

File No. 200290

Committee Item No. 6

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: April 16, 2020

Board of Supervisors Meeting:

Date: _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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Prepared by: John Carroll

Date: April 10, 2020

Prepared by: John Carroll

Date: _____

1 [Settlement of Lawsuits - *Laura Lehman, et. al. v. Transbay Joint Powers Authority, et. al.* -
2 Associated Related and Consolidated Litigation ("Millennium Tower Litigation") - Conveyance
3 of Easement]

4 Ordinance authorizing the settlement of lawsuits filed against the City and County of
5 San Francisco and associated related and consolidated litigation; the lawsuits subject
6 to this settlement ordinance are: *Laura S. Lehman, et al. v. Transbay Joint Powers*
7 *Authority, et al.*, and all Related Cross-Actions, Case No. CGC-16-553758; filed on
8 August 17, 2016; *Pamela Buttery, et al. v. Sean Jeffries, et al.*, and all Related Cross-
9 Actions, Case No. CGC-17-556292; filed on January 6, 2017; *Maui Peaks Corporation, et*
10 *al. v. Mission Street Development LLC*, and all Related Cross-Actions, Case No. CGC-
11 17-560322; filed July 21, 2017; *Millennium Tower Association v. Mission Street*
12 *Development LLC, et. al*, and all Related Cross-Actions, Case No. CGC-17-557830; filed
13 on March 29, 2017; *Joseph Clifford Montana, Jr., et al. v. Mission Street Development*
14 *LLC, et. al*, and all Related Cross-Actions, Case No. CGC-17-558649; filed May 4, 2017.
15 *John Riccitiello v. Millennium Tower Association, et al.*, and all Related Cross-Actions,
16 Case No. CGC-18-565821; filed April 17, 2018; *John Hayne Shadduck, et al. v. Donald*
17 *Eugene Snyder, et. al*, and all Related Cross-Actions, Case No. CGC-17-562423; filed on
18 November 13, 2017; *Judith L. Turgeon, et al. v. Mission Street Development LLC*, and
19 all Related Cross-Actions, Case No. CGC-18-564417; filed on February 16, 2018; *Xu*
20 *Ming Ying, et al. v. Transbay Joint Powers Authority, et al.*, and all Related Cross-
21 Actions, Case No. CGC-17-559210; filed on May 26, 2017; *Kilroy Realty Corporation, et*
22 *al. v. Webcor Construction LP, et al.*, and all Related Cross-Actions, Case No. CGC-18-
23 572240; filed on December 19, 2018; *Webcor Construction, LP, et al. v. Endurance*
24 *Specialty Insurance Ltd, et al.*, and all Related Cross-Actions, Case No. CGC-19-574642;
25 filed on March 19, 2019; *Mission 45F, LLC v. William Thomas Symonds, III et al.*, and

1 all Related Cross-Actions, Case No. CGC-18-565090; filed on March 19, 2018; PA Two,
2 LLC v. Mission Street Development LLC, et al., and all Related Cross-Actions, Case No.
3 CGC-19-574330; filed on March 6, 2019; Jian Xin v. Mission Street Development LLC, et
4 al., and all Related Cross-Actions, Case No. CGC-18-567017; filed on June 6, 2018;
5 Besvest, Inc., a California corp. v. Mission Street Development LLC, et al., and all
6 Related Cross-Actions, Case No. CGC-19-574764; Besvest, Inc., a California corp. v.
7 Mission Street Development LLC, et al., and all Related Cross-Actions, Case No. CGC-
8 19-574765; Besvest, Inc., a California corp. v. Mission Street Development LLC, et al.,
9 and all Related Cross-Actions, Case No. CGC-19-574766; Bing Cheng, an individual, et
10 al. v. Mission Street Development LLC, et al., and all Related Cross-Actions, Case No.
11 CGC-19-574934; Gregory Scott Clark, an individual v. Mission Street Development LLC,
12 et al., and all Related Cross-Actions, Case No. CGC-19-574535; Pacific Resources
13 Jarvis, Inc., a California corp. v. Mission Street Development LLC, et al., and all Related
14 Cross-Actions, Case No. CGC-19-573023; W&G Investment Corporation, a California
15 corp. v. Mission Street Development LLC, et al., and all Related Cross-Actions, Case
16 No. CGC-19-575668; John C. Wu, et al. v. Mission Street Development LLC, et al., and
17 all Related Cross-Actions, Case No. CGC-19-575666; Xiao Chun Yin, an individual v.
18 Yared Woudneh, et al., and all Related Cross-Actions, Case No. CGC-19-575409; Mother
19 Fish, LLC, a California LLC v. Mission Street Development LLC, et al., and all Related
20 Cross-Actions, Case No. CGC-19-575174; Millennium 1002 LLC, a Colorado LLC v.
21 Mission Street Development LLC, et al., and all Related Cross-Actions, N.D. Cal. Case
22 No. 18-cv-06684-YGR; filed on November 2, 2018 (JAMS Ref No. 1100105842); SST
23 Millennium LLC, a Colorado LLC v. v. Mission Street Development LLC, et al., and all
24 Related Cross-Actions, N.D. Cal. Case No. 18-cv-06681-YGR; filed on November 2, 2018
25 (JAMS Ref No. 1100105843); Glacier Northwest, Inc. v. Cementaid International

1 Marketing, Ltd., Case No. 2:18-cv-00556-TSZ (W.D. Washington); the 27 lawsuits
2 subject to this settlement ordinance are referred to collectively as the “Millennium
3 Tower Litigation”; the lawsuits involve the following parties: Adelhardt, Susan, Trustee
4 Of The Susan Gaye Adelhardt Trust; Adler, Joel D. and Rita Choit Adler, Trustees Of
5 The Adler Trust, Dated September 8, 1989; Adriel G. Lares, an individual; Adriel G.
6 Lares, Trustee of the Adriel G. Lares Trust dated March 26, 1908; Agabian, Nina; Akie
7 Hinohara, a Trustee of the Tomoaki and Akie Hinohara Trust Agreement; Akie
8 Hinohara, an individual; Alan J. Soucy, Trustee of the Alan J. Soucy and Sharon M.
9 Soucy Family Trust; Alan Soucy, an individual; Alexander Lichaytoo, an individual;
10 Alexander Uy, an individual; Alice Law, an individual; Alice Yu Fan, an individual; Alpa
11 Patel, an individual; Amy Huang, an individual; Amy Huang, Trustee of the Huang
12 Family Trust; Amy V. Snyder, an individual; Amy V. Snyder, Trustee of the Amy V.
13 Snyder Trust; Anand, Sangeeta & Brian Treco; Andrew Barowsky, an individual;
14 Andrew Jonathan Lee Ng, an individual; Andrew Meyer Millennium Trust U/T/A dated
15 March 14, 2019, by and through its trustee Seldon Meyer; Angela Lee, an individual;
16 Anselm Nai-Chung Leung, an individual; Anselm Nai-Chung Leung, Trustee of The
17 Leung Family Trust; Anu Radha Arora, an individual; Anu Radha Arora, Trustee of the
18 Arora Family Revocable Trust; Anuradha Desai, an individual; Anuradha Desai, Trustee
19 of the Manoj and Anuradha Desai Living Trust; Arpita Pitroda, an individual; Arthur Kui
20 Chuen Cheung, an individual; Atticus N. Tysen, an individual; Awobuluyi, Marc T.;
21 Barbara Gersch, a Trustee of the Barbara Gersch Living Trust dated October 25, 2007;
22 Barbara Gersch, an individual; Barbara Lichaytoo, an individual; Barbara Meyer
23 Millennium Trust U/T/A dated March 14, 2019 , by and through its trustee Seldon Meyer;
24 Barbara Miller, a Trustee of the Miller Trust Dated 09-30-87; Barbara Miller, an
25 individual; Bauman, Catherine & Kornfield, Laurence, Trustees of the Bauman

