

RESOLUTION NUMBER R- 307671

DATE OF FINAL PASSAGE SEP 19 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT BETWEEN TALIA TORTORA AND LACY WHITE AND THE CITY OF SAN DIEGO

WHEREAS, on December 30, 2011, Plaintiffs Talia Tortora and Lacy White filed suit against the City of San Diego [City] alleging personal injuries arising from an incident which occurred on January 2, 2010. The suit is entitled *Talia Tortora; Lacy White v. City of San Diego, et al.*, Case No 12cv1265 MMA (WMC) [Litigation]; and

WHEREAS, the City Council in Closed Session on July 10, 2012, authorized settlement of the Litigation for an amount consistent with the amounts set forth below and pursuant to such other terms more fully set forth in the Settlement Agreement; NOW, THEREFORE,

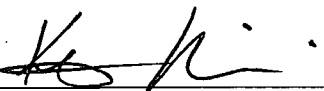
BE IT RESOLVED, by the City Council of the City of San Diego, that the council authorizes:

1. Authorizing the sum of \$150,000.00 to be paid from the Public Liability Fund No. 720045, in settlement of each and every claim for damages, interest, costs and fees of any type, including attorney fees, against the City, its agents and employees, arising from the personal injury claim of Talia Tortora and Lacy White, United States District Court Case No. 12cv1265 MMA (WMC).

2. Authorizing the Chief Financial Officer to appropriate and expend \$150,000.00 from the Public Liability Fund 720045, contingent upon the Chief Financial Officer certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

3. Authorizing the Comptroller to issue a check in the amount of \$150,000.00 made payable to the Law Offices of Mitchell Gilleon Law Firm, Talia Tortora and Lacy White.

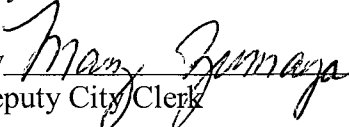
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Keith W. Phillips
Deputy City Attorney

KWP:mky
08/16/12
08/28/12 (COR.COPY)
Or.Dept:City Atty
R-2013-90

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 13 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9-19-12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor