

File No. 130507

Committee Item No. 6

Board Item No. \_\_\_\_\_

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Rules

Date 7/18/13

Board of Supervisors Meeting

Date \_\_\_\_\_

#### Cmte Board

- |                                     |                          |  |
|-------------------------------------|--------------------------|--|
| <input type="checkbox"/>            | <input type="checkbox"/> | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Resolution                                   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance                                    |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Budget Analyst Report                        |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Analyst Report                   |
| <input type="checkbox"/>            | <input type="checkbox"/> | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/> | Introduction Form (for hearings)             |
| <input type="checkbox"/>            | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/> | MOU  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Contract/Agreement                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Public Correspondence                        |

#### OTHER

(Use back side if additional space is needed)

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
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Completed by: Linda Wong

Date 7/15/13

Completed by: \_\_\_\_\_

Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is in the file.

1 [Settlement of Lawsuit - Local Search Association - \$85,000]

2  
3 **Ordinance authorizing settlement of the lawsuit filed by Local Search Association**  
4 **against the City and County of San Francisco for \$85,000; the lawsuit was filed on June**  
5 **7, 2011, in the United States District Court for the Northern District of California, Case**  
6 **No. CV-11-2776 SBA; entitled Local Search Association v. City and County of San**  
7 **Francisco, et al.; other material terms of said settlement are that the parties shall**  
8 **stipulate to entry of a consent judgment against the City and County of San Francisco.**  
9

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The City Attorney is hereby authorized to settle the action entitled "Local  
12 Search Association v. City and County of San Francisco, et al., United States District Court for  
13 the Northern District of California, Court No. CV-11-2776 SBA by stipulating to the entry of a  
14 consent judgment against the City and County of San Francisco providing as follows: the  
15 parties dispute whether San Francisco Ordinance No. 78-11 was constitutional at the time it  
16 was enacted but they agree that it is unconstitutional and may not be enforced under Dex  
17 Media West Inc. v. City of Seattle, 696 F.3d 952 (9th Cir. Oct. 15, 2012); and the City and  
18 County of San Francisco will pay \$85,000 in attorneys' fees and costs to Local Search  
19 Association.

20 Section 2. The above-named action was filed in the United States District Court for the  
21 Northern District of California on June 7, 2011, and the following parties were named in the  
22 lawsuit: plaintiff Local Search Association and defendants City and County of San Francisco;  
23 Board of Supervisors of the City and County of San Francisco; and Edwin M. Lee in his official  
24 capacity as Mayor of the City and County of San Francisco.  
25

1 APPROVED AS TO FORM AND  
2 RECOMMENDED:

3 DENNIS J. HERRERA  
4 City Attorney

5   
WAYNE SNODGRASS  
6 Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF THE ENVIRONMENT

7   
MELANIE NUTTER  
8 Director

9 FUNDS AVAILABLE:

10   
BEN ROSENFIELD  
11 Controller

12 Index Code: 975067  
13 Sup Object: 05311

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