

102

(R-2006-340)

300959

RESOLUTION NUMBER R-_____

ADOPTED ON OCT 24 2005

RESOLUTION OF COUNSEL OF THE CITY OF SAN DIEGO
AUTHORIZING THE PAYMENT OF ATTORNEY FEES TO
CITY EMPLOYEE DAVID COWAN IN CONNECTION WITH
THE MATTER *U.S. V. COWAN, ET AL.*

WHEREAS, city employee David Cowan [Cowan] was acquitted of all charges against him in the action entitled *U.S. v. Cowan, et al.* United States District Court Case No. 03CR2434-JM; and

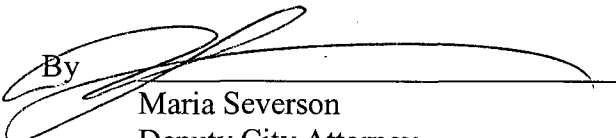
WHEREAS, Cowan incurred legal expenses now due to his attorney, Michael L. Crowley, in the amount of \$136,028.84, for his defense;

NOW THEREFORE, BE IT RESOLVED by the Council of the City of San Diego that:

1. Based on the verdict in the action entitled *U.S. v. Cowan, et al.* United States District Court Case No. 03CR2434-JM, city employee David Cowan's attorney, Michael L. Crowley, be paid in the amount of \$136,028.84 for the cost of his defense.

2. The Auditor and Comptroller furnish a certificate in the amount of \$136,028.84 to Michael L. Crowley setting aside such funds.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Maria Severson
Deputy City Attorney

MS:ai
10/06/05
Or.Dept:CA
R-2006-340

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 2600300

ORIGINATING

DEPT. NO.: 045

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____ Fund: _____

Purpose: _____

Date: _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$136,028.84

Vendor: Michael L. Crowley

Purpose: To authorize the payments of attorney's fees to Michael L. Crowley, for legal expenses incurred by the city employees David Cowan in the matter U.S. v. Cowan, et al.

Date: October 14, 2005

By: *Andrea Krohn*
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	81140	82240		4141	082240				\$136,028.84
TOTAL AMOUNT										\$136,028.84

FUND OVERRIDE

AC 2600300

R-300959

OCT 24 2005