

1 [Settlement of Lawsuit - Compania Mexicana de Aviacion S.A. de C.V., doing business as
2 Mexicana Airlines - City to Receive \$110,249.74]

3 **Ordinance authorizing the settlement of the bankruptcy claim filed by the City and**
4 **County of San Francisco, acting by and through its Airport Commission, against**
5 **Compania Mexicana de Aviacion S.A. de C.V., doing business as Mexicana Airlines for**
6 **\$110,249.74; the bankruptcy case was filed on August 2, 2010, In re Compania**
7 **Mexicana de Aviacion, S.A. de C.V., Case No. 10-14182, United States Bankruptcy Court**
8 **for the Southern District of New York; the City's claim was filed on January 27, 2015.**

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

11 Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby
12 authorizes the City Attorney to settle the City's bankruptcy claim against Compania Mexicana
13 de Aviacion S.A. de C.V., doing business as Mexicana Airlines, a Mexico corporation
14 ("Mexicana") in In re Compania Mexicana de Aviacion, S.A. de C.V., Case No. 10-14182,
15 United States Bankruptcy Court for the Southern District of New York, for \$110,249.74.

16 Section 2. On January 27, 2015, the City filed with the bankruptcy court a proof of
17 claim for charges owed by Mexicana to the City accruing after Mexicana's August 2, 2010
18 bankruptcy filing (the "Post-petition Claim"). The bankruptcy court authorized payment to the
19 City of \$110,249.74 in exchange for the City's agreement to release its right to collect the
20 remainder of its Post-petition Claim. The sole party to the City's Post-petition Claim was
21 Mexicana, acting through its Foreign Representative.

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APPROVED AS TO FORM
AND RECOMMENDED:
DENNIS J. HERRERA, City Attorney

By: _____
Sheryl L. Bregman
Airport General Counsel

RECOMMENDED:
San Francisco Airport Commission

By: _____
Ivar C. Satero
Airport Director

Attest: _____
Jean Caramatti
Secretary
Airport Commission