

[Settlement of Lawsuit - Airis v. CCSF, et al. - \$7,500,000]

**Ordinance authorizing settlement of the lawsuit filed by Airis SFO, LLC, Airis Holdings LLC, and Duane Morris LLP ("Airis") against the City and County of San Francisco (the "City") for \$7,500,000; the lawsuit was filed on July 15, 2005 in San Mateo Superior Court, Case No. 448274, entitled Airis SFO, LLC, et al. v. City and County of San Francisco, et al.; other material terms include a full and final release by Airis of all claims for attorneys' fees, costs, and postjudgment interest.**

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 *Airis SFO, LLC, et al. v. City and County of San Francisco, et al.*, San Mateo County Superior Court Case No. 448274, as follows:

1) The City will pay Airis the amount of Seven Million Five Hundred Thousand Dollars, No Cents (\$7,500,000.00) in settlement of all claims, including any claims for attorneys' fees, costs, and postjudgment interest.

2) Airis will fully and finally release the City for any and all claims arising out of or relating to the subject action, including any claims for attorneys' fees, costs, and postjudgment interest.

APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney

RECOMMENDED:

SAN FRANCISCO AIRPORT COMMISSION

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DANNY CHOU  
Supervising Deputy City Attorney

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JOHN L. MARTIN  
Airport Director

1 FUNDS AVAILABLE:

APPROVED:

2  
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4 \_\_\_\_\_  
5 Controller

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SECRETARY  
SAN FRANCISCO AIRPORT COMMISSION