1 Kornfield Revocable Trust; Beelar, Eric B., Trustee of the EBB 2010 Trust, Dated March
2 4, 2010; Bell, Bruce W. & Nancy D.; Ben J. Assaf, an individual; Ben J. Assaf, Trustee of
3 the Ben J. Assaf and Carrie Robin Assaf Living Trust; Benjamin Meyer Millennium
4 Trust U/T/A dated March 14, 2019, by and through its trustee Seldon Meyer; Benjamin
5 Wu, an individual; Besvest, Inc.; Betwee, Juli, Trustee of the Juli Betwee Doyle
6 Survivors Trust; Bing Cheng, an individual; Blake J. Jorgensen, a Trustee of the
7 Jorgensen Revocable Trust dated February 26, 2013; Blake Jorgensen, an individual;
8 Blake R. Sills, a Trustee of the Blake R. Sills Separate Property Revocable Trust Dated
9 December 15, 2011; Blake R. Sills, an individual; Bland, Gregory F. and Gertrudes; Blue
10 Pearl SF, LLC; Bo Li, an individual; Bonnie Park, an individual; Borah Kim, an
11 individual; Bouzidi, Kais; Bowen, David and Simons, Barbara, individually and as
12 Trustees of the Bowen Simons Revocable Trust; Bradford H. Richardson, a Trustee of
13 the Bradford Richardson Trust U/T/A dated May 6, 2011; Bradford Richardson, an
14 individual; Brian Cummings, an individual; Bryan Villanueva, an individual; Buttery,
15 Pamela, Trustee of the Pamela Buttery 1990 Trust; BWC Enterprises LLC; Byron R.
16 Meyer Living Trust U/T/A dated 9/22/11 by and through its trustee Seldon Meyer; C & J
17 Realty Investment, LLC; Cal Brionesview, LLC; Caleb Realty, LLC; Carina Canty, an
18 individual; Carol Wayne, an individual; Caroline Hsu, an individual; Carolyn Chang, an
19 individual; Carolyn Chang, Trustee of the J. Patrick King and Carolyn C. Chang Trust;
20 Carrie Robin Assaf, an individual; Carrie Robin Assaf, Trustee of the Ben J. Assaf and
21 Carrie Robin Assaf Living Trust; Carter Family Revocable Trust Date June 27, 2011;
22 Chad Abbott, an individual; Chan Kang Muk, also known as Kang Muk Chan, an
23 individual; Chang Pi-Jung Wang, also known as Pi-Jung Wang Chang, an individual;
24 Charlene Court Smith, a Trustee of The Charlene Court Smith Trust dated February 25,
25 2011; Charlene Court Smith, an individual; Charles Gehring, an individual; Charles

1 Gehring, Trustee of the Gehring Living Trust; Charley Curran, an individual; Cheek,
2 Jonathon & Laura; Chen, Olivia, Trustee of the Olivia L. Chen Living Trust; Cheng, Jack
3 Shihkun Cheng & Mike Shih-Cheng Cheng; Cheryl Lazar, an individual and Trustee of
4 the Cheryl Lazar Living Trust dated October 13, 2005, as an undivided 50% interest;
5 Cheung Tai Kee, also known as Tai Kee Cheung; Chi-Fu Huang, an individual; Chih-
6 Chun Chiang, an individual; Christine Gehring, an individual; Christine Gehring,
7 Trustee of the Gehring Living Trust; Christine Lam Ong, an individual; Christopher
8 Chow, an individual; Christopher Po, an individual; Claudio Cornali, an individual;
9 Claudio Cornali, Trustee of the Cornali/Choi Revocable Trust; Clifford Lichaytoo, an
10 individual; CMJ Ventures, LLC; Conn, Sybil, Trustee Of The Conn Family Trust; Craig
11 D. Ramsey, an individual; Curiale, Richard & JoAnne Dellaverson, Trustees Of The
12 Curiale/Dellaverson Family Trust Of 1999; Cynthia B. Liu, a Trustee of the Cynthia Belk
13 Liu 1999 Revocable Trust; Cynthia B. Liu, an individual; Cynthia Lor, an individual;
14 Daniel Springer, a Trustee of the Daniel Springer Revocable Trust; Daniel Springer, an
15 individual; Danyi Gu, an individual; David Hung, an individual; David Tai-Wei Hung, a
16 Trustee of the Little Viking Trust; Dean Huang, an individual; Dean Huang, Trustee of
17 the Huang Family Trust; Debbie Jorgensen, an individual; Debra G. Jorgensen, a
18 Trustee of the Jorgensen Revocable Trust dated February 26, 2013; Dennis W. Waring,
19 an individual; Ding, Chen & Sun, Chia-Chien; Distraction 54 LLC; Dodson, Gerald and
20 Patricia, TTEE, Living Trust Dated 2/27/95; Dr. Devonna Kaji, an individual; Dr. Jing
21 Hsieh, an individual; Dr. Jing Hsieh, Trustee of the Piser Hsieh Family Trust; Dr. Joel
22 Piser, an individual; Dr. Joel Piser, Trustee of the Piser Hsieh Family Trust; Dr. Randall
23 Fan, an individual; Dr. Richard Whitley, an individual; Dziesietnik, Ghilad M. & Marie-
24 Helene; Eaton Brian Ong, an individual; Eddy Maknawi, an individual; Edward
25 Paulsson, an individual; Ee Fee Linng, also known as Fee Linng Ee, an individual;

1 Elaine Yang, an individual; Elizabete Go Lian Lian, an individual; Emi R. Grave, an
2 individual; Eric and Linda Protiva, Trustees of the Eric V. and Linda Protiva Family
3 Trust; Fancy Sky Company Ltd.; Fang-Ying Kuo, an individual; Fay M. Gallus, an
4 individual; Fay M. Gallus, Trustee of the Richard M. Sweet and Fay M. Gallus Revocable
5 Trust; Faye A. Mellos, an individual; Faye A. Mellos, Trustee of the Holland-Mellos
6 Revocable Trust; Finkelman, Herbert I., TTEE, Living Trust DTD 6/13/96; Fox, Joanne;
7 Frank Lee, an individual; Friess, Peter and Binner, Birgit; Gautam Aggarwal, an
8 individual; Geng, Helena, Navad Khan (deceased), Helena H. Geng Living Trust; George
9 Goeggel, an individual; Glickman, Adam D.; Glyn Davies, an individual; Gokce Rabsatt,
10 an individual; Gold Crown Property, LLC; Golden Pearl Investment Ltd; Gordon Brown,
11 an individual; Gregory Scott Clark, an individual; Griffie, Jason; Gwennie Wittlinger, an
12 individual; Hao-Yu Wang, an individual; HAP 3 & Associates, LLC; Heidi L. Murphy, a
13 Trustee of The Murphy Family Trust, dated May 29, 2007; Heidi L. Murphy, an
14 individual; Helft, Michael R. & Juliet Z., Trustees of the Michael R. Helft and Juliet Z.
15 Helft Revocable Trust Dated Feb. 10, 1984; Hendro Gondokusumo, an individual; Henry
16 Law, an individual; Herbert Woo, an individual; Hobart, Jennifer & Michael Katz,
17 Trustees Of The Jennifer Hobart And Michael Katz Revocable Trust Of August 31, 2009;
18 Hodges, Philip; Howard Dickstein, an individual; Howard Dickstein, Trustee of the
19 Dickstein-English Living Trust; Howard Miller, a Trustee of the Miller Trust Dated 09-30-
20 87; Howard Miller, an individual; Howard Wayne, an individual; Huang Liguu, also
21 known as Liguu Huang, an individual; Huang Wan Ting, also known as Wan Ting
22 Huang, an individual; Huang Xu Liang, also known as Xu Liang Huang, an individual;
23 Hui-Lin Hsieh, an individual; Ian Kao, on behalf of himself and as representative of the
24 proposed Settlement Class; Irene Chan Kamm, a Trustee of the John T. Kamm and
25 Irene Chan Kamm 1999 Trust; Jackson Kao, an individual; James C. Hormel, an

1 individual; James Johnson, an individual; James Testa, an individual; James Wood, an
2 individual; James Wood, Trustee of the Tanny-Wood Family Revocable Trust; James
3 Yuann, an individual; James Yuann, Trustee of The Yuann Family Trust; Jane Goeggel,
4 an individual; Jason Lee, an individual; Jeannine English, an individual; Jeannine
5 English, Trustee of the Dickstein-English Living Trust; Jeff Sciarioni, an individual;
6 Jeffrey Brunetti, an individual; Jeffrey E. Snyder, a Trustee of the Snyder Family Trust;
7 Jeffrey E. Snyder, an individual; Jeffrey Peters, an individual; Jennifer Brown, an
8 individual; Jennifer Kao, an individual; Jennifer Villanueva, an individual; Jernigan,
9 Frank H., Trustee of the Frank H. Jernigan Family Trust; Jessica Herman, an individual;
10 Ji Piao Foo; Jian Xin, an individual; Jing Huang, an individual; Jiongzhe Fu, an
11 individual; John C. Wu, an individual; John T. Kamm, a Trustee of the John T. Kamm
12 and Irene Chan Kamm 1999 Trust; Joseph W. Rahn, an individual; Judith L. Turgeon,
13 an individual; Judy Davies, an individual; Julie Choi, an individual; Julie Choi, Trustee
14 of Cornali/Choi Revocable Trust; Julie Ruehle, an individual; Julie Ruehle, Trustee of
15 the Dolphin Trust; Kan Jenny Chu, an individual; Kan Jenny Chu, Trustee of the Kan
16 Jenny Chu Revocable Trust; Kane and Kane Estate, LLC; Kathleen M. Glass, a Trustee
17 of the Glass 1997 Trust; Kathleen M. Glass, an individual; Kazuhiko Abe, an individual;
18 Kelly K.S. Tam, an individual; Kelly K.S. Tam, Trustee of the Teddy T.S. Tam and Kelly
19 K.S. Tam Revocable Trust; Ken Bloom, an individual; Ken Bloom, Trustee of the Bloom
20 Living Trust; Kendra Curran, an individual; Kenneth E. Comée, a Trustee of the
21 Kenneth E. Comée Revocable Trust; Kenneth E. Comee, an individual; Kevin Yuann, an
22 individual; Kevin Yuann, Trustee of The Yuann Family Trust; Khoo, Kay Leong;
23 Kimberley L. Stevens, an individual; Kirsten Lin, an individual; Kirti Rao Chintapatla, an
24 individual; KLS Property Ventures LLC; KPCC 301 Mission Street; Kristin Naidu, a
25 Trustee of the Naidu Joint Revocable Trust; Kristin Naidu, an individual; Kung-Shaun

