File No	150400	Committee Item No	6
_		Board Item No.	

COMMITTEE/BOARD OF SUPERVISORS

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Committee:	Government Audit and Oversight	Date <u>May 7, 2015</u>			
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	Grant Information Form Grant Budget Subcontract Budget Contract/Agreement Form 126 – Ethics Commission Award Letter Application Public Correspondence				
OTHER (Use back side if additional space is needed)					
Completed k	oy: <u>Erica Major</u> Date ov: Date	May 1, 2015			

Ordinance authorizing settlement and dismissal of the lawsuit filed by the City and County of San Francisco against Donnie Thomas, Miles Bonner, John Rauch, Robert Mazariegos, Vincent Padilla, Elizabeth Bradford, Jean Quiroz, Carlos Quiroz and Centennial Distributors, Inc., for \$200,534; the lawsuit was filed on August 19, 2010, in San Francisco Superior Court, Case No. CGC-10-502809; entitled City and County of San Francisco, et al. v. Donnie Thomas, et al.

[Settlement and Dismissal of Lawsuit - Donnie Thomas, et al. - City to Receive \$200,534]

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

Section 1. Findings. The San Francisco Public Utilities Commission desires to settle and dismiss the action entitled <u>City and County of San Francisco</u>, <u>et al. v. Donnie</u>

Thomas, <u>et al.</u>, San Francisco Superior Court, Case No. CGC-10-502809 by the payment of \$49,486 by Donnie Thomas, \$134,729 by Miles Bonner, \$10,000 by John Rausch and \$6,319 by Vincent Padilla, for a total payment by Defendants of \$200,534. The above-named action was filed in San Francisco Superior Court on August 19, 2010, and the following parties were named in the lawsuit: Defendants Donnie Thomas, Miles Bonner, John Rauch, Robert Mazariegos, Vincent Padilla, Elizabeth Bradford, Centennial Distributors, Inc., Carlos Quiroz, Jean Quiroz.

Section 2. The City Attorney is hereby authorized to settle and dismiss the above referenced action on the following terms: payment of \$49,486 by Donnie Thomas, \$134,729 by Miles Bonner, \$10,000 by John Rausch and \$6,319 by Vincent Padilla, for a total payment by Defendants of \$200,534.

1	APPROVED AS TO FORM AND RECOMMENDED:	RECOMMENDED:
2	RECOMMENDED.	SAN FRANCISCO PUBLIC UTILITIES
3	DENNIS J. HERRERA City Attorney	COMMISSION
4	D. P.	Ball DR. Colo_12
5	Ronald P. Flynn Chief Deputy City Attorney	HARLAN KELLY, JR. General Manager
6		APPROVED:
7		10
8		Monna Hood
9		Secretary, San Francisco Public Utilities Commission
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FGISLATION RECEIVED CHECKL File Number (if applicable) Date Legislation for Introduction (NEW) **▶▶▶** Legislation Clerk Legislation Pending in Committee (AMENDED) **▶▶▶** Committee Clerk Legislation for Board Agenda (AMENDED) ▶▶▶ Dep Clerk, Legislative Div Supervisor, Mayor, and Departmental Submittals **Grant Ordinance** [] 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 1 Back-up materials: 2 full sets (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 Ordinance Legislation: Original and 2 hard copies and 1 electronic copy in word format Signature: 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) 1 E-Copy of legislation/back-up materials: Sent to BOS.Legislation@sfgov.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 [] Legislation: Original and 2 hard copies and 1 electronic copy in word format None (Required for Settlement of Claims - City Attorney, Department [] Signature: Head, Controller, Commission Secretary) [] Back-up materials: 2 full sets (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

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

Name and Telephone Number