

1 [Settlement of Unlitigated Claims - U.S. Department of Health and Human Services - City to  
2 Receive \$441,521.39]

3 **Resolution approving the settlement of unlitigated claims in favor of the City and**  
4 **County of San Francisco against the U.S. Department of Health and Human Services by**  
5 **payment of \$441,521.39 to the City; the administrative claims were filed on December**  
6 **29, 2016, and August 16, 2016; the claims involve underpayment of Medicare costs by**  
7 **the U.S. Department of Health and Human Services for outlier payments under the**  
8 **Medicare Inpatient Prospective Payer System for Federal Fiscal Years 2005-2006.**

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10 WHEREAS, The City and County of San Francisco filed two claims on December 29,  
11 2016, and August 16, 2016 against the U.S. Department of Health and Human Services  
12 before the Provider Reimbursement Review Board; and

13 WHEREAS, The claims involve underpayment of Medicare costs owed to the City by  
14 the U.S. Department of Health and Human Services for outlier payments under the Medicare  
15 Inpatient Prospective Payer System for Federal Fiscal Years 2005-2006; and

16 WHEREAS, The Department of Public Health has recommended settlement of the  
17 claim by payment to the City of \$441,521.39; now, therefore, be it

18 RESOLVED, That pursuant to Administrative Code, Section 10.24, the Board of  
19 Supervisors hereby authorizes the City Attorney to settle and compromise the claim by the  
20 U.S. Department of Health and Human Services' payment to the City of \$441,521.39.

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APPROVED AS TO FORM AND  
RECOMMENDED:

DAVID CHIU  
City Attorney

/s/  
JULIE VAN NOSTERN  
Chief Attorney, Health & Human Services

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

/s/  
GRANT COLFAX  
Director of Health

APPROVED:

/s/  
MARK MOREWITZ  
Secretary, Health Commission

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