1 Andrew Huang, an individual; Lacrown LLC; Lanelle Santimauro, an individual; Laura
2 Fanlo, an individual; Laura S. Lehman, an individual; Laura S. Lehman, Trustee of the
3 Laura S. Lehman 2010 Trust; Lauren Tanny, an individual; Lauren Tanny, Trustee of the
4 Tanny-Wood Family Revocable Trust; Lee Chiu Mei, also known as Chiu Mei Lee, an
5 individual; Lee Sah Kua, an individual; Lee Wittlinger, an individual; Lenehan, Dennis &
6 Alexandra, Trustees Of The Lenehan 1990 Revocable Trust; Leong Milton Ka Hong, an
7 individual; Li, Hon Lam & Yin Yvonne Lam; Lilian Ng, an individual; Lin Ying Lu, also
8 known as Ying Lu Lin, an individual; Lin, Chung-Chih & Chi, Ling-Wen; Linda Bloom,
9 an individual; Linda Bloom, Trustee of the Bloom Living Trust; Liou, Tian and Kattie;
10 Liu, Kenneth and Jane Liu Family Trust Dated Aug. 5, 2008; Lorraine C. Marino, a
11 Trustee of the Snyder Family Trust; Lorraine C. Marino, an individual; Macdonald,
12 Elaine Lum; Jackson Lum Jr.; Evonne Lum; Jeffrey A. Camp And Eva L. Camp, As
13 Trustee Of The Jeffrey A. And Eva L. Camp Trust, Under Declaration Of Trust Dated
14 March 5, 2004, As Amended; Mah, Wilfred K.S. and Alice S., Trustees of the Wilfred and
15 Alice Mah, AB Living Trust U/A ; Mahbubani, Viniti Narain, Trustee of the Abraham
16 Mahbubani Revocable Trust; Manoj C. Desai, an individual; Manoj C. Desai, Trustee of
17 the Manoj and Anuradha Desai Living Trust; Marie Yuann, an individual; Marie Yuann,
18 Trustee of The Yuann Family Trust; Marlis Susan Branaka Revocable Intervivos Trust
19 Nov. 23, 1999; Martin Camsey, an individual; Matthews III, Jordan Royce & Jessica
20 Qikai Chen Joint TIC; Maui Peaks Corporation, on behalf of itself and as representative
21 of the proposed Settlement Class; Maurice Lombardo, an individual and as Trustee of
22 the Lombardo Revocable Trust, dated April 28, 2014; Max Lin, an individual; Mee Hing
23 Kwok, an individual; Megawati Winoto, an individual; Megawati Winoto, Trustee of the
24 Winoto Family Trust dated February 6, 2014; Mehta, Niraj & Parikh, Rupa; Melissa
25 Symonds; Meriel Lindley, Trustee of the James C. Hormel Revocable Living Trust;

1 Michael A. Holland, an individual; Michael A. Holland, Trustee of the Holland-Mellos
2 Revocable Trust; Michael King Kelly, an individual; Michael King Kelly, Trustee of the
3 Michael King Kelly Revocable Trust; Michael Liao, an individual; Michael Nguyen, an
4 individual; Michael S. Murphy, a Trustee of The Murphy Family Trust, dated May 29,
5 2007; Michael S. Murphy, an individual; Michael Santimauro, an individual; Michael
6 Yuann, an individual; Michael Yuann, Trustee of The Yuann Family Trust; Michelle Lee,
7 an individual; Michelle Skeen, an individual; Millennium 301 LLC; Millennium 42A, LLC;
8 Millennium 8D, LLC; Millennium Tower Association; Millennium1002 LLC; Mission 45F
9 LLC; Mission Millennium LLC; Mokhtari, Sheila, Trustee Of The Sheila Mokhtari 1999
10 Revocable Trust; Montana, Joseph Clifford Jr. and Jennifer S., Individually and as
11 Trustees of the Montana 1990 Family Trust; Mostafavi, Mehrdad; Mother Fish, LLC;
12 Nadim Laiwala, an individual; Nagawidjaja Winoto, an individual; Nagawidjaja Winoto,
13 Trustee of the Winoto Family Trust; Nancy Mayer, an individual; Nancy Mayer, Trustee
14 of the Mayer Family Trust; Naomi G. Glass, a Trustee of The Surviving Trustor's Trust
15 under Article Five of the Glass-Moore Family Trust u/a/d/ June 29, 1998, as amended;
16 Naomi G. Glass, an individual; Natalie Yuann, an individual; Natalie Yuann, Trustee of
17 The Yuann Family Trust; NGMII LLC, on behalf of itself and as representative of the
18 proposed Settlement Class; Nijjar, Sonia Kaur; Nils Lommerin, an individual; Nora Gu
19 Yi Wu, an individual; Norjehan Laiwala, an individual; PA Two, LLC; Pacific Resources
20 Jarvis, Inc.; Pamela H. David, an individual and Trustee of the Pamela H. David Living
21 Trust dated October 13, 2005, as to an undivided 50% interest, as tenants in common;
22 Panier, Stephane, Trustee of the Stephane Panier Living Trust; Patel, Namrata; Patricia
23 Niemi, an individual; Patrick King, an individual; Patrick King, Trustee of the J. Patrick
24 King and Carolyn C. Chang Trust; Patrick Stull, an individual and as Trustee of the Stull
25 Trust, established November 9, 1999; Paul F. Klapper, a Trustee of the Klapper Family

1 Trust Udot 12/8/03; Paul F. Klapper, an individual; Paul Grippardi, Trustee of the James
2 C. Hormel Revocable Living Trust; Paul McMahon, an individual; Paul Stevens, an
3 individual; Paula A. Upson, an individual; Paula A. Upson, Trustee of the Paula Ann
4 Upson Revocable Trust, dated May 5, 2012, as amended; Peachtree Towers
5 Management Corporation; PH2B Mission Street LLC; Philip M. Liu, a Trustee of the
6 Philip M. Liu Revocable Trust dated 09/22/06; Philip M. Liu, an individual; Post, Lauren
7 A., Trustee Of The Lauren A. Post Trust Dated 2/18/2010; Pretlow, Paula B., Trustee of
8 the Paula B. Pretlow Trust; Properties GB7, LLC, a California limited liability company;
9 Qian Zhuang, an individual; Rajiv Naidu, a Trustee of the Naidu Joint Revocable Trust;
10 Rajiv Naidu, an individual; Randall E. Reynoso, an individual; Ratner, Joyce; Ravinder
11 K. Arora, an individual; Ravinder K. Arora, Trustee of the Arora Family Revocable Trust
12 ; Rebecca Suk Yee Chan, also known as Suk Yee Rebecca Chan, an individual; Reid,
13 Andrea D. and Trustee for (I) the Survivor's Trust under the James H. and Andrea D.
14 Reid Living Trust, (II) The Marital Trust Under the James H. and Andrea D. Reid Living
15 Trust, and (III) the Credit Shelter Trust under the James H. and Andrea d. Reid Living
16 Trust Dated April 4, 1994; Richard M. Sweet, an individual; Richard M. Sweet, Trustee of
17 the Richard M. Sweet and Fay M. Gallus Revocable Trust; Richard Sanner, an
18 individual; Rina Gondokusumo, an individual; Robert Darby Jr., an individual; Robert T.
19 Levine MD, an individual; Robert W. Glass, a Trustee of the Glass 1997 Trust; Robert W.
20 Glass, an individual; Robin R. Duffy, an individual; Robin R. Duffy, Trustee of the Robin
21 R. Duffy Trust; Robinhood III, LP; Rosenberg, Jerold and Phyllis; Ruhee Reyer, an
22 individual; Saal, Jeffrey & Jeannette, Trustees of the Saal Revocable Living Trust;
23 Sabrina Horn, an individual; Sadrudin Laiwala, an individual; Salil Pitroda, an
24 individual; Sally Stull, an individual and as Trustee of the Stull Trust, established
25 November 9, 1999; Samuel Blond, an individual; Sandra S. Schmit, an individual;

