

RESOLUTION NUMBER R- 305518
DATE OF FINAL PASSAGE JAN 11 2010

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO CONTINUE THE RETENTION OF LATHAM & WATKINS LLP, FOR LEGAL SERVICES IN CONNECTION WITH *DE ANZA COVE HOMEOWNERS, INC. V. CITY OF SAN DIEGO, ET AL.*, SAN DIEGO SUPERIOR COURT CASE NO. GIC821191, AND RELATED CASES FOR AN ANALYSIS OF INSURANCE COVERAGE AS IT RELATES TO THE PARK PROPERTY

WHEREAS, the City Attorney has contracted Kristine Wilkes, Esq., and the law firm of Latham & Watkins LLP, for legal services in connection with the ongoing litigation related to De Anza Harbor Resort's transition from a privately-operated mobile home to City-operated park [Park]. The litigation is entitled *De Anza Cove Homeowners, Inc. v. City of San Diego, et al.*, San Diego Superior Court Case No. GIC821191, along with related matters, *Abbit, et al. v. City of San Diego, et al.*, SDSC Case No. GIC865536; *Aglio et al. v. City of San Diego*, SDSC Case No. 37-2009-81994 and *Scottsdale Insurance Company v. City of San Diego, et al.*, SDSC Case No. 37-2008-83941. The services provided by Latham & Watkins include the analysis of insurance coverage as relates to the Park property and the litigation, and

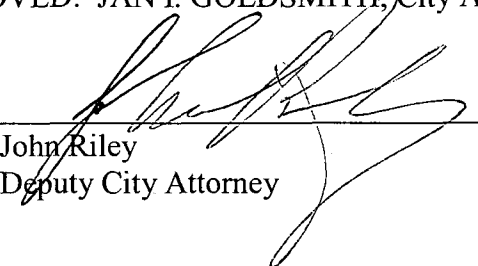
WHEREAS, this action seeks an amount not to exceed \$56,000 for retention of Latham & Watkins in the matter of De Anza Harbor and Resort litigation for purposes of insurance coverage analysis. NOW, THEREFORE;

BE IT RESOLVED that the Chief Financial Officer is authorized and empowered to execute, for and on behalf of the City, an agreement with Latham & Watkins for the purposes of insurance coverage analysis, for an amount not to exceed \$56,000.00 from the Public Liability

Fund 720045, solely, and exclusively for the purpose of providing funds for the above described legal services and litigation expenses.

BE IT FURTHER RESOLVED, that the City Financial Officer is authorized and empowered to appropriate up to \$56,000 from the Public Liability Fund 720045 to meet this obligation.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
John Riley
Deputy City Attorney

JR:jp
10/15/2009
12/30/09 COR.COPY
Or.Dept:City Attorney
R-2010-438

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 05 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1.11.10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor