

1 [Settlement of Lawsuit - Elena Ruiz-Diaz and Mercedes Arroyo - \$600,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by Elena Ruiz-Diaz and Mercedes**
4 **Arroyo against the City and County of San Francisco for \$600,000; the lawsuit was filed**
5 **on July 30, 2020, in San Francisco Superior Court, Case No. CGC-20-585869; entitled**
6 **Elena Ruiz-Diaz, by and through her attorney-in-fact, Mercedes Arroyo, and Mercedes**
7 **Arroyo, individually v. City and County of San Francisco, et al.; the lawsuit involves**
8 **allegations of medical negligence, elder neglect/abuse, violations of the Patient’s Bill of**
9 **Rights, and negligent infliction of emotional distress concerning Ms. Ruiz-Diaz’s care**
10 **at Laguna Honda Hospital and Rehabilitation Center.**

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

13 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby authorizes
14 the City Attorney to settle the action entitled Elena Ruiz-Diaz, by and through her attorney-in-
15 fact, Mercedes Arroyo, and Mercedes Arroyo, individually v. City and County of San
16 Francisco, et al., San Francisco Superior Court, Case No. CGC-20-585869 by the payment of
17 \$600,000. The lawsuit involves allegations of medical negligence, elder neglect/abuse,
18 violations of the Patient’s Bill of Rights, and negligent infliction of emotional distress
19 concerning Ms. Ruiz-Diaz’s care at Laguna Honda Hospital and Rehabilitation Center.

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21 Section 2. The above-named action was filed in San Francisco Superior Court on July
22 30, 2020, and the following parties were named in the lawsuit: Plaintiffs: Elena Ruiz-Diaz,
23 Mercedes Arroyo; Defendant: City and County of San Francisco.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney

/s/ Meredith B. Osborn
MEREDITH B. OSBORN
Chief Trial Deputy

FUNDS AVAILABLE:

/s/ Michelle Allersma for Ben Rosenfield
BEN ROSENFELD
Controller

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RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

/s/
DR. GRANT COLFAX
Director of Health

APPROVED:

/s/
MARK MOREWITZ
Secretary, Health Commission



City and County of San Francisco
Tails
Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 210330

Date Passed: May 04, 2021

Ordinance authorizing settlement of the lawsuit filed by Elena Ruiz-Diaz and Mercedes Arroyo against the City and County of San Francisco for \$600,000; the lawsuit was filed on July 30, 2020, in San Francisco Superior Court, Case No. CGC-20-585869; entitled Elena Ruiz-Diaz, by and through her attorney-in-fact, Mercedes Arroyo, and Mercedes Arroyo, individually v. City and County of San Francisco, et al.; the lawsuit involves allegations of medical negligence, elder neglect/abuse, violations of the Patient's Bill of Rights, and negligent infliction of emotional distress concerning Ms. Ruiz-Diaz's care at Laguna Honda Hospital and Rehabilitation Center.

April 15, 2021 Government Audit and Oversight Committee - RECOMMENDED

April 27, 2021 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

May 04, 2021 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 210330

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 5/4/2021 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board



London N. Breed
Mayor

5/14/21

Date Approved