

RESOLUTION NUMBER R- 309174

DATE OF FINAL PASSAGE AUG 11 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO GRANTING CITY ATTORNEY JAN I.
GOLDSMITH'S DEFENSE REQUEST UNDER
GOVERNMENT CODE SECTION 995 TO THE CIVIL ACTION
ENTITLED *SAN DIEGANS FOR OPEN GOVERNMENT V. JAN
I. GOLDSMITH, ET AL.*, SAN DIEGO SUPERIOR COURT
CASE NO. 37-2014-00000217-CU-MC-CTL

WHEREAS, City Attorney Jan I. Goldsmith has been named as a defendant in a civil action entitled *San Diegans for Open Government v. Jan I. Goldsmith, et al.*, San Diego Superior Court Case No. 37-2014-00000217-CU-MC-CTL, on account of an alleged act or omission in the scope of his employment with the City of San Diego; and

WHEREAS, City Attorney Jan I. Goldsmith has requested that the City of San Diego provide a defense to *San Diegans for Open Government v. Jan I. Goldsmith, et al.*, San Diego Superior Court Case No. 37-2014-00000217-CU-MC-CTL, under California Government Code section 995; and

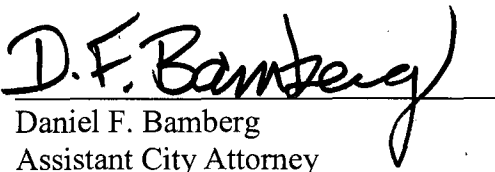
WHEREAS, except as otherwise provided in California Government Code sections 995.2 and 995.4, the City of San Diego is required to provide City Attorney Jan I. Goldsmith with a defense to *San Diegans for Open Government v. Jan I. Goldsmith, et al.*, San Diego Superior Court Case No. 37-2014-00000217-CU-MC-CTL, under California Government Code section 995; and

WHEREAS, the City of San Diego may provide a defense to City Attorney Jan I. Goldsmith by employing outside counsel under California Government Code section 996; NOW, THEREFORE,

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

1. Grants City Attorney Jan I. Goldsmith's defense request under Government Code section 995, as statutorily required, to the civil action entitled *San Diegans for Open Government v. Jan I. Goldsmith, et al.*, San Diego Superior Court Case No. 37-2014-00000217-CU-MC-CTL; and
2. Authorizes the retention of outside counsel for the City Attorney's defense in an amount not to exceed \$150,000.00.

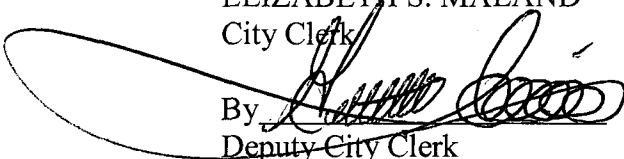
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Daniel F. Bamberg
Assistant City Attorney

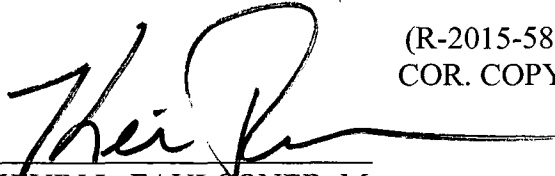
DFB:slc
7/28/2014 Cor. Copy
7/23/2014
Or.Dept: City Attorney
Doc. No.: 828134

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 29 2014.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/11/14
(date)



KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

KEVIN L. FAULCONER

Passed by the Council of The City of San Diego on JUL 29 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 11 2014

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By  Deputy

Office of the City Clerk, San Diego, California

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