

File No. 150613 Committee Item No. 9  
Board Item No. /

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight Date July 9, 2015

Board of Supervisors Meeting

Date July 21, 2015

Cmte Board

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| <input type="checkbox"/>            | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Youth Commission Report                      |
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Completed by: Erica Major Date July 2, 2015  
Completed by: ERICA MAJOR Date July 13, 2015

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

## MEMORANDUM

### GOVERNMENT AUDIT AND OVERSIGHT COMMITTEE

#### SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Norman Yee, Chair  
Government Audit and Oversight Committee

FROM: Erica Major, Assistant Committee Clerk

DATE: July 13, 2015

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**  
Tuesday, July 14, 2015

The following file should be presented as a **COMMITTEE REPORT** at the Board meeting, Tuesday, July 14, 2015. This item was acted upon at the Government Audit and Oversight Committee Meeting on July 9, 2015 at 10:30 a.m., by the votes indicated.

**Item No. 45                      File No. 150613**

Ordinance authorizing settlement of the lawsuit filed by Marshall & Swift/Boeckh, LLC, against the City and County of San Francisco for \$395,000; the lawsuit was filed on August 1, 2014, in the U.S. District Court for the Central District of California, Case No. 2:14-CV-6029-MMM (JPRx); entitled Marshall & Swift/Boeckh, LLC, dba Marshall & Swift v. City and County of San Francisco; other material terms of said settlement are termination of San Francisco's licenses to use the Marshall Valuation Service, effective July 1, 2015.

**RECOMMENDED AS A COMMITTEE REPORT**

Vote: Supervisor Norman Yee - Aye  
Supervisor Julie Christensen - Aye  
Supervisor London Breed - Aye

cc: Board of Supervisors  
Angela Calvillo, Clerk of the Board  
Rick Caldeira, Legislative Deputy Director  
Jon Givner, Deputy City Attorney

1 [Settlement of Lawsuit - Marshall & Swift/Boeckh, LLC - \$395,000]

2  
3 **Ordinance authorizing settlement of the lawsuit filed by Marshall & Swift/Boeckh, LLC,**  
4 **against the City and County of San Francisco for \$395,000; the lawsuit was filed on**  
5 **August 1, 2014, in the U.S. District Court for the Central District of California, Case No.**  
6 **2:14-CV-6029-MMM (JPRx); entitled Marshall & Swift/Boeckh, LLC, dba Marshall & Swift**  
7 **v. City and County of San Francisco; other material terms of said settlement are**  
8 **termination of San Francisco’s licenses to use the Marshall Valuation Service,**  
9 **retroactively effective July 1, 2015.**

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

12 Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby  
13 authorizes the City Attorney to settle the action entitled Marshall & Swift/Boeckh, LLC, dba  
14 Marshall & Swift v. City and County of San Francisco, Central District of California, Case No.  
15 2:14-CV-6029-MMM (JPRx) by the payment of \$395,000 and termination of San Francisco’s  
16 licenses to use the Marshall Valuation Service, effective July 1, 2015.

17 Section 2. The above-named action was filed in Central District of California on August  
18 1, 2014, and the following parties were named in the lawsuit: Marshall & Swift/Boeckh, LLC,  
19 dba Marshall & Swift (plaintiff), City and County of San Francisco (defendant).

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APPROVED AS TO FORM AND  
RECOMMENDED:

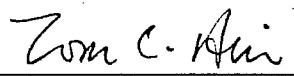
DENNIS J. HERRERA  
City Attorney



RONALD P. FLYNN  
Chief Deputy City Attorney

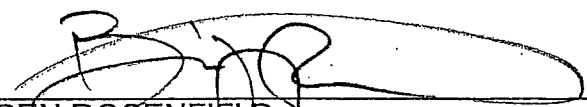
RECOMMENDED:

DEPARTMENT OF BUILDING INSPECTION



TOM C. HUI  
Director

FUNDS AVAILABLE:



BEN ROSENFELD  
Controller

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Member, Board of Supervisors  
District 7



RECEIVED  
City and County of San Francisco

ORIG: COB

GAO Clerk

Leg. Rep

2015 JUL -7 PM 12:39

BJ

**NORMAN YEE**

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DATE: July 6, 2015

TO: Angela Calvillo  
Clerk of the Board of Supervisors

FROM: Supervisor Yee  
Chairperson

RE: Government Audit and Oversight Committee  
COMMITTEE REPORT

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Pursuant to Board Rule 4.20, as Chair of the {Committee Name}, I have deemed the following matter is of an urgent nature and request it be considered by the full Board on {Board Date}, as a Committee Report:

**150613 Settlement of Lawsuit - Marshall & Swift/Boeckh, LLC - \$395,000**

Ordinance authorizing settlement of the lawsuit filed by Marshall & Swift/Boeckh, LLC, against the City and County of San Francisco for \$395,000; the lawsuit was filed on August 1, 2014, in the U.S. District Court for the Central District of California, Case No. 2:14-CV-6029-MMM (JPRx); entitled Marshall & Swift/Boeckh, LLC, dba Marshall & Swift v. City and County of San Francisco; other material terms of said settlement are termination of San Francisco's licenses to use the Marshall Valuation Service, effective July 1, 2015.

This matter will be heard in the Government Audit and Oversight Committee on July 9, 2015, at 10:30 a.m.

A handwritten signature in black ink, appearing to read "Norman Yee".

Supervisor Norman Yee  
District, 7

**Major, Erica (BOS)**

(COMMITTEE REPORT REQUEST)

**From:** Scanlon, Olivia (BOS)  
**Sent:** Thursday, July 02, 2015 9:07 AM  
**To:** Major, Erica (BOS)  
**Subject:** Re: GAO Agenda FINAL - July 9, 2015

That is fine

Sent from my iPhone

On Jul 2, 2015, at 8:50 AM, Major, Erica (BOS) <[erica.major@sfgov.org](mailto:erica.major@sfgov.org)> wrote:

Hi Olivia,

Here is the final agenda for the GAO special for July 9<sup>th</sup> at 10:30 a.m. Let me know if there are any further changes, otherwise I will be posting after your deadline time of 10 a.m.

Best,

**Erica Major**  
**Assistant Committee Clerk**  
Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-4441 | Fax: (415) 554-5163  
[Erica.Major@sfgov.org](mailto:Erica.Major@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

<image001.png> Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

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Hi Jen,

Attached is the updated GAO agenda with the updated committee report requests (150626, 150692, and 150613) and the memo consolidated into one memo per your request.

Let me know if I could be of further assistance.

Best,

**Erica Major**  
**Assistant Committee Clerk**  
Board of Supervisors

1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-4441 | Fax: (415) 554-5163  
[Erica.Major@sfgov.org](mailto:Erica.Major@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

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