

RESOLUTION NUMBER R- 309214

DATE OF FINAL PASSAGE OCT 02 2014

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO RETAIN HAIGHT, BROWN & BONESTEEL LLP FOR LEGAL SERVICES IN CONNECTION WITH *DAVIS ET AL. V. CITY OF SAN DIEGO, ET AL.* (USDC 14CV1488 DMS (DHB)), AND RELATED CASES, FOR THE DEFENSE OF FORMER SAN DIEGO POLICE OFFICER CHRISTOPHER HAYS

WHEREAS, the City Council has determined that a conflict of interest exists between the City of San Diego and former San Diego Police Officer Christopher Hays; and

WHEREAS, former San Diego Police Officer Christopher Hays and the City of San Diego have been sued in the case *Michelle Davis, Nicole Johnson and Claudia Ariza v. The City of San Diego and Christopher Hays*, (USDC 14 CV1488 DMS(DHB) for federal law claims;

WHEREAS more Plaintiffs are expected to file lawsuits against Christopher Hays and the City of San Diego for federal law claims;

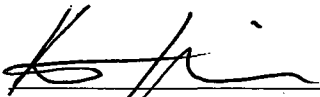
WHEREAS, on July 1, 2014, the City Council in closed session, by a vote of 9-0 authorized the City Attorney's office to bring to Open Session a legal services agreement between the City of San Diego and Haight Brown & Bonesteel LLP in connection with the defense of the civil litigation against Mr. Hays for an amount up to \$250,000.00 in legal fees and costs;

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 Haight, Brown & Bonesteel LLP for the purposes of the defense of the civil litigation against Mr. Hays, for an

amount up to \$250,000.00 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 Chief Financial Officer is authorized and empowered to appropriate up to \$250,000.00 from the Public Liability Fund to meet this obligation.

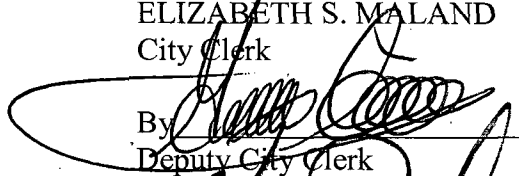
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Keith Phillips  
Deputy City Attorney

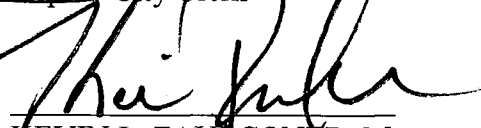
KP:my  
7/28/2014  
Or.Dept:059  
CC No. [INSERT Comptroller's Certificate #]  
Doc. No. 830673

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 16 2014.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 10/2/14  
(date)

  
KEVIN L. FAULCONER, Mayor

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

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on SEP 16 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 02 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.

(Seal)

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

By , Deputy

Office of the City Clerk, San Diego, California

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