

June 23, 1992

REPORT TO THE HONORABLE
MAYOR AND CITY COUNCIL

U.S.A. V. CITY OF SAN DIEGO
Civil Case No. 88-1101-B
(Consumers' Alternative)

Pursuant to Resolution No. R-280022 passed by the Council on May 26, 1992, the City Manager and City Attorney were directed to seek modification of the Consent Decree to conform to the Consumers' Alternative described in the resolution.

Directly after the passage of this resolution, the Justice Department and EPA were contacted and a half-day meeting was held on June 11, 1992 to review the Consumers' Alternative with the agencies and to request their concurrence in its elements. Their rejection of the City's proposal was received this morning and is attached for your review.

As a result, the City Attorney's Office will seek judicial relief from Judge Brewster as provided in the Consent Decree and as specified in Resolution No. R-280022.

Respectfully submitted,

JOHN W. WITT
City Attorney

TB:mb:452.1.1(043.1)
Attachment:1
RC-92-42