

1 [Partial Settlement of Lawsuit - Chris Tilton and Blane Bachelor - \$301,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by Chris Tilton and Blane**
4 **Bachelor against the City and County of San Francisco for \$301,000; the lawsuit was**
5 **filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492;**
6 **entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves**
7 **inverse condemnation arising out of flooding damage during major rainstorms; as it**
8 **relates only to property loss of plaintiffs Chris Tilton and Blane Bachelor, by the**
9 **payment of \$301,000 and excluding the claim by these plaintiffs for diminution of value**
10 **for plaintiffs' real property and the claim by plaintiffs for attorney's fees, costs and**
11 **interest, which will be addressed in later proceedings.**

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

14 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
15 authorizes the City Attorney to settle the action entitled David Alfaro, et al. v. City and County
16 of San Francisco, San Francisco Superior Court, Case No. CGC-15-547492 by the payment
17 of \$301,000. The lawsuit involves inverse condemnation arising out of flooding damage
18 during major rainstorms.

19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 August 20, 2015. This is an action brought by owners or occupants of several dozen
21 properties located in San Francisco against defendant City and County of San Francisco.

22 Section 3. This is a partial settlement of the action. It resolves the personal and real
23 property claims of plaintiffs Chris Tilton and Blane Bachelor. The parties will subsequently
24 and separately address the personal and real property claims of other plaintiffs to the action,
25 all claims of diminution of property value, and all claims for statutory attorney's fees.

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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

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RECOMMENDED:

PUBLIC UTILITIES COMMISSION

HARLAN L. KELLY, JR.
General Manager

APPROVED:

DONNA HOOD
Secretary, Public Utilities Commission