIS J. HERRERA   DEPARTMENT OF PUBLIC WORKS
8   City Attorney

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10   _____   _____
     RONALD P. FLYNN   MOHAMMED NURU
     Deputy City Attorney   Director, Department of Public Works
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