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[Settlement of Lawsuit - Luyen Phan and Gai Thi Phan Nguyen - \$2,875,000]

**Ordinance authorizing settlement of the lawsuit filed by Luyen Phan and Gai Thi Phan Nguyen against the City and County of San Francisco for \$2,875,000; the lawsuit was filed on May 23, 2016, in San Francisco Superior Court, Case No. CGC-16-552178; entitled Luyen Phan, et al. v. City and County of San Francisco, et al.; the lawsuit involves wrongful death of plaintiffs' daughter.**

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

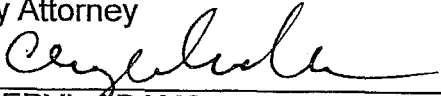
Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby authorizes the City Attorney to settle the action entitled Luyen Phan, et al. v. City and County of San Francisco, et al., San Francisco Superior Court, Case No. CGC-16-552178 by the payment of \$2,875,000. The lawsuit involves wrongful death of plaintiffs' daughter.

Section 2. The above-named action was filed in San Francisco Superior Court on May 23, 2016, and the following parties were named in the lawsuit: plaintiffs: Luyen Phan and Gai Thi Phan; defendants: City and County of San Francisco and James Harris.

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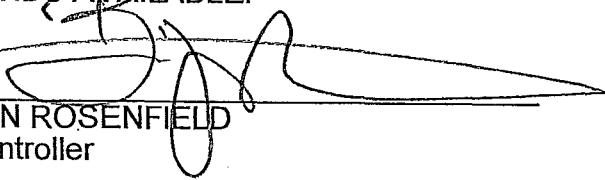
APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney



CHERYL ADAMS  
Chief Trial Deputy

FUNDS AVAILABLE:



BEN ROSENFELD  
Controller

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH



BARBARA A. GARCIA  
Director

APPROVED:



MARK MOREWITZ  
Secretary, HEALTH COMMISSION

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**LEGISLATION RECEIVED CHECKLIST**

Date 1/26/17 File Number (if applicable) 170121

- Legislation for Introduction (**NEW**)
  - Legislation Pending in Committee (**AMENDED**)
  - Legislation for Board Agenda (**AMENDED**)
- >>> Legislative Clerk  
 >>> Committee Clerk  
 >>> Deputy Clerk

Supervisor, Mayor, and Departmental Submittals 2017 JAN 26 PM 3:30

**Grant Ordinance**

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
  - Cover letter (original)
  - Grant budget/application
  - Grant information form, including signed disability checklist
  - Letter of Intent or grant award letter from funding agency
  - Contract, Leases/Agreements (if applicable)
  - Ethics Form 126 (if applicable) in **Word** format
  - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

**Ordinance**

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** City Attorney (For Settlement of Lawsuits - City Attorney, Department Head, Controller, Commission Secretary)
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
  - Cover letter (original)
  - Settlement Report/Agreement (for settlements)
  - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

**Grant Resolution**

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
  - Cover letter (original)
  - Grant budget/application
  - Grant information form, including signed disability checklist
  - Letter of Intent or grant award letter from funding agency
  - Contract, Leases/Agreements (if applicable)
  - Ethics Form 126 (if applicable) in **Word** format
  - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

**Resolution**

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** None (Note: Required for Settlement of Claims - City Attorney, Department Head, Controller, Commission Secretary)
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
  - Cover letter (original)
  - Settlement Report/Agreement (for settlements)
  - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

Toy Perez 554-3869      City Attorney  
 Name and Telephone Number      Department

Clark's Office/Forms/Legislation Received Checklist (1/2015) for more help go to: [sfbos.org/about-the-board/general/legislative-process-handbook](http://sfbos.org/about-the-board/general/legislative-process-handbook)