

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.**


9  
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



City and County of San Francisco

Tails

Ordinance

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

File Number: 160980

Date Passed: October 25, 2016

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

October 07, 2016 Government Audit and Oversight Committee - RECOMMENDED

October 18, 2016 Board of Supervisors - PASSED ON FIRST READING

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee


Absent: 1 - Avalos

October 25, 2016 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 160980

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/25/2016 by the Board of Supervisors of the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

  
Mayor

11/4/2016  
Date Approved