FILE NO. 180206

ORDINANCE NO. 106-18

[Settlement of Lawsuit - Elvin I. Smith - \$500,000]

Ordinance authorizing settlement of the lawsuit filed by Elvin I. Smith against the City and County of San Francisco for \$500,000; the lawsuit was filed on April 12, 2017, in San Francisco Superior Court, Case No. CGC-17-558134; entitled <u>Elvin I. Smith v. City</u> <u>and County of San Francisco</u>; the lawsuit involves alleged personal injury on a City street.

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 <u>Elvin I. Smith v. City and County of San Francisco</u>, San Francisco Superior Court, Case No. CGC-17-558134 by the payment of \$500,000. The lawsuit involves alleged personal injury on a City street.

Section 2. The above-named action was filed in San Francisco Superior Court on April 12, 2017, and the following parties were named in the lawsuit: Plaintiff: Elvin I. Smith, Defendant: City and County of San Francisco. APPROVED AS TO FORM AND RECOMMENDED:

DENNIS J. HERRERA City Attorney

CHERYL ADAMS Chief Trial Deputy

FUNDS AVAILABLE:

BEN ROSENFIELD Controller

RECOMMENDED:

PUBLIC UTILITIES COMMISSION

HAR AN L KELL

General Manager (

APPROVED:

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DÓNNA HOOD Secretary, Public Utilities 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

180206 File Number:

Date Passed: May 01, 2018

Ordinance authorizing settlement of the lawsuit filed by Elvin I. Smith against the City and County of San Francisco for \$500,000; the lawsuit was filed on April 12, 2017, in San Francisco Superior Court, Case No. CGC-17-558134; entitled Elvin I. Smith v. City and County of San Francisco; the lawsuit involves alleged personal injury on a City street.

April 18, 2018 Government Audit and Oversight Committee - RECOMMENDED

April 24, 2018 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

May 01, 2018 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

File No. 180206

I hereby certify that the foregoing **Ordinance was FINALLY PASSED on** 5/1/2018 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo **Clerk of the Board**

Mark

Mark E. Farrell Mayor

Date Approved