RESOLUTION NUMBER R- 309296

DATE OF FINAL PASSAGE NOV 1 3 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE RETENTION OF PROCOPIO, CORY, HARGREAVES & SAVITCH LLP FOR THE PURPOSE OF LEGAL SERVICES FOR CASE BRIT UW LIMITED V. CITY OF SAN DIEGO, ET AL., UNITED STATES DISTRICT COURT, CASE NO. 14cv2195 JM (WVG)

WHEREAS, this matter involves an insurance coverage dispute arising between an insurer and City of San Diego and its employees following tender of the underlying lawsuit, Walker v. City of San Diego, et al., San Diego Superior Court, case number 37-2013-00064633-CU-PO-CTL; and

WHEREAS, the Council has determined it is necessary for outside counsel to review insurance coverage issues for the City and its employees; and

WHEREAS, the law firm of Procopio, Cory, Hargreaves & Savitch LLP has the necessary skills and experience to assist the City and its employees in defense of this matter; and

WHEREAS, the Council determined to retain Procopio, Cory, Hargreaves & Savitch to assist the City Attorney in the defense of this matter; and

WHEREAS, the Council has been briefed on the status of this matter in duly-noticed Closed Session on October 21, 2015, and authorized the City Attorney to retain the law firm of Procopio, Cory, Hargreaves & Savitch LLP for services in *Brit UW Limited v. City of San Diego, et al.* as set forth below; NOW, THEREFORE,

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

- 1. The City Attorney to enter into a contract with the law firm of Procopio, Cory,
 Hargreaves & Savage LLP for insurance coverage representation in connection with Brit UW
 Ltd. v. City of San Diego, et al., case number 14cv2195 JM (WVG).
- 2. The Chief Financial Officer to appropriate and expend an amount not to exceed \$100,000.00 from the public liability fund 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for this expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

Bonny Hsu

Deputy City Attorney

BH:mky 10/14/2014

Or.Dept: City Attorney CC No. 3000007331 Doc. No. 881639

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>nct 2 8 2014</u>.

ELIZABETH S. MALAND

City Cle

Deputy City Clerk

(R-2015-200)
KEVIN L. FAULCONER, Mayor

Vetoed:

Approved: 11/13/14 (date)

KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

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Resolution Number R-_

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