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[Settlement of Litigation]

Ordinance authorizing settlement of litigation by the City and County of San Francisco against Haruo Abe by accepting the total amount of \$21,250 plus interest as provided in the Settlement and Mutual Release and directing its attorney to sign the dismissal with prejudice of the subject litigation upon completion of all of the terms of the settlement agreement..

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


Section 1. The tax collector attorney in the Treasurer/Tax Collector Department is hereby authorized and directed to settle the controversy in the action, *CCSF vs. Haruo Abe, et al.*, San Francisco Superior Court No. 406506 by signing the Settlement Agreement and Mutual Release attached to this Ordinance as Appendix I and accepting the sum of \$21,250 plus interest is provided in paragraph 6 of the Settlement Agreement.

Section 2. After timely payment of the amount specified in Section 1 and execution of the Settlement Agreement and Mutual Release by Defendant Haruo Abe and his attorney, the Tax Collector Attorney is directed to prepare and file a dismissal with prejudice in the action, *CCSF vs. Haruo Abe, et al.*, San Francisco Superior Court No. CGC-02-406506.


Section 3. In the event that there is any default in Abe's payment of the settlement amount as provided in Section 1, the Settlement Agreement and Mutual

1 Release shall become null and void and the City may continue to litigate its
2 complaint in the subject action to trial and judgment.
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5 Recommended By:
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8 
9 _____
10 George W. Putris
11 Tax Administrator

12 Approved By:

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14 
15 _____
16 Susan Leal, Treasurer
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18 Approved As to Form
19 Dennis J. Herrera, City Attorney
20 By

21
22 
23 _____
24 Theodore R. Lahey
25 Deputy City Attorney



City and County of San Francisco

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

Tails Ordinance

File Number: 021986

Date Passed:

Ordinance authorizing settlement of litigation by the City and County of San Francisco against Haruo Abe by accepting the total amount of \$21,250 plus interest as provided in the settlement and Mutual Release and directing its attorney to sign the dismissal with prejudice of the subject litigation upon completion of all of the terms of the settlement agreement.

January 13, 2003 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval

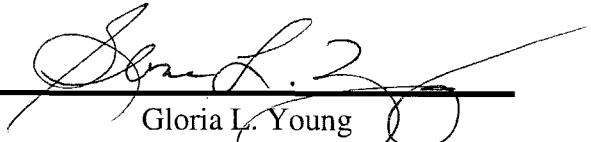
January 21, 2003 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick,
Peskin, Sandoval

Absent: 1 - Newsom

File No. 021986


I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on January 21, 2003 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

JAN 31 2003

Date Approved



Mayor Willie L. Brown Jr.