

File No. 220376

Committee Item No. 13

Board Item No. \_\_\_\_\_

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: Gov. Audit and Oversight Comm.

Date May 19, 2022

Board of Supervisors Meeting

Date \_\_\_\_\_

### Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- Memorandum of Understanding (MOU)
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 - Ethics Commission
- Award Letter
- Application
- Form 700
- Information/Vacancies (Boards/Commissions)
- Public Correspondence

### OTHER (Use back side if additional space is needed)

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Completed by: Victor Young

Date May 13, 2022

Completed by: \_\_\_\_\_

Date \_\_\_\_\_

1 [Settlement of Lawsuit - Jonathan Tuse and Sarah Falconer - \$525,000]

2

3 **Ordinance authorizing settlement of the lawsuit filed by Jonathan Tuse and Sarah**  
4 **Falconer against the City and County of San Francisco for \$525,000; the lawsuit was**  
5 **filed on March 23, 2020, in San Francisco Superior Court, Case No. CGC-20-583895;**  
6 **entitled Jonathan Tuse, et al. v. City and County of San Francisco, et al.; the lawsuit**  
7 **alleged a personal injury in Huntington Park resulting from a falling tree branch.**

8

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 Jonathan Tuse, et al. v. City and  
12 County of San Francisco, et al., San Francisco Superior Court, Case No. CGC-20-583895 by  
13 the payment of \$525,000. The lawsuit alleged a personal injury in Huntington Park resulting  
14 from a falling tree branch.

15 Section 2. The above-named action was filed in San Francisco Superior Court on  
16 March 23, 2020, and the following parties were named in the lawsuit: Plaintiffs Jonathan  
17 Tuse, Sarah Falconer; Defendants City and County of San Francisco; The Davey Tree Expert  
18 Company, and Nob Hill Association.

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APPROVED AS TO FORM AND  
RECOMMENDED:

DAVID CHIU  
City Attorney

/s/ Meredith B. Osborn  
MEREDITH B. OSBORN  
Chief Trial Deputy

FUNDS AVAILABLE:

/s/ Michelle Allersma for Ben Rosenfield  
BEN ROSENFELD  
Controller

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RECOMMENDED:

RECREATION AND PARK DEPARTMENT

/s/  
PHIL GINSBURG  
General Manager

APPROVED:

/s/  
ASHLEY SUMMERS  
Secretary, Recreation and Park Commission