

RESOLUTION NUMBER R- 306145

DATE OF FINAL PASSAGE OCT 04 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING ADDITIONAL EXPENDITURES FOR CONTINUED RETENTION OF SULLIVAN HILL LEWIN REZ & ENGEL, PLC, WITH REGARD TO ONGOING LITIGATION IN THE CASE OF JANET WOOD V. CITY OF SAN DIEGO, USDC CASE NO. 03 CV 1910 MMA (POR)

WHEREAS, there has been ongoing class-action litigation since 2002 between former employee Janet Wood (or her predecessor) in the case of Janet Wood on her own behalf and on behalf of all others similarly situated in the case of *Janet Wood et al. v. City of San Diego*, USDC Case No. 03 CV 1910 MMA (POR); and,

WHEREAS, during the course of the intervening years the case has been on appeal and has been sent back for trial and the case strategy has been discussed in closed session and the City Council desires to continue with the defense notwithstanding the fact that the costs of defense will be in excess of the initial sums allocated for said defense; and,

WHEREAS, counsel will require an additional \$350,000 for Sullivan Hill Rez & Engel, PLC and for related litigation expenses, including expert fees; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Attorney is authorized to continue the retention of Sullivan Hill Rez & Engel, PLC, for an additional amount not to exceed, \$350,000, to provide legal services in the case of *Janet Wood et al. v. City of San Diego*, USDC Case No. 03 CV 1910 MMA (POR) And to pay for related litigation expenses.

BE IT FURTHER RESOLVED that the City Comptroller is authorized to expend an amount not to exceed \$350,000 from the Public Liability Fund, solely and exclusively for the purpose of providing funds for the above described legal services and litigation expenses.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Joe Cordileone
Joe Cordileone
Chief Deputy City Attorney

JC:kat
August 30, 2010
Or.Dept: City Attorney
R-2011-169

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 21 2010.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 10-4-10
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor