

1 [Closed Session - Existing Litigation - American Beverage Association, California Retailers
2 Association, and California State Outdoor Advertising Association - February 26, 2019]

3 **Motion that the Board of Supervisors convene in closed session on February 26, 2019,**
4 **pursuant to California Government Code, Section 54956.9(a), and Administrative Code,**
5 **Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the**
6 **City Attorney regarding the existing litigation in which the City is a defendant and**
7 **appellee, American Beverage Association, California Retailers Association, and**
8 **California State Outdoor Advertising Association v. City and County of San Francisco,**
9 **Ninth Circuit Court of Appeals Case Nos. 16-16072 and 16-16073, filed in the United**
10 **States District Court for the Northern District of California on July 24, 2015.**

11
12 WHEREAS, The City and County of San Francisco is a defendant and appellee in
13 American Beverage Association, California Retailers Association, and California State
14 Outdoor Advertising Association v. City and County of San Francisco (Ninth Circuit Court of
15 Appeal Case Nos. 16-16072 and 16-16073, filed in the United States District Court for the
16 Northern District of California on July 24, 2015); and

17 WHEREAS, California Government Code, Section 54956.9(a) and Administrative
18 Code, Section 67.10(d)(1) allow the Board of Supervisors to convene in closed session to
19 confer with or receive advice from legal counsel regarding existing litigation; now, therefore,
20 be it

21 MOVED, That the Board of Supervisors convene in closed session on February 26,
22 2019, with the City Attorney's Office for the purpose of conferring with, or receiving advice
23 from, the City Attorney regarding this existing litigation.