

1 [Settlement of Lawsuit [Partial Settlement]]

2
3 **Ordinance authorizing partial settlement of the lawsuit filed by Ki-Man Song, Young**
4 **Soo Lee, Leobardo Trejo, Suk In Yi, Chae Hun Yi, and James Nam against the City and**
5 **County of San Francisco for \$280,540; the lawsuit was filed on June 3, 2003 in United**
6 **States District Court, Northern District of California, Case No. C03 2580; entitled Ki-Man**
7 **Song, et al. v. Jin Construction & Electric Co., et al.; other material terms of said**
8 **settlement are material terms.**
9

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

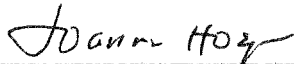
11 Section 1. The City Attorney is hereby authorized to settle the action entitled "Ki-Man
12 Song, et al. v. Jin Construction & Electric Co., et al., in the United States District Court,
13 Northern District of California, Case No. C03 2580 by the payment of \$280,540 from monies
14 withheld from three City public work contract balances pursuant to the assessment of
15 prevailing wage violations by the City's Office of Labor Standards Enforcement against Jin
16 Construction & Electric Co.
17

18 Section 2. The above-named action was filed in the United States District Court on
19 June 3, 2003, and the following parties were named in the lawsuit: Plaintiffs are Ki-Man Song,
20 Young Soo Lee, Leobardo Trejo, Suk In Yi, Chae Hun Yi, and James Nam; Defendants are
21 Jin Construction & Electric Co., Jin Eung Lee, Ok Ja Lee, Washington International Insurance
22 Company, Colonial American Casualty and Surety Company, CGU Insurance Company,
23 Safeco Insurance Company of America, C.M. Chiang Construction Company, Inc., Competent
24 Builders Corporation, Fedcon General Contractors, Inc., Kin Wo Construction, Inc.,
25

1 Transworld Construction, Inc., Valentine Corporation, San Francisco Unified School District,
2 San Francisco Redevelopment Agency, and the City and County of San Francisco.

3
4 APPROVED AS TO FORM AND
5 RECOMMENDED:

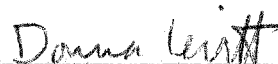
6 DENNIS J. HERRERA
7 City Attorney

8 

9 JOANNE HOEPER
Chief Trial Deputy

RECOMMENDED:

OFFICE OF LABOR STANDARDS
ENFORCEMENT

10 


11 DONNA LEVITT
12 Labor Standards Enforcement Officer

13 FUNDS AVAILABLE:

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

14 
EDWARD HARRINGTON
Controller

15 
EDWIN M. LEE
Director of Public Works

16 Funds Available / How Charged:

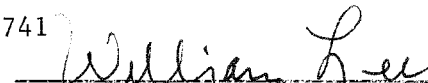
17 1. LHH Fire Alarms
Index: DPWADAAA5004 Proj: CHLBLD HF4741
Subobject: 02704
Amt: \$131,858.00

18 2. Pier 43 Arch Repair
Index: 392601 Subobject: 02704
19 Amount: \$5,744.00

20 3. Conservatory of Flowers
Index: PWA333CPFLOC Proj: CRPPRK GG0742
21 Subobject: 02704
22 Amount: \$142,938.00

23 TOTAL AMT APPROVED: \$280,540 *2-2/3/04*

APPROVED:

24 
WILLIAM LEE
25 City Administrator

OFFICE OF THE CITY ATTORNEY
BOARD OF SUPERVISORS



City and County of San Francisco

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

Tails Ordinance

File Number: 040713

Date Passed:

Ordinance authorizing partial settlement of the lawsuit filed by Ki-Man Song, Young Soo Lee, Leobardo Trejo, Suk In Yi, Chae Hun Yi, and James Nam against the City and County of San Francisco for \$280,540; the lawsuit was filed on June 3, 2003 in United States District Court, Northern District of California, Case No. C03 2580; entitled Ki-Man Song, et al. v. Jin Construction & Electric Co., et al.; other material terms of said settlement are material terms.

August 10, 2004 Board of Supervisors — PASSED, ON FIRST READING

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

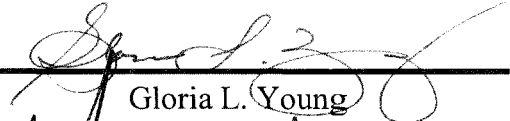
August 17, 2004 Board of Supervisors — FINALLY PASSED

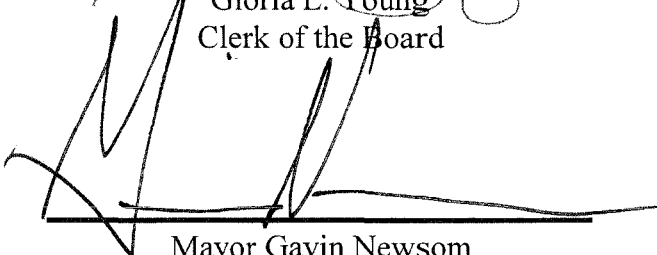
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

File No. 040713

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on August 17, 2004 by the Board of Supervisors of the City and County of San Francisco.

8/25/04
Date Approved


Gloria L. Young
Clerk of the Board


Mayor Gavin Newsom