1 Sandra S. Schmit, Trustee of the Sandra S. Schmit Living Trust; Sang Kim, an
2 individual; Sarah Laiwala, an individual; Saturnino Fanlo, an individual; Saturnino
3 Fanlo, Trustee of the Saturnino Fanlo Revocable Trust; SBK Global LLC; Scintillation
4 Enterprise, LLC; Sharon Soucy, an individual; Sharon Soucy, Trustee of the Alan J.
5 Soucy and Sharon M. Soucy Family Trust; Sherill Heron, a Trustee of the Sherill Heron
6 Trust; Sherill Heron, an individual; Siar Kwee Huang; Sidney Rabsatt, an individual;
7 Singh, Harmit & Namrata, Trustees of the Singh Family Trust, Dated 14th Oct. 2014; So
8 Leanne Shuk Yee, also known as Leanne Shuk Yee So, an individual; Soh Wei Ming,
9 also known as Wei Ming Soh, an individual; Sook Lee, an individual; Spencer, Stirling
10 and Gary Demasi; SST Millennium LLC; Stavropoulos, Nickolas, Trustee Of The
11 Nickolas Stavropoulos 2011 Revocable Trust Under The Declaration Of Trust Dated
12 January 28, 2011; Patrina Marie Stavropoulos, Trustee Of The Patrina Marie
13 Stavropoulos 2011 Revocable Trust Under The Declaration Of Trust Dated January 28,
14 2011; Stephen Sullivan; Steve Mi, an individual; Steven Mayer, an individual; Steven
15 Mayer, Trustee of the Mayer Family Trust; Strickland, Theresa and Tyrone; Sun,
16 Xiaoguang and Liu Minyan; Suryakoti, LLC ; Sylvia Woo Li, an individual; Tang, Xiao;
17 Tao Ye, an individual; Taylor Glass-Moore, an individual; Teddy T.S. Tam, an individual;
18 Teddy T.S. Tam, Trustee of the Teddy T.S. Tam and Kelly K.S. Tam Revocable Trust;
19 Tessa Nguyen, an individual; The Giovanni Matteo Colella and Vanessa Stevens Colella
20 Revocable Trust Dated January 16, 2015; The Jeffrey L. Oster Revocable Trust, by and
21 through its trustee Jeffrey L. Oster ; Thimaya Subaiya, an individual; Thomas Fumarelli,
22 an individual; Thomas Fumarelli, Trustee of the Thomas A. Fumarelli Revocable Living
23 Trust; Thomas Reyer, an individual; Timothy Schweikert, an individual; Timothy W.
24 Garry, individually and as Trustee of the Timothy W. Garry 2013 Trust; Tomoaki
25 Hinohara, a Trustee of the Tomoaki and Akie Hinohara Trust Agreement; Tomoaki

1 Hinohara, an individual; Tor Kristian Perkins, an individual; Shani Trudgian (wife of Tor
2 Perkins and Trustee of Estate); Tor Kristian Perkins, as Trustee of The Thomas J.
3 Perkins 2012 Irrevocable Children's Trust dated December 21, 2012; Tor Kristian
4 Perkins, as Trustee of the Thomas J. Perkins Declaration of Trust dated December 8,
5 1997, as amended; Tor Kristian Perkins, as Trustee of Trust C under Agreement dated
6 November 13, 1987; Tsai, Valerie Li-Wei & Janny Lu; Tung, Hans & Fang Yu Huang;
7 Vaish, Ashok & Gita, Trustees Of The Vaish Trust Dated November 26, 1990; Veronica
8 Lee, an individual; Vicki Klapper, a Trustee of The Klapper Family Trust Udot 12/8/03;
9 Vicki Klapper, an individual; Virginia Leung, an individual; Virginia Leung, Trustee of
10 The Leung Family Trust; Vladimir R. Grave, an individual; Vladimir R. Grave, Trustee of
11 the Vladimir & Yoshiko Grave Trust dated November 25, 1997; W & G Investment
12 Corporation; Wang Chien-I, also known as Chien-I Wang, an individual; Wang Minhui,
13 also known as Minhui Wang, an individual; Wang Yu, an individual; Warren Dotz, an
14 individual; Wei-Fang Hsieh, an individual; William Ruehle, an individual; William
15 Ruehle, Trustee of the Dolphin Trust; William Symonds; Winifred Au, an individual;
16 Winifred Au, Incorporated; Wong, Michael B.; Xiao Chun Yin, an individual; Xinhua
17 Zhuang, an individual; Xu Ming Ying, also known as Ming Ying Xu, an individual; Yan
18 Kong, an individual; Yan Wang, an individual; Yang Qian, also known as Qian Yang, an
19 individual and trustee of the Qian Yang Living Trust dated June 22, 2016; Yi Gong, an
20 individual; Yin, John (AKA John Chengjiang Yin) & Jennifer X Lu (AKA Jennifer Xinyi
21 Lu); Yoshiko Grave, an individual; Yoshiko Grave, Trustee of the Vladimir & Yoshiko
22 Grave Trust dated November 25, 1997; Yu-Chang Lin, an individual; Yvette Tom, an
23 individual; Zhan, Hongyu; Alameda-Contra Transit District; Arup North America, Ltd.;
24 Balfour Beatty Infrastructure, Inc.; Becho, Inc.; Boston Properties, Inc.; Cementaid
25 International Marketing, Ltd.; Central Concrete Supply Co., Inc.; Christopher M.

1 Jeffries; City and County of San Francisco; Clark/Hathaway Dinwiddie a Joint Venture;
2 Curtain Wall Design and Consulting, Inc.; DeSimone Consulting Engineering Group,
3 LLC, previously known as DeSimone Consulting Engineers LLC aka DeSimone
4 Consulting Engineers, PLLC; DND Construction, a Joint Venture; Enclos Corp.; Evans
5 Brothers Inc.; Glacier Northwest, Inc.; Handel Architects, LLP; John Luciano; Joseph J.
6 Albanese, Inc.; Kilroy Realty Corporation; Kilroy Services, LLC; KR 350 Mission LLC;
7 Langan Engineering and Environmental Services, Inc.; Malcolm Drilling, Inc.;
8 Millennium Partners LLC; Millennium Partners Management LLC; Mission Street
9 Development LLC; Mission Street Holdings LLC; Pacific States Environmental
10 Contractors, Inc.; PB&A Inc.; Pelli Clarke Pelli Architects, Inc.; Peninsula Corridor Joint
11 Powers Board; Philip E. Aarons; Philip H. Lovett; Richard Baumert; Sean Jeffries;
12 Shimmick Nicholson, JV; Stroer & Graff, Inc.; Transbay Joint Powers Authority;
13 Transbay Tower LLC; Treadwell & Rollo, Inc., subsequently known by name change as
14 "T&R Consolidated, Inc."; Turner Construction Company; Viking Drillers, Inc.; Webcor
15 Construction LP, dba Webcor Builders, survivor to a merger with Webcor Construction,
16 Inc. ; Webcor-Obayashi Joint Venture, consisting of Webcor Construction L.P. and
17 Obayashi Corporation as Parties; YKK AP, Inc.; Zocon Consulting Engineers, Inc.;

18 The Millennium Tower Litigation involves claims arising out of the settlement and tilt of
19 the Millennium Tower, located at 301 Mission Street, San Francisco; the City's
20 contribution to the global settlement is an agreement to convey an easement
21 necessary to construct a seismic upgrade of the Millennium Tower; the global
22 settlement, and the City's obligation to convey the easement, are contingent on the
23 occurrence of a number of events, including court approval of a class action
24 settlement; adopting environmental findings.

25

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

2 Section 1. General Findings and Environmental Findings.

3 (a) This ordinance is companion legislation to related Board of Supervisors actions
4 including Resolution No. 069-20 regarding a Public Trust Exchange for portions of public right-
5 of-way affected by the Millennium Tower structural upgrade, an ordinance vacating portions of
6 the public right-of-way for the structural upgrade, and legislation for an easement to the
7 vacated public right-of-way for construction, installation, and monitoring of the structural
8 upgrade. The companion legislation is in Clerk of the Board of Supervisors File Nos. 191286,
9 and 191253, respectively and is incorporated herein by reference.

10 (b) The street vacation ordinance and easement legislation are conditioned upon
11 approval of this settlement ordinance.

