| File No. | 190281 | Committee Item I | No. | 9 | |
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| | | Board Item No. | 6 | 4 . | |

COMMITTEE/BOARD OF SUPERVISORS

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| OTHER |
| |
| Prepared by:John CarrollDate:April 11, 2019Prepared by:John CarrollDate:April 22, 2019 |

[Settlement of Lawsuit - Max Luster - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Max Luster against the City and County of San Francisco for \$75,000; the lawsuit was filed on August 29, 2017, in San Francisco Superior Court, Case No. CGC-17-561008; entitled Max Luster v. City and County of San Francisco, et al.; 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 Max Luster v. City and County of San Francisco, et al., San Francisco Superior Court, Case No. CGC-17-561008 by the payment of \$75,000. The lawsuit involves alleged personal injury on a City street.

Section 2. The above-named action was filed in San Francisco Superior Court on August 29, 2017, and the following parties were named in the lawsuit: plaintiff: Max Luster; defendants: City and County of San Francisco and Whole Foods Market California, Inc.

| 1 | APPROVED AS TO FORM AND RECOMMENDED: |
|----|--------------------------------------|
| 2 | |
| 3 | DENNIS J. HERRERA City Attorney |
| 4 | legt le |
| 5 | CHERYL ADAMS Chief Trial Deputy |
| 6 | FUNDS AVAILABLE: |
| 7 | Michelle alles |
| 8 | BEN ROSENFIELD |
| 9 | Controller |
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RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

MOHAMMED NURU Director

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| | Date 3/8/19 File Number (if applicable)(9028) |
|--|--|
| \\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\ | Legislation for Introduction (NEW) Legislation Pending in Committee (AMENDED) Legislation for Board Agenda (AMENDED) Deputy Clerk Legislation For Board Agenda (AMENDED) Deputy Clerk Legislation for Board Agenda (AMENDED) |
| | Supervisor, Mayor, and Departmental Submittals 2019 MAR - 8 PM 2: 0 |
| (| 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 |
| | Name and Telephone Number Department Department |
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Clerk's Office/Forms/Legislation Received Checklist (1/2015) for more help go to: sfbos.org/about the board/general/legislative process handbook