

RESOLUTION NUMBER R- 314652
DATE OF FINAL PASSAGE MAR 17 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO
APPROVING THE LEGAL SERVICES AGREEMENT TO RETAIN
AKIN GUMP STRAUSS HAUER & FELD LLP
AS OUTSIDE COUNSEL TO PROVIDE LEGAL SERVICES
RELATING TO THE MATTER OF ANDRE VERDUN V. CITY
OF SAN DIEGO

WHEREAS, the City of San Diego (City) is a named Defendant in the matter of *Andre Verdun v. City of San Diego*, Case No. USDC 19cv0839 ABJ (WVG). The City moved for summary judgment in the case and prevailed. *Verdun v. City of San Diego*, 549 F. Supp. 3d 1192 (S.D. Cal. 2021). Plaintiffs appealed to the Ninth Circuit, and the City prevailed on appeal. *Verdun v. City of San Diego*, 51 F.4th 1033 (9th Cir. 2022). Plaintiffs intend to file a petition for certiorari to the Supreme Court; and

WHEREAS, Akin Gump Strauss Hauer & Feld LLP has considerable experience in litigating matters before the Supreme Court; and

WHEREAS, Akin Gump Strauss Hauer & Feld LLP is able to assist with the City's defense on a pro bono basis; and

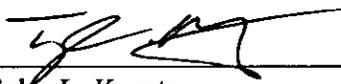
WHEREAS, pursuant to San Diego City Charter Article 5, section 40, the City Council is empowered to employ outside counsel when such assistance or advice is necessary; NOW,

THEREFORE,

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

1. That the City Attorney's Office is authorized to retain Akin Gump Strauss Hauer & Feld LLP on a pro bono basis as outside counsel to provide legal services to the City on the *Andre Verdun v. City of San Diego* litigation matter.

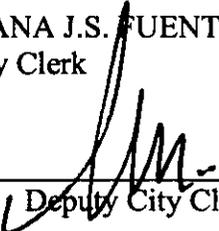
APPROVED: MARA W. ELLIOTT, City Attorney

By 
 Tyler L. Krentz
 Chief Deputy City Attorney

TLK:aml
 February 15, 2023
 Or. Dept: City Attorney's Office
 CC No. N/A
 Doc. No. 3222226

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 14 2023

DIANA J.S. FUENTES
 City Clerk

By 
 Deputy City Clerk

Approved: 3/17/23
 (date)


 TODD GLORIA, Mayor

Vetoed: _____
 (date)

 TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAR 14 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 17 2023.

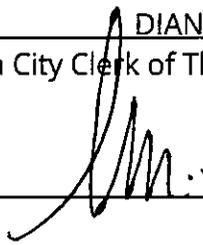
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
Interim City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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