File No.	111099
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Committee Item No	
Board Item No	

## **COMMITTEE/BOARD OF SUPERVISORS**

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1	[Settlement of Lawsuit - Damian Fleming - \$70,000]					
2						
3	Oudingues outhorizing acttlement of the lawayit filed by Damien Floming against the					
4	Ordinance authorizing settlement of the lawsuit filed by Damian Fleming against the					
5	City and County of San Francisco for \$70,000; the lawsuit was filed on July 14, 2010, ir					
6	San Francisco Superior Court, Case No. CGC 10-501543, entitled <u>Fleming v. City and</u>					
7	County of San Francisco.					
8	Be it ordained by the People of the City and County of San Francisco:					
	Section 1. The City Attorney is hereby authorized to settle the action entitled Fleming					
10	v. City and County of San Francisco, San Francisco Superior Court of California, Case No.					
11	CGC 10-501543, by the payment of \$70,000.00, and the City's agreement that plaintiff					
12	Damian Fleming will earn a Step 5 salary in his gardener (3417) position at the Department of					
Public Works, as well as pursuant to the other terms as set forth in the Settlement Agr						
14	Section 2. The above-named action was filed in San Francisco Superior Court of					
15	California on July 14, 2010, and the following parties were named in the lawsuit: Damian					
16	Fleming, plaintiff; City and County of San Francisco, and Does 1 through 10, inclusive,					
17	defendants.					
18 19	APPROVED AS TO FORM AND RECOMMENDED: RECOMMENDED:					
20	DENNIS J. HERRERA COMMISSION SECRETARY					
21	City Attorney					
22	See File for Signature  See File for Signature  See File for Signature					
23	ELIZABETH S. SALVESON MARGARET A. McARTHUR Chief Labor Attorney Commission Secretary, Rec & Park Dept.					
24						
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2	FUNDS AVAILABLE:
3	See File for Signature
4	BEN ROSENFIELD
5	Controller
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## **RECOMMENDED:**

See File for Signature
PHILIP GINSBURG
Director, Rec & Park Dept.

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