12 (c) The street vacation ordinance adopted general findings about the public purposes
13 supporting the Millennium Tower structural upgrade and adopted environmental findings
14 under the California Environmental Quality Act (CA Public Resources Code Sections 21000 et
15 seq. ("CEQA")). This settlement ordinance is within the scope of the City's CEQA review.
16 The Board of Supervisors adopts the general findings and environmental findings associated
17 with the street vacation ordinance for purposes of this settlement ordinance.

18 Section 2. The Millennium Tower Litigation.

19 (a) The Millennium Tower Litigation involves claims arising out of the settlement and
20 tilt of the Millennium Tower, located at 301 Mission Street, San Francisco, and includes claims
21 by certain current and former unit holders against the City for inverse condemnation and
22 nuisance.

23 (b) The Millennium Tower Litigation consists of the following lawsuits: Laura S.
24 Lehman, et al. v. Transbay Joint Powers Authority, et al., and all Related Cross-Actions, Case
25 No. CGC-16-553758; filed on August 17, 2016; Pamela Buttery, et al. v. Sean Jeffries, et al.,

1 and all Related Cross-Actions, Case No. CGC-17-556292; filed on January 6, 2017; Maui
2 Peaks Corporation, et al. v. Mission Street Development LLC, and all Related Cross-Actions,
3 Case No. CGC-17-560322; filed July 21, 2017; Millennium Tower Association v. Mission
4 Street Development LLC, et. al, and all Related Cross-Actions, Case No. CGC-17-557830;
5 filed on March 29, 2017; Joseph Clifford Montana, Jr., et al. v. Mission Street Development
6 LLC, et. al, and all Related Cross-Actions, Case No. CGC-17-558649; filed May 4, 2017. John
7 Riccitiello v. Millennium Tower Association, et al., and all Related Cross-Actions, Case No.
8 CGC-18-565821; filed April 17, 2018; John Hayne Shadduck, et al. v. Donald Eugene Snyder,
9 et. al, and all Related Cross-Actions, Case No. CGC-17-562423; filed on November 13, 2017;
10 Judith L. Turgeon, et al. v. Mission Street Development LLC, and all Related Cross-Actions,
11 Case No. CGC-18-564417; filed on February 16, 2018; Xu Ming Ying, et al. v. Transbay Joint
12 Powers Authority, et al., and all Related Cross-Actions, Case No. CGC-17-559210; filed on
13 May 26, 2017; Kilroy Realty Corporation, et al. v. Webcor Construction LP, et al., and all
14 Related Cross-Actions, Case No. CGC-18-572240; filed on December 19, 2018; Webcor
15 Construction, LP, et al. v. Endurance Specialty Insurance Ltd, et al., and all Related Cross-
16 Actions, Case No. CGC-19-574642; filed on March 19, 2019; Mission 45F, LLC v. William
17 Thomas Symonds, III et al., and all Related Cross-Actions, Case No. CGC-18-565090; filed
18 on March 19, 2018; PA Two, LLC v. Mission Street Development LLC, et al., and all Related
19 Cross-Actions, Case No. CGC-19-574330; filed on March 6, 2019; Jian Xin v. Mission Street
20 Development LLC, et al., and all Related Cross-Actions, Case No. CGC-18-567017; filed on
21 June 6, 2018; Besvest, Inc., a California corp. v. Mission Street Development LLC, et al., and
22 all Related Cross-Actions, Case No. CGC-19-574764; Besvest, Inc., a California corp. v.
23 Mission Street Development LLC, et al., and all Related Cross-Actions, Case No. CGC-19-
24 574765; Besvest, Inc., a California corp. v. Mission Street Development LLC, et al., and all
25 Related Cross-Actions, Case No. CGC-19-574766; Bing Cheng, an individual, et al. v. Mission

1 Street Development LLC, et al., and all Related Cross-Actions, Case No. CGC-19-574934;
2 Gregory Scott Clark, an individual v. Mission Street Development LLC, et al., and all Related
3 Cross-Actions, Case No. CGC-19-574535; Pacific Resources Jarvis, Inc., a California corp. v.
4 Mission Street Development LLC, et al., and all Related Cross-Actions, Case No. CGC-19-
5 573023; W&G Investment Corporation, a California corp. v. Mission Street Development LLC,
6 et al., and all Related Cross-Actions, Case No. CGC-19-575668; John C. Wu, et al. v. Mission
7 Street Development LLC, et al., and all Related Cross-Actions, Case No. CGC-19-575666;
8 Xiao Chun Yin, an individual v. Yared Woudneh, et al., and all Related Cross-Actions, Case
9 No. CGC-19-575409; Mother Fish, LLC, a California LLC v. Mission Street Development LLC,
10 et al., and all Related Cross-Actions, Case No. CGC-19-575174; Millennium 1002 LLC, a
11 Colorado LLC v. Mission Street Development LLC, et al., and all Related Cross-Actions, N.D.
12 Cal. Case No. 18-cv-06684-YGR; filed on November 2, 2018 (JAMS Ref No. 1100105842);
13 SST Millennium LLC, a Colorado LLC v. v. Mission Street Development LLC, et al., and all
14 Related Cross-Actions, N.D. Cal. Case No. 18-cv-06681-YGR; filed on November 2, 2018
15 (JAMS Ref No. 1100105843); Glacier Northwest, Inc. v. Cementaid International Marketing,
16 Ltd., Case No. 2:18-cv-00556-TSZ (W.D. Washington);

17 (c) The Millennium Litigation involves the following parties: Adelhardt, Susan, Trustee
18 Of The Susan Gaye Adelhardt Trust; Adler, Joel D. and Rita Choit Adler, Trustees Of The
19 Adler Trust, Dated September 8, 1989; Adriel G. Lares, an individual; Adriel G. Lares,
20 Trustee of the Adriel G. Lares Trust dated March 26, 1908; Agabian, Nina; Akie Hinohara, a
21 Trustee of the Tomoaki and Akie Hinohara Trust Agreement; Akie Hinohara, an individual;
22 Alan J. Soucy, Trustee of the Alan J. Soucy and Sharon M. Soucy Family Trust; Alan Soucy,
23 an individual; Alexander Lichaytoo, an individual; Alexander Uy, an individual; Alice Law, an
24 individual; Alice Yu Fan, an individual; Alpa Patel, an individual; Amy Huang, an individual;
25 Amy Huang, Trustee of the Huang Family Trust; Amy V. Snyder, an individual; Amy V.

1 Snyder, Trustee of the Amy V. Snyder Trust; Anand, Sangeeta & Brian Treco; Andrew
2 Barowsky, an individual; Andrew Jonathan Lee Ng, an individual; Andrew Meyer Millennium
3 Trust U/T/A dated March 14, 2019, by and through its trustee Seldon Meyer; Angela Lee, an
4 individual; Anselm Nai-Chung Leung, an individual; Anselm Nai-Chung Leung, Trustee of The
5 Leung Family Trust; Anu Radha Arora, an individual; Anu Radha Arora, Trustee of the Arora
6 Family Revocable Trust; Anuradha Desai, an individual; Anuradha Desai, Trustee of the
7 Manoj and Anuradha Desai Living Trust; Arpita Pitroda, an individual; Arthur Kui Chuen
8 Cheung, an individual; Atticus N. Tysen, an individual; Awobuluyi, Marc T.; Barbara Gersch, a
9 Trustee of the Barbara Gersch Living Trust dated October 25, 2007; Barbara Gersch, an
10 individual; Barbara Lichaytoo, an individual; Barbara Meyer Millennium Trust U/T/A dated
11 March 14, 2019 , by and through its trustee Seldon Meyer; Barbara Miller, a Trustee of the
12 Miller Trust Dated 09-30-87; Barbara Miller, an individual; Bauman, Catherine & Kornfield,
13 Laurence, Trustees of the Bauman Kornfield Revocable Trust; Beelar, Eric B., Trustee of the
14 EBB 2010 Trust, Dated March 4, 2010; Bell, Bruce W. & Nancy D.; Ben J. Assaf, an
15 individual; Ben J. Assaf, Trustee of the Ben J. Assaf and Carrie Robin Assaf Living Trust;
16 Benjamin Meyer Millennium Trust U/T/A dated March 14, 2019, by and through its trustee
17 Seldon Meyer; Benjamin Wu, an individual; Besvest, Inc.; Betwee, Juli, Trustee of the Juli
18 Betwee Doyle Survivors Trust; Bing Cheng, an individual; Blake J. Jorgensen, a Trustee of
19 the Jorgensen Revocable Trust dated February 26, 2013; Blake Jorgensen, an individual;
20 Blake R. Sills, a Trustee of the Blake R. Sills Separate Property Revocable Trust Dated
21 December 15, 2011; Blake R. Sills, an individual; Bland, Gregory F. and Gertrudes; Blue Pearl
22 SF, LLC; Bo Li, an individual; Bonnie Park, an individual; Borah Kim, an individual; Bouzidi,
23 Kais; Bowen, David and Simons, Barbara, individually and as Trustees of the Bowen Simons
24 Revocable Trust; Bradford H. Richardson, a Trustee of the Bradford Richardson Trust U/T/A
25 dated May 6, 2011; Bradford Richardson, an individual; Brian Cummings, an individual; Bryan

