File No.	140185	Committee Item No.	8
		Board Item No.	

## **COMMITTEE/BOARD OF SUPERVISORS**

AGENDA PACKET CONTENTS LIST

Committee:	Rules	<b>Date</b> April 3, 2014
Board of Supervisors Meeting		Date
Cmte Boar		Report
OTHER	(Use back side if additional space	e is needed)
Completed b		ate March 28, 2014

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24 25 [Settlement of Lawsuit - Syncora Guarantee, Inc., formerly XL Capital Assurance, Inc. - City to Receive \$180,000]

Ordinance authorizing a settlement of the lawsuit filed by the City and County of San Francisco against Syncora Guarantee, Inc. (formerly known as XL Capital Assurance, Inc.) for \$180,000; the lawsuit was filed on October 8, 2008, in San Francisco Superior Court, Case No. CGC-08-480708; entitled City and County of San Francisco v. AMBAC Financial Group Inc., et al.; this partial settlement applies only to claims against Syncora Guarantee; other material terms of the settlement are that Syncora will waive its claim for attorneys fees and costs and cooperate in future discovery.

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

Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby authorizes the City Attorney to settle the action entitled City and County of San Francisco v. AMBAC Financial Group Inc., et al., San Francisco Superior Court, Case No. CGC-08-480708 as against only Syncora Guarantee, Inc. (formerly known as XL Capital Assurance, Inc.) for the payment of \$180,000 by Syncora Guarantee, Inc. and in consideration for Syncora's waiving its claims for attorneys fees and costs and agreeing to cooperate in future discovery as the case goes forward against other defendants.

Section 2. The above-named action was filed in San Francisco Superior Court on October 8, 2008, and the following parties were named in the lawsuit: City and County of San Francisco, Plaintiff, vs. AMBAC Financial Group Inc.; MBIA Inc.; XL Capital Assurance Inc.; Financial Guaranty Insurance Company; CIFG Assurance North America, Inc.; Jason Kissane; Neil Pack; and Does 1-50, Defendants.

APPROVED AS TO FORM AND RECOMMENDED: RECOMMENDED: **DENNIS J. HERRERA** SAN FRANCISCO City Attorney INTERNATIONAL AIRPORT OWEN J. CLEMENTS Chief of Special Litigation Airport Director APPROVED: Secretary, San Francisco Airport Commission n:\cxlit\li2014\081456\00903300.doc 

City Attorney
BOARD OF SUPERVISORS

## I SISLATION RECEIVED CHECKLI

Date2 26 14 File Number (if applicable)	
[	iv
Supervisor, Mayor, and Departmental Submittals	
<ul> <li>Grant Ordinance <ul> <li>Legislation: Original and 2 hard copies and 1 electronic copy in word format</li> <li>Signature: Department Head, Mayor or the Mayor's designee, plus the Controller</li> <li>Back-up materials: 2 full sets (see below) and 1 electronic copy in pdf format*</li> <li>Cover letter (original and 1 hard copy)</li> <li>Grant budget/application</li> <li>Grant information form, including disability checklist</li> <li>Letter of Intent or grant award letter from funding agency</li> <li>Contract, Leases/Agreements (if applicable)</li> <li>Ethics Form 126 (if applicable)*Word format</li> </ul> </li> <li>E-Copy of legislation/back-up materials: Sent to BOS.Legislation@sfgov.org</li> </ul>	
Ordinance	
Legislation: Original and 2 hard copies and 1 electronic copy in word format Lisignature: City Attorney (For Settlement of Lawsuits - City Attorney, Department Head, Controller, Commission Secretary)  [] Back-up materials: 2 hard copies (see below) and 1 electronic copy in pdf format [] Cover letter (original and 1 hard copy) [] Settlement Report/Agreement (for settlements) [] Other (Explain)  [] E-Copy of legislation/back-up materials: Sent to BOS.Legislation@sfgov.org	
1 L-copy of legislation/back-up materials. Selft to BOS.Legislation@sigov.org	
Grant Resolution  [ ] Legislation: Original and 2 hard copies and 1 electronic copy in word format  [ ] Signature: Department Head, Mayor or the Mayor's designee, plus the Controller  [ ] Back-up materials: 2 hard copies (see below) and 1 electronic copy in pdf format*  [ ] Cover letter (original and 1 hard copy)  [ ] Grant budget/application  [ ] Grant information form, including disability checklist  [ ] Letter of Intent or grant award letter from funding agency  [ ] Contract, Leases/Agreements (if applicable)  [ ] Ethics Form 126 (if applicable)*Word format  [ ] E-Copy of legislation/back-up materials: Sent to BOS.Legislation@sfgov.org	
Resolution	
<ul> <li>Legislation: Original and 2 hard copies and 1 electronic copy in word format</li> <li>Signature: None (Required for Settlement of Claims - City Attorney, Department Head, Controller, Commission Secretary)</li> <li>Back-up materials: 2 full sets (see below) and 1 electronic copy in pdf format</li> <li>Cover letter (original and 1 hard copy)</li> <li>Settlement Report/Agreement (for settlements)</li> <li>Other (Explain)</li> <li>E-Copy of legislation/back-up materials: Sent to BOS.Legislation@sfgov.org</li> </ul>	
Shona Najarre 554-3889 CITY ATTORNEY	
Name and Telephone Number Department	

Clerk's Office/Forms/Legislation Received Checklist (6/2013) for more help go to: sfbos.org/about the board/general/legislative process handbook