

RESOLUTION NUMBER R- 305245

DATE OF FINAL PASSAGE SEP 28 2009

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO CONTINUE RETENTION FOR THE BROWN LAW GROUP IN TO PROVIDE LEGAL SERVICES IN CONNECTION WITH THE DEFENSE OF JACQUELINE LINDSAY V. OFFICE OF THE CITY ATTORNEY, CITY OF SAN DIEGO; KAREN HEUMANN, ET AL., AND AUTHORIZING THE CITY AUDITOR AND COMPTROLLER TO ALLOCATE AND EXPEND RELATED FUNDS OF \$125,000 FROM THE PUBLIC LIABILITY FUND FOR INVOICES AND FUTURE RESERVE FUNDING

WHEREAS, In November 2007, Jacqueline Lindsay filed a complaint against the City and an Assistant City Attorney, San Diego Superior Court Case No. 37-2007-00081422-CU-WT-CTL, and due to the conflict of interest outside counsel is recommended; and

WHEREAS, we are recommending the continuation of the firm of Brown Law Group who has the necessary skills and experience to assist the City in defense of this matter; and

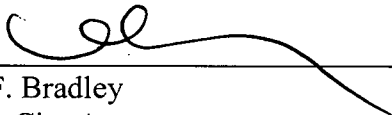
WHEREAS, the Council of the City of San Diego has been briefed on the status of this matter in a duly-noticed Closed Session meeting on March 9, 2009; and

WHEREAS, the Council determined to continue the need to retain Brown Law Group to assist the City in defense of this matter; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Attorney is authorized to continue the agreement with Brown Law Group for the provision of legal services in *Jacqueline Lindsay v. Office Of The City Attorney, City Of San Diego; Karen Heumann, et al.*, San Diego Superior Court Case No. 37-2007-00081422-CU-WT-CTL, in an amount not to exceed \$125,000.

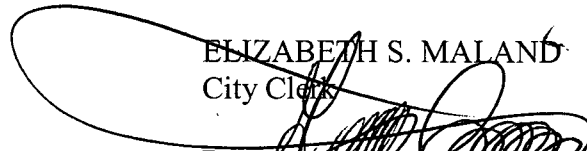
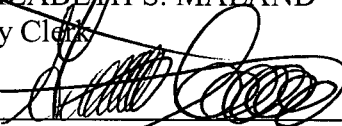
BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend up to \$125,000 from the Public Liability Fund 720045.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Todd F. Bradley  
Deputy City Attorney

TFB:jdf  
06/12/2009  
Or.Dept:ATTY  
R-2009-1293

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 15 2009.

  
ELIZABETH S. MALAND  
City Clerk  
By   
Deputy City Clerk

Approved: 9-28-09  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor