

1 [Settlement of Lawsuits - California Department of Health Care Services - City to Receive  
2 \$928,763.44]

3 **Ordinance authorizing settlement of the lawsuits filed by the City and County of San**  
4 **Francisco against the California Department of Health Care Services, et al., for**  
5 **\$928,763.44; the lawsuits were filed on July 24, 2007, and November 3, 2008, in San**  
6 **Francisco Superior Court, Case Nos. CPF-07-507445 and CPF-08-508951; both lawsuits**  
7 **are entitled City and County of San Francisco v. Sandra Shewry, Director of the**  
8 **Department of Health Care Services, State of California, et al.; to compel respondents**  
9 **to approve and pay Short Doyle Medi-Cal claims and implement an appeal procedure**  
10 **for denied claims.**

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

13 Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby  
14 authorizes the City Attorney to settle the actions entitled City and County of San Francisco v.  
15 Sandra Shewry, Director of the Department of Health Care Services, State of California et al.,  
16 San Francisco Superior Court, Case No. CPF-07-507445 and CPF-08-508951 by (1)  
17 Respondents' approval of 1,621 Short-Doyle Medi-Cal claims and payment of \$928,763.44 to  
18 the City as reimbursement for such claims, (2) Respondents' agreement to follow a prescribed  
19 process for future claims where the date of certification or determination of Medi-Cal eligibility  
20 is more than one year after the month of service, and (3) Respondents' agreement that the  
21 City and County of San Francisco may appeal denied Short Doyle Medi-Cal claims in  
22 accordance with a prescribed process.

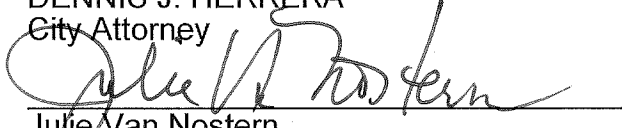
1           Section 2. The above-named actions were filed in San Francisco Superior Court on  
2 July 24, 2007, and November 3, 2008; this settlement resolves both actions and the following  
3 parties were named in the lawsuits: Petitioner City and County of San Francisco; and  
4 Respondents Sandra Shewry, Director of the Department of Health Care Services, State of  
5 California; the Department of Health Care Services, State of California; Stephen W. Mayberg,  
6 Ph.D., Director of Mental Health, State of California; the Department of Mental Health, State of  
7 California; and Does 1 through 100, Inclusive.

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APPROVED AS TO FORM AND  
RECOMMENDED:

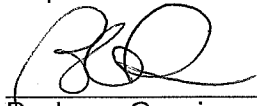
DENNIS J. HERRERA  
City Attorney



Julie Van Nostern  
Chief Counsel, Health and Human Services

RECOMMENDED:

Department of Public Health



Barbara Garcia  
Director of Health

APPROVED:



Mark Morewitz  
Secretary, Health Commission

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**City and County of San Francisco**  
**Tails**  
**Ordinance**

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

**File Number:** 160128

**Date Passed:** April 26, 2016

Ordinance authorizing settlement of the lawsuits filed by the City and County of San Francisco against the California Department of Health Care Services, et al., for \$928,763.44; the lawsuits were filed on July 24, 2007, and November 3, 2008, in San Francisco Superior Court, Case Nos. CPF-07-507445 and CPF-08-508951; both lawsuits are entitled City and County of San Francisco v. Sandra Shewry, Director of the Department of Health Care Services, State of California, et al.; to compel respondents to approve and pay Short Doyle Medi-Cal claims and implement an appeal procedure for denied claims.

April 07, 2016 Government Audit and Oversight Committee - RECOMMENDED..

April 19, 2016 Board of Supervisors - PASSED, ON FIRST READING

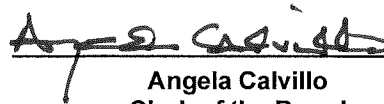
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

April 26, 2016 Board of Supervisors - FINALLY PASSED

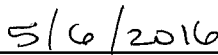
Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 160128

**I hereby certify that the foregoing Ordinance was FINALLY PASSED on 4/26/2016 by the Board of Supervisors of the City and County of San Francisco.**

  
Angela Calvillo  
Clerk of the Board

  
Mayor

  
Date Approved