

1 [Settlement Of Lawsuit]
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3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of**
4 **San Francisco against Pacific Bell Telephone Company and SBC Communications,**
5 **Inc., and a related law suit filed by Pacific Bell Telephone Company against**
6 **San Francisco, for a payment to the Airport in the amount of \$4,057,204.26, and for a**
7 **payment to the Department of Administrative Services of 20% of Pacific Bell's revenues**
8 **from the sale of pre-paid calling cards with the San Francisco City Seal in 2003 and**
9 **2004, and on certain other terms; and approving the settlement agreement; the lawsuits**
10 **were filed on December 19, 2002 and December 20, 2002, in San Francisco County**
11 **Superior Court, Case Nos. 415-918 and 415-996; and respectively entitled City and**
12 **County of San Francisco v. Pacific Bell Telephone Company and SBC**
13 **Communications, Inc., and Pacific Bell Telephone Company v. City and County of**
14 **San Francisco.**

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

17 Section 1. The City Attorney is hereby authorized to settle the lawsuits entitled "City
18 and County of San Francisco v. Pacific Bell Telephone Company and SBC Communications,
19 Inc., San Francisco County Superior Court, Case No. 415-918; and Pacific Telephone
20 Company v. City and County of San Francisco, San Francisco County Superior Court, Case
21 No. 415-996, in consideration of the payment to the Airport of \$4,057,204.26, and the
22 payment to the San Francisco Department of Administrative Services of 20% of Pacific Bell's
23 revenues from the sale of pre-paid calling cards with the San Francisco City Seal in 2003 and
24 2004, and certain other terms specified in the Settlement Agreement on file with the Board
25 Clerk in File No. 040217 ("the Settlement Agreement"), which is hereby approved.

OFFICE OF THE CITY ATTORNEY
BOARD OF SUPERVISORS

1 Section 2. The above-named actions were filed in San Francisco County Superior
2 Court on December 19, 2002 and December 20, 2002, respectively; and the following parties
3 were named in the lawsuit: The City and County of San Francisco as plaintiff in case No. 415-
4 918 and defendant in case No. 415-996; Pacific Bell Telephone Company as defendant in
5 case No. 415-918 and plaintiff in case No. 415-996; and SBC Communications Inc. as
6 defendant in case No. 415-918.

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9 APPROVED AS TO FORM AND
RECOMMENDED:

10 DENNIS J. HERRERA
11 City Attorney

12
13 Joanne Hoepfer
14 JOANNE HOEPER
15 Chief Trial Deputy

RECOMMENDED:

San Francisco Airport Commission

By:

John L. Martin
Airport Director

Resolution No. 04-0048
Adopted: February 17, 2004
Attest: John Carmona
Secretary
Airport Commission



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 040217

Date Passed:

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Pacific Bell Telephone Company and SBC Communications, Inc., and a related law suit filed by Pacific Bell Telephone Company against San Francisco, for a payment to the Airport in the amount of \$4,057,204.26, and for a payment to the Department of Administrative Services of 20% of Pacific Bell's revenues from the sale of pre-paid calling cards with the San Francisco City Seal in 2003 and 2004, and on certain other terms; and approving the settlement agreement; the lawsuits were filed on December 19, 2002 and December 20, 2002, in San Francisco County Superior Court, Case Nos. 415 918 and 415-996; and respectively entitled City and County of San Francisco v. Pacific Bell Telephone Company and SBC Communications, Inc., and Pacific Bell Telephone Company v. City and County of San Francisco.

March 23, 2004 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Alioto-Pier, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Absent: 1 - Ammiano

March 30, 2004 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, McGoldrick, Peskin, Sandoval

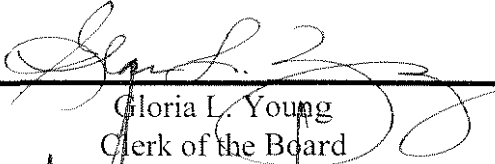
Absent: 1 - Maxwell

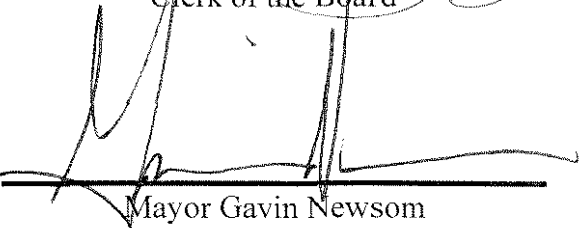
File No. 040217

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 30, 2004
by the Board of Supervisors of the City and
County of San Francisco.

APR 08 2004

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Gavin Newsom