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RESOLUTION NUMBER R- 302173
DATE OF FINAL PASSAGE DEC 15 2006

WHEREAS, on June 6, 2005, Steven A. Sloan and other named individuals, who are current or former San Diego police officers, filed and served a complaint in the case *Steven A. Sloan v. City of San Diego*, Superior Court Case Number GIC 848641. This lawsuit was filed by members of the Canine Unit of the San Diego Police Department seeking to have Canine Care Pay included in Retirement Base Compensation. The case has been adjudicated in the trial court and the City has filed a Notice of Appeal; and

WHEREAS, the law firm of Latham & Watkins, LLP, was identified as the firm best capable of providing the necessary legal services; and

WHEREAS, in the Closed Session Meeting of November 14, 2006, in the matter of *Sloan v. City of San Diego*, Superior Court Case No. GIC849127 and Appellate District No. D049158, the City Council voted unanimously (8 to 0) to retain the law firm of Latham and Watkins as outside counsel to pursue the City's appeal in an amount not to exceed \$250,000 and the funding is to come from the Public Liability Fund. The motion was made by Councilmember Frye with a second by Councilmember Madaffer; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that a Retainer Agreement, by and between the City of San Diego and Latham & Watkins, LLP for certain legal services is hereby authorized regarding the case of *Steven A. Sloan, et al. v. City of San Diego*, SDSC Case No. GIC848641; 4th Appellate District Case No. D049158.

BE IT FURTHER RESOLVED, that under the Retainer Agreement the expenditure of an amount not to exceed \$250,000 from Fund 81140, is hereby authorized, solely and exclusively for the purpose of providing funds for the above project.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Eugene Bode
for Mark Stiffler
Deputy City Attorney

MS:gb
11/16/06
Or.Dept:CityAtty
R-2007-582

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC - 5 2006.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 12-15-06
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

R- 302173

Passed by the Council of The City of San Diego on DEC - 5 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 15 2006.

AUTHENTICATED BY:

(Seal)

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By *Debbie Swenson-Cruz*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number

R-

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