1 Villanueva, an individual; Buttery, Pamela, Trustee of the Pamela Buttery 1990 Trust; BWC
2 Enterprises LLC; Byron R. Meyer Living Trust U/T/A dated 9/22/11 by and through its trustee
3 Seldon Meyer; C & J Realty Investment, LLC; Cal Brionesview, LLC; Caleb Realty, LLC;
4 Carina Canty, an individual; Carol Wayne, an individual; Caroline Hsu, an individual; Carolyn
5 Chang, an individual; Carolyn Chang, Trustee of the J. Patrick King and Carolyn C. Chang
6 Trust; Carrie Robin Assaf, an individual; Carrie Robin Assaf, Trustee of the Ben J. Assaf and
7 Carrie Robin Assaf Living Trust; Carter Family Revocable Trust Date June 27, 2011; Chad
8 Abbott, an individual; Chan Kang Muk, also known as Kang Muk Chan, an individual; Chang
9 Pi-Jung Wang, also known as Pi-Jung Wang Chang, an individual; Charlene Court Smith, a
10 Trustee of The Charlene Court Smith Trust dated February 25, 2011; Charlene Court Smith,
11 an individual; Charles Gehring, an individual; Charles Gehring, Trustee of the Gehring Living
12 Trust; Charley Curran, an individual; Cheek, Jonathon & Laura; Chen, Olivia, Trustee of the
13 Olivia L. Chen Living Trust; Cheng, Jack Shihkun Cheng & Mike Shih-Cheng Cheng; Cheryl
14 Lazar, an individual and Trustee of the Cheryl Lazar Living Trust dated October 13, 2005, as
15 an undivided 50% interest; Cheung Tai Kee, also known as Tai Kee Cheung; Chi-Fu Huang,
16 an individual; Chih-Chun Chiang, an individual; Christine Gehring, an individual; Christine
17 Gehring, Trustee of the Gehring Living Trust; Christine Lam Ong, an individual; Christopher
18 Chow, an individual; Christopher Po, an individual; Claudio Cornali, an individual; Claudio
19 Cornali, Trustee of the Cornali/Choi Revocable Trust; Clifford Lichaytoo, an individual; CMJ
20 Ventures, LLC; Conn, Sybil, Trustee Of The Conn Family Trust; Craig D. Ramsey, an
21 individual; Curiale, Richard & JoAnne Dellaverson, Trustees Of The Curiale/Dellaverson
22 Family Trust Of 1999; Cynthia B. Liu, a Trustee of the Cynthia Belk Liu 1999 Revocable Trust;
23 Cynthia B. Liu, an individual; Cynthia Lor, an individual; Daniel Springer, a Trustee of the
24 Daniel Springer Revocable Trust; Daniel Springer, an individual; Danyi Gu, an individual;
25 David Hung, an individual; David Tai-Wei Hung, a Trustee of the Little Viking Trust; Dean

1 Huang, an individual; Dean Huang, Trustee of the Huang Family Trust; Debbie Jorgensen, an
2 individual; Debra G. Jorgensen, a Trustee of the Jorgensen Revocable Trust dated February
3 26, 2013; Dennis W. Waring, an individual; Ding, Chen & Sun, Chia-Chien; Distraction 54
4 LLC; Dodson, Gerald and Patricia, TTEE, Living Trust Dated 2/27/95; Dr. Devonna Kaji, an
5 individual; Dr. Jing Hsieh, an individual; Dr. Jing Hsieh, Trustee of the Piser Hsieh Family
6 Trust; Dr. Joel Piser, an individual; Dr. Joel Piser, Trustee of the Piser Hsieh Family Trust; Dr.
7 Randall Fan, an individual; Dr. Richard Whitley, an individual; Dziesietnik, Ghilad M. & Marie-
8 Helene; Eaton Brian Ong, an individual; Eddy Maknawi, an individual; Edward Paulsson, an
9 individual; Ee Fee Linng, also known as Fee Linng Ee, an individual; Elaine Yang, an
10 individual; Elizabete Go Lian Lian, an individual; Emi R. Grave, an individual; Eric and Linda
11 Protiva, Trustees of the Eric V. and Linda Protiva Family Trust; Fancy Sky Company Ltd.;
12 Fang-Ying Kuo, an individual; Fay M. Gallus, an individual; Fay M. Gallus, Trustee of the
13 Richard M. Sweet and Fay M. Gallus Revocable Trust; Faye A. Mellos, an individual; Faye A.
14 Mellos, Trustee of the Holland-Mellos Revocable Trust; Finkelman, Herbert I., TTEE, Living
15 Trust DTD 6/13/96; Fox, Joanne; Frank Lee, an individual; Friess, Peter and Binner, Birgit;
16 Gautam Aggarwal, an individual; Geng, Helena, Navad Khan (deceased), Helena H. Geng
17 Living Trust; George Goeggel, an individual; Glickman, Adam D.; Glyn Davies, an individual;
18 Gokce Rabsatt, an individual; Gold Crown Property, LLC; Golden Pearl Investment Ltd;
19 Gordon Brown, an individual; Gregory Scott Clark, an individual; Griffie, Jason; Gwennie
20 Wittlinger, an individual; Hao-Yu Wang, an individual; HAP 3 & Associates, LLC; Heidi L.
21 Murphy, a Trustee of The Murphy Family Trust, dated May 29, 2007; Heidi L. Murphy, an
22 individual; Helft, Michael R. & Juliet Z., Trustees of the Michael R. Helft and Juliet Z. Helft
23 Revocable Trust Dated Feb. 10, 1984; Hendro Gondokusumo, an individual; Henry Law, an
24 individual; Herbert Woo, an individual; Hobart, Jennifer & Michael Katz, Trustees Of The
25 Jennifer Hobart And Michael Katz Revocable Trust Of August 31, 2009; Hodges, Philip;

1 Howard Dickstein, an individual; Howard Dickstein, Trustee of the Dickstein-English Living
2 Trust; Howard Miller, a Trustee of the Miller Trust Dated 09-30-87; Howard Miller, an
3 individual; Howard Wayne, an individual; Huang Liguu, also known as Liguu Huang, an
4 individual; Huang Wan Ting, also known as Wan Ting Huang, an individual; Huang Xu Liang,
5 also known as Xu Liang Huang, an individual; Hui-Lin Hsieh, an individual; Ian Kao, on behalf
6 of himself and as representative of the proposed Settlement Class; Irene Chan Kamm, a
7 Trustee of the John T. Kamm and Irene Chan Kamm 1999 Trust; Jackson Kao, an individual;
8 James C. Hormel, an individual; James Johnson, an individual; James Testa, an individual;
9 James Wood, an individual; James Wood, Trustee of the Tanny-Wood Family Revocable
10 Trust; James Yuann, an individual; James Yuann, Trustee of The Yuann Family Trust; Jane
11 Goeggel, an individual; Jason Lee, an individual; Jeannine English, an individual; Jeannine
12 English, Trustee of the Dickstein-English Living Trust; Jeff Sciarioni, an individual; Jeffrey
13 Brunetti, an individual; Jeffrey E. Snyder, a Trustee of the Snyder Family Trust; Jeffrey E.
14 Snyder, an individual; Jeffrey Peters, an individual; Jennifer Brown, an individual; Jennifer
15 Kao, an individual; Jennifer Villanueva, an individual; Jernigan, Frank H., Trustee of the Frank
16 H. Jernigan Family Trust; Jessica Herman, an individual; Ji Piao Foo; Jian Xin, an individual;
17 Jing Huang, an individual; Jiongzhe Fu, an individual; John C. Wu, an individual; John T.
18 Kamm, a Trustee of the John T. Kamm and Irene Chan Kamm 1999 Trust; Joseph W. Rahn,
19 an individual; Judith L. Turgeon, an individual; Judy Davies, an individual; Julie Choi, an
20 individual; Julie Choi, Trustee of Cornali/Choi Revocable Trust; Julie Ruehle, an individual;
21 Julie Ruehle, Trustee of the Dolphin Trust; Kan Jenny Chu, an individual; Kan Jenny Chu,
22 Trustee of the Kan Jenny Chu Revocable Trust; Kane and Kane Estate, LLC; Kathleen M.
23 Glass, a Trustee of the Glass 1997 Trust; Kathleen M. Glass, an individual; Kazuhiko Abe, an
24 individual; Kelly K.S. Tam, an individual; Kelly K.S. Tam, Trustee of the Teddy T.S. Tam and
25 Kelly K.S. Tam Revocable Trust; Ken Bloom, an individual; Ken Bloom, Trustee of the Bloom

