

1 [Settlement of Lawsuit]  
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3 **Ordinance authorizing settlement of the lawsuit filed by Mehran Esmaili, et al., against**  
4 **the City and County of San Francisco for \$49,500; the lawsuit was filed on September**  
5 **23, 1999, in Santa Clara County Superior Court, Case No. 1-02-CV805070; entitled**  
6 **Mehran Esmaili, et al. v. City of Millbrae, et al.; other material terms of said settlement**  
7 **are: (1) Each party shall mutually release the other from all claims arising from the**  
8 **February/March 2000 landslide that forms the basis of the action; (2) Each party shall**  
9 **dismiss with prejudice all complaints and cross-complaints filed in the action; and (3)**  
10 **Each party shall bear its own legal costs and fees;**

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

12 Section 1. The City Attorney is hereby authorized to settle the action entitled "Mehran  
13 Esmaili, et al. v. City of Millbrae, et al.," Santa Clara County Superior Court, Case No. 1-02-  
14 CV805070, by the payment of \$49,500.

15 Section 2. The above-named action was filed in Santa Clara County Superior Court on  
16 September 23, 1999, including consolidated and related actions and cross-actions, and the  
17 following parties were named in the lawsuit:

18 a. Pinehurst Plaintiffs: David Del Carlo, Hazel Del Carlo, Carl Mattman, Rena  
19 Mattman, Salvador Delgado, Mercedes Delgado, Thurman Geary, Evelyn Geary, Glenn T.  
20 Buzolich, Erik Erikson and Tammy Astells.

21 b. Crestview Plaintiffs, Cross-Complainants, and Cross-Defendants: Mehran  
22 Esmaili, Fatemeh Ansarinia, Anthony Ambus, Zetta Ambus, Young Kim, Toni Ambus, George  
23 Ambus, Winfred Collier, Nina Collier, Li-Yin Liang, Carey Dare, Bonnie Gin.  
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1 c. Additional Defendants, Cross-Complainants, and Cross-Defendants: State of  
2 California, City of Millbrae, ITT Financial Investments, Inc., Ernest Bock, Johnson Western  
3 Gunito Company, Detrick Corporation, Leo J. Speckert, California Capital Loans, Inc., John  
4 Gard, Robert Bartels, Rancho Research & Management, Ferma Corporation, and Kleinfelder,  
5 Inc.

6 APPROVED AS TO FORM AND  
7 RECOMMENDED:

8 DENNIS J. HERRERA  
9 City Attorney

10   
11 JOANNE HOEPER  
12 Chief Trial Deputy

RECOMMENDED:

San Francisco Public Utilities Commission

13   
14 SUSAN LEAL  
15 General Manager

16 FUNDS AVAILABLE:

17   
18 EDWARD HARRINGTON  
19 Controller

APPROVED:

20   
21 SECRETARY OF COMMISSION  
22 Public Utilities Commission

23 Index Code: 471303  
24 Subobject: 053XX





# City and County of San Francisco

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

## Tails Ordinance

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**File Number:** 041250

**Date Passed:**

Ordinance authorizing settlement of the lawsuit filed by Mehran Esmaili, et al., against the City and County of San Francisco for \$49,500; the lawsuit was filed on September 23, 1999, in Santa Clara County Superior Court, Case No. 1-02-CV805070; entitled Mehran Esmaili, et al. v. City of Millbrae, et al.; other material terms of said settlement are: (1) Each party shall mutually release the other from all claims arising from the February/March 2000 landslide that forms the basis of the action; (2) Each party shall dismiss with prejudice all complaints and cross-complaints filed in the action; and (3) Each party shall bear its own legal costs and fees;

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November 2, 2004 Board of Supervisors — PASSED, ON FIRST READING

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

November 16, 2004 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell, Peskin, Sandoval


Excused: 2 - Ma, McGoldrick

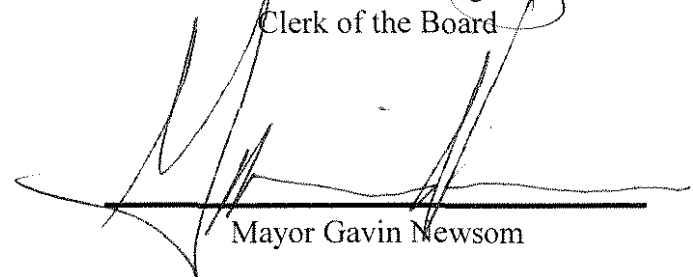
File No. 041250

I hereby certify that the foregoing Ordinance  
was FINALLY PASSED on November 16,  
2004 by the Board of Supervisors of the City  
and County of San Francisco.

NOV 18 2004

\_\_\_\_\_  
Date Approved

  
\_\_\_\_\_  
Gloria L. Young  
Clerk of the Board

  
\_\_\_\_\_  
Mayor Gavin Newsom