

1 [Settlement of Lawsuit - City and County of San Francisco - \$95,000]

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3 **Ordinance authorizing settlement of a lawsuit for breach of contract, declaratory**  
4 **judgment and permanent injunction filed by the City and County of San Francisco**  
5 **against Geary Courtyard Associates, ERP Operating Limited Partnership and Equity**  
6 **Residential, for \$95,000; the lawsuit entitled City and County of San Francisco v. Geary**  
7 **Courtyard Associates, et al., Case No. CGC 12-520504, filed May 4, 2012, in San**  
8 **Francisco Superior Court.**

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10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The City Attorney is hereby authorized to settle the action entitled City and  
12 County of San Francisco v. Geary Courtyard Associates, et al., Case No. CGC 12-520504,  
13 filed May 4, 2012, in San Francisco Superior Court; by the payment of \$95,000 to the City  
14 from defendants for attorney's fees and costs. In addition, the authorized settlement provides  
15 for entry of a permanent injunction that will maintain the affordable rents for low income  
16 tenants residing at Geary Courtyard, 639 Geary Street in San Francisco. A copy of the  
17 settlement agreement is contained in Board File No. 120929.

18 Section 2. The following parties were named in the lawsuits: plaintiff City and County  
19 of San Francisco; defendants Geary Courtyard Associates, ERP Operating Limited  
20 Partnership and Equity Residential.

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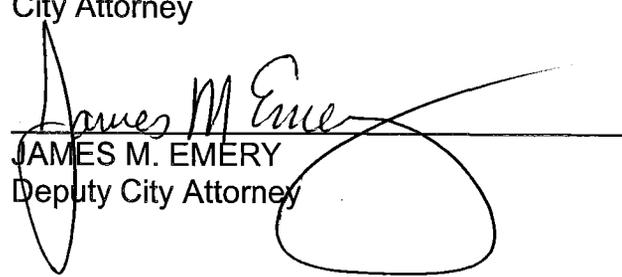
1 Section 3. The Board of Supervisors approves and authorizes the City's execution,  
2 delivery and performance of the settlement agreement.

3 APPROVED AS TO FORM AND  
4 RECOMMENDED:

RECOMMENDED:

5 DENNIS J. HERRERA  
6 City Attorney

DIRECTOR, MAYOR'S OFFICE OF  
HOUSING

7   
8 JAMES M. EMERY  
9 Deputy City Attorney

  
10 OLSON LEE



**City and County of San Francisco**  
**Tails**  
**Ordinance**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 120929

**Date Passed:** October 23, 2012

Ordinance authorizing settlement of a lawsuit for breach of contract, declaratory judgment and permanent injunction filed by the City and County of San Francisco against Geary Courtyard Associates, ERP Operating Limited Partnership and Equity Residential, for \$95,000; the lawsuit entitled City and County of San Francisco v. Geary Courtyard Associates, et al., Case No. CGC 12-520504, filed May 4, 2012, in San Francisco Superior Court.

October 04, 2012 Rules Committee - RECOMMENDED..

October 16, 2012 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague and Wiener

October 23, 2012 Board of Supervisors - FINALLY PASSED

Ayes: 10 - Avalos, Campos, Chiu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague and Wiener

Excused: 1 - Chu

File No. 120929

**I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/23/2012 by the Board of Supervisors of the City and County of San Francisco.**

Angela Calvillo  
Clerk of the Board

  
Mayor  
Date Approved