1 Living Trust; Kendra Curran, an individual; Kenneth E. Comée, a Trustee of the Kenneth E.
2 Comée Revocable Trust; Kenneth E. Comee, an individual; Kevin Yuann, an individual; Kevin
3 Yuann, Trustee of The Yuann Family Trust; Khoo, Kay Leong; Kimberley L. Stevens, an
4 individual; Kirsten Lin, an individual; Kirti Rao Chintapatla, an individual; KLS Property
5 Ventures LLC; KPCC 301 Mission Street; Kristin Naidu, a Trustee of the Naidu Joint
6 Revocable Trust; Kristin Naidu, an individual; Kung-Shaun Andrew Huang, an individual;
7 Lacrown LLC; Lanelle Santimauro, an individual; Laura Fanlo, an individual; Laura S.
8 Lehman, an individual; Laura S. Lehman, Trustee of the Laura S. Lehman 2010 Trust; Lauren
9 Tanny, an individual; Lauren Tanny, Trustee of the Tanny-Wood Family Revocable Trust; Lee
10 Chiu Mei, also known as Chiu Mei Lee, an individual; Lee Sah Kua, an individual; Lee
11 Wittlinger, an individual; Lenehan, Dennis & Alexandra, Trustees Of The Lenehan 1990
12 Revocable Trust; Leong Milton Ka Hong, an individual; Li, Hon Lam & Yin Yvonne Lam; Lilian
13 Ng, an individual; Lin Ying Lu, also known as Ying Lu Lin, an individual; Lin, Chung-Chih &
14 Chi, Ling-Wen; Linda Bloom, an individual; Linda Bloom, Trustee of the Bloom Living Trust;
15 Liou, Tian and Kattie; Liu, Kenneth and Jane Liu Family Trust Dated Aug. 5, 2008; Lorraine C.
16 Marino, a Trustee of the Snyder Family Trust; Lorraine C. Marino, an individual; Macdonald,
17 Elaine Lum; Jackson Lum Jr.; Evonne Lum; Jeffrey A. Camp And Eva L. Camp, As Trustee Of
18 The Jeffrey A. And Eva L. Camp Trust, Under Declaration Of Trust Dated March 5, 2004, As
19 Amended; Mah, Wilfred K.S. and Alice S., Trustees of the Wilfred and Alice Mah, AB Living
20 Trust U/A ; Mahbubani, Vinita Narain, Trustee of the Abraham Mahbubani Revocable Trust;
21 Manoj C. Desai, an individual; Manoj C. Desai, Trustee of the Manoj and Anuradha Desai
22 Living Trust; Marie Yuann, an individual; Marie Yuann, Trustee of The Yuann Family Trust;
23 Marlis Susan Branaka Revocable Intervivos Trust Nov. 23, 1999; Martin Camsey, an
24 individual; Matthews III, Jordan Royce & Jessica Qikai Chen Joint TIC; Maui Peaks
25 Corporation, on behalf of itself and as representative of the proposed Settlement Class;

1 Maurice Lombardo, an individual and as Trustee of the Lombardo Revocable Trust, dated
2 April 28, 2014; Max Lin, an individual; Mee Hing Kwok, an individual; Megawati Winoto, an
3 individual; Megawati Winoto, Trustee of the Winoto Family Trust dated February 6, 2014;
4 Mehta, Niraj & Parikh, Rupa; Melissa Symonds; Meriel Lindley, Trustee of the James C.
5 Hormel Revocable Living Trust; Michael A. Holland, an individual; Michael A. Holland, Trustee
6 of the Holland-Mellos Revocable Trust; Michael King Kelly, an individual; Michael King Kelly,
7 Trustee of the Michael King Kelly Revocable Trust; Michael Liao, an individual; Michael
8 Nguyen, an individual; Michael S. Murphy, a Trustee of The Murphy Family Trust, dated May
9 29, 2007; Michael S. Murphy, an individual; Michael Santimauro, an individual; Michael
10 Yuann, an individual; Michael Yuann, Trustee of The Yuann Family Trust; Michelle Lee, an
11 individual; Michelle Skeen, an individual; Millennium 301 LLC; Millennium 42A, LLC;
12 Millennium 8D, LLC; Millennium Tower Association; Millennium1002 LLC; Mission 45F LLC;
13 Mission Millennium LLC; Mokhtari, Sheila, Trustee Of The Sheila Mokhtari 1999 Revocable
14 Trust; Montana, Joseph Clifford Jr. and Jennifer S., Individually and as Trustees of the
15 Montana 1990 Family Trust; Mostafavi, Mehrdad; Mother Fish, LLC; Nadim Laiwala, an
16 individual; Nagawidjaja Winoto, an individual; Nagawidjaja Winoto, Trustee of the Winoto
17 Family Trust; Nancy Mayer, an individual; Nancy Mayer, Trustee of the Mayer Family Trust;
18 Naomi G. Glass, a Trustee of The Surviving Trustor's Trust under Article Five of the Glass-
19 Moore Family Trust u/a/d/ June 29, 1998, as amended; Naomi G. Glass, an individual; Natalie
20 Yuann, an individual; Natalie Yuann, Trustee of The Yuann Family Trust; NGMII LLC, on
21 behalf of itself and as representative of the proposed Settlement Class; Nijjar, Sonia Kaur;
22 Nils Lommerin, an individual; Nora Gu Yi Wu, an individual; Norjehan Laiwala, an individual;
23 PA Two, LLC; Pacific Resources Jarvis, Inc.; Pamela H. David, an individual and Trustee of
24 the Pamela H. David Living Trust dated October 13, 2005, as to an undivided 50% interest, as
25 tenants in common; Panier, Stephane, Trustee of the Stephane Panier Living Trust; Patel,

1 Namrata; Patricia Niemi, an individual; Patrick King, an individual; Patrick King, Trustee of the
2 J. Patrick King and Carolyn C. Chang Trust; Patrick Stull, an individual and as Trustee of the
3 Stull Trust, established November 9, 1999; Paul F. Klapper, a Trustee of the Klapper Family
4 Trust Udot 12/8/03; Paul F. Klapper, an individual; Paul Grippardi, Trustee of the James C.
5 Hormel Revocable Living Trust; Paul McMahon, an individual; Paul Stevens, an individual;
6 Paula A. Upson, an individual; Paula A. Upson, Trustee of the Paula Ann Upson Revocable
7 Trust, dated May 5, 2012, as amended; Peachtree Towers Management Corporation; PH2B
8 Mission Street LLC; Philip M. Liu, a Trustee of the Philip M. Liu Revocable Trust dated
9 09/22/06; Philip M. Liu, an individual; Post, Lauren A., Trustee Of The Lauren A. Post Trust
10 Dated 2/18/2010; Pretlow, Paula B., Trustee of the Paula B. Pretlow Trust; Properties GB7,
11 LLC, a California limited liability company; Qian Zhuang, an individual; Rajiv Naidu, a Trustee
12 of the Naidu Joint Revocable Trust; Rajiv Naidu, an individual; Randall E. Reynoso, an
13 individual; Ratner, Joyce; Ravinder K. Arora, an individual; Ravinder K. Arora, Trustee of the
14 Arora Family Revocable Trust ; Rebecca Suk Yee Chan, also known as Suk Yee Rebecca
15 Chan, an individual; Reid, Andrea D. and Trustee for (I) the Survivor's Trust under the James
16 H. and Andrea D. Reid Living Trust, (II) The Marital Trust Under the James H. and Andrea D.
17 Reid Living Trust, and (III) the Credit Shelter Trust under the James H. and Andrea d. Reid
18 Living Trust Dated April 4, 1994; Richard M. Sweet, an individual; Richard M. Sweet, Trustee
19 of the Richard M. Sweet and Fay M. Gallus Revocable Trust; Richard Sanner, an individual;
20 Rina Gondokusumo, an individual; Robert Darby Jr., an individual; Robert T. Levine MD, an
21 individual; Robert W. Glass, a Trustee of the Glass 1997 Trust; Robert W. Glass, an
22 individual; Robin R. Duffy, an individual; Robin R. Duffy, Trustee of the Robin R. Duffy Trust;
23 Robinhood III, LP; Rosenberg, Jerold and Phyllis; Ruhee Reyer, an individual; Saal, Jeffrey &
24 Jeannette, Trustees of the Saal Revocable Living Trust; Sabrina Horn, an individual; Sadrudin
25 Laiwala, an individual; Salil Pitroda, an individual; Sally Stull, an individual and as Trustee of

