

1 [California Code of Civil Procedure, Section 998 - Offer to Compromise Litigation - Penny  
2 Mims - \$50,000]

3 **Ordinance authorizing the service of an Offer to Compromise under Code of Civil**  
4 **Procedure, Section 998, in the lawsuit filed by Penny Mims against the City and County**  
5 **of San Francisco and Dorian Carr, to include a payment from the City of up to \$50,000**  
6 **plus reasonable attorneys' fees and costs to be determined by the Court; the lawsuit**  
7 **was filed on March 3, 2020, in San Francisco Superior Court, Case No. CGC-20-583388;**  
8 **entitled Penny Mims v. City and County of San Francisco, Dorian Carr, et al.; the**  
9 **lawsuit involves an employment dispute.**

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

12 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby  
13 authorizes the City Attorney to make an Offer to Compromise under Code of Civil Procedure  
14 Section 998 in the action entitled Penny Mims v. City and County of San Francisco, Dorian  
15 Carr, et al., San Francisco Superior Court, Case No. CGC-20-583388, by the payment of up  
16 to \$50,000, plus reasonable attorneys' fees and costs to be determined by the Court. The  
17 lawsuit involves an employment dispute.

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19 Section 2. The above-named action was filed in San Francisco Superior Court on  
20 March 3, 2020, and the following parties were named in the lawsuit: Plaintiff: Penny Mims;  
21 Defendants: City and County of San Francisco, Dorian Carr.

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APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney

/s/  
KATHARINE HOBIN PORTER  
Chief Labor Attorney

FUNDS AVAILABLE:

/s/ Michelle Allersma for Ben Rosenfield  
BEN ROSENFELD  
Controller

RECOMMENDED:

SAN FRANCISCO HUMAN SERVICES  
AGENCY

/s/  
TRENT RHORER  
Executive Director

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City and County of San Francisco

Tails  
Ordinance

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

File Number: 201161

Date Passed: December 08, 2020

Ordinance authorizing the service of an Offer to Compromise under Code of Civil Procedure, Section 998, in the lawsuit filed by Penny Mims against the City and County of San Francisco and Dorian Carr, to include a payment from the City of up to \$50,000 plus reasonable attorneys' fees and costs to be determined by the Court; the lawsuit was filed on March 3, 2020, in San Francisco Superior Court, Case No. CGC-20-583388; entitled Penny Mims v. City and County of San Francisco, Dorian Carr, et al.; the lawsuit involves an employment dispute.

November 19, 2020 Government Audit and Oversight Committee - RECOMMENDED

December 01, 2020 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

December 08, 2020 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

File No. 201161

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 12/8/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

London N. Breed  
Mayor

12.18.20

Date Approved