

FILE NO. 990099

RESOLUTION NO. 67-99

1 Supporting Saint Luke's Hospital]

2 **URGING SUPPORT OF SAINT LUKE'S HOSPITAL'S ANTI-TRUST LAWSUIT AGAINST**
3 **CALIFORNIA PACIFIC MEDICAL CENTER AND SUTTER HEALTH SYSTEM.**

4 WHEREAS, Founded in 1871, Saint Luke's is San Francisco's only independent,
5 community based, and full service hospital with a caring, culturally diverse, and highly
6 qualified staff which serves the South of Market community including indigent, MediCal, low
7 income and Medicare patients; and

8 WHEREAS, In addition, Saint Luke's annually provides over \$6.5 million in charity to
9 San Franciscans who are in need; and

10 WHEREAS, The local community is dependent on Saint Luke's to provide vital
11 emergency medical and critical care services; and

12 WHEREAS, In January 1999, Saint Luke's Hospital filed a lawsuit charging California
13 Pacific Medical Center (CMPC) and its parent, Sutter Health System, with violating the
14 California's anti-trust law; and

15 WHEREAS, In the lawsuit, Saint Luke's Hospital seeks to invalidate an exclusivity
16 clause in CMPC's contract with Brown and Toland IPA, a physician management group, and
17 recovery of substantial financial damages; and

18 WHEREAS, The exclusivity clause prohibits doctors from admitting their HMO patients
19 to Saint Luke's Hospital and insisting patients use CPMC, even when doctors and patients
20 specifically request Saint Luke's; and

21 WHEREAS, Saint Luke's relies on privately insured patients to maintain the mix of
22 payors necessary to maintain an economically viable operation; and

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Supervisor, Ammiano, Bierman

1 WHEREAS, The exclusivity clause will not only detrimentally impact Saint Luke's
2 economic viability and base, it will also significantly negative effect on South of Market
3 residents and those San Franciscans who are most in need; now, therefore, be it

4 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
5 supports Saint Luke's Hospital's lawsuit against California Pacific Medical Center and Sutter
6 Health System for violating California's anti-trust law .

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SUPERVISOR AMMIANO



City and County of San Francisco

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Tails

Resolution

File Number: 990099

Date Passed:

Resolution urging support of Saint Luke's Hospital's anti-trust lawsuit against California Pacific Medical Center and Sutter Health System.

January 25, 1999 Board of Supervisors — SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA

January 25, 1999 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

Ayes: 7 - Bierman, Brown, Katz, Leno, Yaki, Yee, Ammiano
Absent: 4 - Becerril, Kaufman, Newsom, Teng

January 25, 1999 Board of Supervisors — ADOPTED AS AMENDED

Ayes: 7 - Bierman, Brown, Katz, Leno, Yaki, Yee, Ammiano
Absent: 4 - Becerril, Kaufman, Newsom, Teng

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I hereby certify that the foregoing Resolution was **ADOPTED AS AMENDED** on January 25, 1999 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

FEB - 5 1999

Date Approved



Mayor Willie L. Brown Jr.