

1 Settlement of Lawsuit

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3 Ordinance authorizing the settlement of a lawsuit filed by Torey Dylan Lovett against
4 the City and County of San Francisco and Sheriff's Department for \$1,215,857.42; the
5 lawsuit was filed on October 12, 2000, in San Francisco Superior Court, Case No.
6 315861, entitled Torey Dylan Lovett v. City and County of San Francisco, et al. This
7 case was tried to a San Francisco jury and culminated in a judgment in favor of Lovett.
8 The City appealed and the District Court of Appeals affirmed the judgment.

9
10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The City Attorney is hereby authorized to settle the action entitled "Torey
12 Dylan Lovett v. City and County of San Francisco, et al.", San Francisco Superior Court, Case
13 No. 315861, by payment of \$1,215,857.42. The sum shall be allocated as follows: a)
14 \$57,920.05 paid directly to Lovett; b) \$250,000 paid to NABCO Assignments, Ltd. to fund the
15 purchase of an annuity for the benefit of Lovett; c) \$657,937.37 paid directly to Anton for
16 attorney's fees and costs; and d) \$250,000 paid to NABCO Assignments, Ltd. to fund the
17 purchase of an annuity for the benefit of Anton.

18 Section 2. The City Attorney is authorized to enter into a Non-Qualified Assignment
19 Agreement with NABCO Assignments, Ltd. whereby NABCO will purchase the annuities
20 described in Section 1(b) and 1(d) and assume all obligations and liabilities related to periodic
21 payments to Lovett and Anton.

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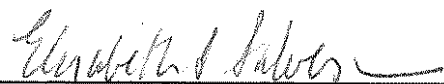
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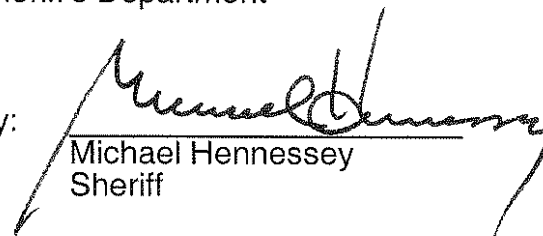
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1 Section 3. The above-named action was filed in San Francisco Superior Court on
2 October 12, 2000, Case No. 415266. The following parties were named in the lawsuit: City
3 and County of San Francisco and Sheriff's Department, defendants.

4 APPROVED AS TO FORM:
5 DENNIS J. HERRERA, City Attorney

RECOMMENDED:
6 Sheriff's Department

7 By: 
8 ELIZABETH S. SALVESON
9 Chief Labor Attorney

By: 
Michael Hennessey
Sheriff

FUNDS AVAILABLE:
Office of the Controller

10
11 By: 
12 EDWARD HARRINGTON
13 Controller

14 Index Code: 975021
15 Subobject: 053XX *to 5/19/05*



City and County of San Francisco

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

Tails Ordinance

File Number: 050902

Date Passed:

Ordinance authorizing the settlement of a lawsuit filed by Torey Dylan Lovett against the City and County of San Francisco and Sheriff's Department for \$1,215,837.42; the lawsuit was filed on October 12, 2000, in San Francisco Superior Court, Case No. 315861, entitled Torey Dylan Lovett v. City and County of San Francisco, et al. This case was tried to a San Francisco jury and culminated in a judgment in favor of Lovett. The City appealed and the District Court of Appeals affirmed the judgment.

June 21, 2005 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, McGoldrick,
Mirkarimi, Peskin, Sandoval
Excused: 1 - Maxwell

June 28, 2005 Board of Supervisors — FINALLY PASSED

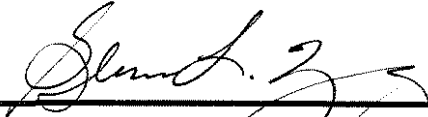
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 050902

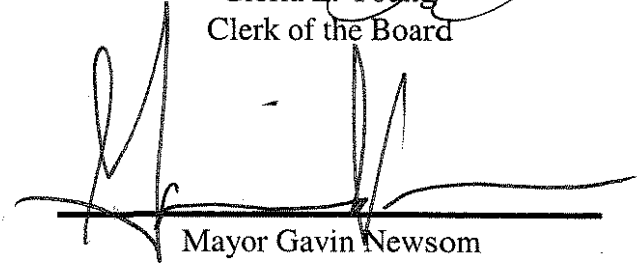
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on June 28, 2005 by
the Board of Supervisors of the City and
County of San Francisco.

JUN 30 2005

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom