(R-2004-1051)

RESOLUTION NUMBER 299102

ADOPTED ON

APR 1 9 2004

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized and empowered to pay the sum of \$95,000 in the settlement of each and every claim against the City of San Diego and its agents and employees, in Superior Court Case No. GIC 806228, *Mark Bergen v. City of San Diego, et al.*, arising from damages to Mr. Bergen's property as a result of a water leak.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue a check in the sum of \$95,000 made payable to MARK BERGEN and Attorney TIMOTHY SULLIVAN in full settlement of the lawsuit and of all claims.

BE IT FURTHER RESOLVED, that said funds are to be payable from Fund No. 41500.

APPPROVED:

CASEY GWINN, City Attorney

Вy

David Engel-Brodie, Deputy City Attorney

DEB:aml 04/08/2004

Aud.Cert: xxxxx

Or.Dept: 760 R-2004-1051

Form=claimr.frm

The City of San Diego

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AC-361 (REV 2-92)

\$95,000.00 FUND OVERRIDE

AC_ 2401002

TOTAL AMOUNT