1 the Stull Trust, established November 9, 1999; Samuel Blond, an individual; Sandra S.
2 Schmit, an individual; Sandra S. Schmit, Trustee of the Sandra S. Schmit Living Trust; Sang
3 Kim, an individual; Sarah Laiwala, an individual; Saturnino Fanlo, an individual; Saturnino
4 Fanlo, Trustee of the Saturnino Fanlo Revocable Trust; SBK Global LLC; Scintillation
5 Enterprise, LLC; Sharon Soucy, an individual; Sharon Soucy, Trustee of the Alan J. Soucy
6 and Sharon M. Soucy Family Trust; Sherill Heron, a Trustee of the Sherill Heron Trust; Sherill
7 Heron, an individual; Siar Kwee Huang; Sidney Rabsatt, an individual; Singh, Harmit &
8 Namrata, Trustees of the Singh Family Trust, Dated 14th Oct. 2014; So Leanne Shuk Yee,
9 also known as Leanne Shuk Yee So, an individual; Soh Wei Ming, also known as Wei Ming
10 Soh, an individual; Sook Lee, an individual; Spencer, Stirling and Gary Demasi; SST
11 Millennium LLC; Stavropoulos, Nickolas, Trustee Of The Nickolas Stavropoulos 2011
12 Revocable Trust Under The Declaration Of Trust Dated January 28, 2011; Patrina Marie
13 Stavropoulos, Trustee Of The Patrina Marie Stavropoulos 2011 Revocable Trust Under The
14 Declaration Of Trust Dated January 28, 2011; Stephen Sullivan; Steve Mi, an individual;
15 Steven Mayer, an individual; Steven Mayer, Trustee of the Mayer Family Trust; Strickland,
16 Theresa and Tyrone; Sun, Xiaoguang and Liu Minyan; Suryakoti, LLC ; Sylvia Woo Li, an
17 individual; Tang, Xiao; Tao Ye, an individual; Taylor Glass-Moore, an individual; Teddy T.S.
18 Tam, an individual; Teddy T.S. Tam, Trustee of the Teddy T.S. Tam and Kelly K.S. Tam
19 Revocable Trust; Tessa Nguyen, an individual; The Giovanni Matteo Colella and Vanessa
20 Stevens Colella Revocable Trust Dated January 16, 2015; The Jeffrey L. Oster Revocable
21 Trust, by and through its trustee Jeffrey L. Oster ; Thimaya Subaiya, an individual; Thomas
22 Fumarelli, an individual; Thomas Fumarelli, Trustee of the Thomas A. Fumarelli Revocable
23 Living Trust; Thomas Reyer, an individual; Timothy Schweikert, an individual; Timothy W.
24 Garry, individually and as Trustee of the Timothy W. Garry 2013 Trust; Tomoaki Hinohara, a
25 Trustee of the Tomoaki and Akie Hinohara Trust Agreement; Tomoaki Hinohara, an individual;

1 Tor Kristian Perkins, an individual; Shani Trudgian (wife of Tor Perkins and Trustee of Estate);
2 Tor Kristian Perkins, as Trustee of The Thomas J. Perkins 2012 Irrevocable Children's Trust
3 dated December 21, 2012; Tor Kristian Perkins, as Trustee of the Thomas J. Perkins
4 Declaration of Trust dated December 8, 1997, as amended; Tor Kristian Perkins, as Trustee
5 of Trust C under Agreement dated November 13, 1987; Tsai, Valerie Li-Wei & Janny Lu;
6 Tung, Hans & Fang Yu Huang; Vaish, Ashok & Gita, Trustees Of The Vaish Trust Dated
7 November 26, 1990; Veronica Lee, an individual; Vicki Klapper, a Trustee of The Klapper
8 Family Trust Udot 12/8/03; Vicki Klapper, an individual; Virginia Leung, an individual; Virginia
9 Leung, Trustee of The Leung Family Trust; Vladimir R. Grave, an individual; Vladimir R.
10 Grave, Trustee of the Vladimir & Yoshiko Grave Trust dated November 25, 1997; W & G
11 Investment Corporation; Wang Chien-I, also known as Chien-I Wang, an individual; Wang
12 Minhui, also known as Minhui Wang, an individual; Wang Yu, an individual; Warren Dotz, an
13 individual; Wei-Fang Hsieh, an individual; William Ruehle, an individual; William Ruehle,
14 Trustee of the Dolphin Trust; William Symonds; Winifred Au, an individual; Winifred Au,
15 Incorporated; Wong, Michael B.; Xiao Chun Yin, an individual; Xinhua Zhuang, an individual;
16 Xu Ming Ying, also known as Ming Ying Xu, an individual; Yan Kong, an individual; Yan
17 Wang, an individual; Yang Qian, also known as Qian Yang, an individual and trustee of the
18 Qian Yang Living Trust dated June 22, 2016; Yi Gong, an individual; Yin, John (AKA John
19 Chengjiang Yin) & Jennifer X Lu (AKA Jennifer Xinyi Lu); Yoshiko Grave, an individual;
20 Yoshiko Grave, Trustee of the Vladimir & Yoshiko Grave Trust dated November 25, 1997; Yu-
21 Chang Lin, an individual; Yvette Tom, an individual; Zhan, Hongyu; Alameda-Contra Transit
22 District; Arup North America, Ltd.; Balfour Beatty Infrastructure, Inc.; Becho, Inc.; Boston
23 Properties, Inc.; Cementaid International Marketing, Ltd.; Central Concrete Supply Co., Inc.;
24 Christopher M. Jeffries; City and County of San Francisco; Clark/Hathaway Dinwiddie a Joint
25 Venture; Curtain Wall Design and Consulting, Inc.; DeSimone Consulting Engineering Group,

1 LLC, previously known as DeSimone Consulting Engineers LLC aka DeSimone Consulting
2 Engineers, PLLC; DND Construction, a Joint Venture; Enclos Corp.; Evans Brothers Inc.;
3 Glacier Northwest, Inc.; Handel Architects, LLP; John Luciano; Joseph J. Albanese, Inc.;
4 Kilroy Realty Corporation; Kilroy Services, LLC; KR 350 Mission LLC; Langan Engineering
5 and Environmental Services, Inc.; Malcolm Drilling, Inc.; Millennium Partners LLC; Millennium
6 Partners Management LLC; Mission Street Development LLC; Mission Street Holdings LLC;
7 Pacific States Environmental Contractors, Inc.; PB&A Inc.; Pelli Clarke Pelli Architects, Inc.;
8 Peninsula Corridor Joint Powers Board; Philip E. Aarons; Philip H. Lovett; Richard Baumert;
9 Sean Jeffries; Shimmick Nicholson, JV; Stroer & Graff, Inc.; Transbay Joint Powers Authority;
10 Transbay Tower LLC; Treadwell & Rollo, Inc., subsequently known by name change as "T&R
11 Consolidated, Inc."; Turner Construction Company; Viking Drillers, Inc.; Webcor Construction
12 LP, dba Webcor Builders, survivor to a merger with Webcor Construction, Inc. ; Webcor-
13 Obayashi Joint Venture, consisting of Webcor Construction L.P. and Obayashi Corporation as
14 Parties; YKK AP, Inc.; Zocon Consulting Engineers, Inc.

15 (d) Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
16 authorizes the City Attorney to settle the Millennium Tower Litigation.


17 (e) The City's contribution to the global settlement is an agreement to convey an
18 easement necessary to construct a seismic upgrade of the Millennium Tower. The global
19 settlement, and the City's obligation to convey the easement, are contingent on the
20 occurrence of a number of events, including court approval of a class action settlement.
21 Legislation approving the easement is on file with the Clerk of the Board of Supervisors in File
22 No. 191253.

23 (f) Additionally, the Board of Supervisors hereby authorizes the City Administrator
24 to enter into any amendments or modifications to the settlement documents that the City
25 Administrator determines in consultation with the City Attorney are in the best interest of the

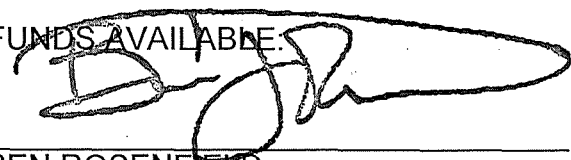
1 City; do not materially increase the obligations or liabilities of the City; are necessary or
2 advisable to effectuate the purposes and intent of the settlement documents or this
3 Ordinance; and are in compliance with all applicable laws.
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1 APPROVED AS TO FORM AND
2 RECOMMENDED:

3 DENNIS J. HERRERA
4 City Attorney

5 
6 Ronald P. Flynn
7 Chief Trial Deputy

8 FUNDS AVAILABLE:

9 
10 BEN ROSENFELD
11 Controller

RECOMMENDED:

CITY ADMINISTRATOR


NAOMI KELLY
City Administrator