

CITY AND COUNTY OF SAN FRANCISCO



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VIA EMAIL

San Francisco Commission on the Status of Women
25 Van Ness Avenue, Suite 240
San Francisco, CA 94102

Re: Report from City Attorney's Office (Administrative Code § 33.7(c))
July-September 2018

Dear Honorable Commissioners:

Attached please find our report to the Commission on the Status of Women under Section 33.7(c) of the San Francisco Administrative Code for the period covering July to September 2018. Please contact me with any questions.

Very truly yours,

DENNIS J. HERRERA
City Attorney

A handwritten signature in cursive script, appearing to read "Bradley A. Russi".

BRADLEY A. RUSSI
Deputy City Attorney

cc: Dr. Emily Murase
Director, Department on the Status of Women

**City Attorney Report Under Administrative Code Section 33.7(c)
July to September 2018**

I. Administrative Claims Filed against the City alleging Discrimination against Women

	Date Claim Received	Claim Number	Claimant	Department Involved	City Employee?	Summary of Claim
1	None					

**City Attorney Report Under Administrative Code Section 33.7(c)
July to September 2018**

II. Lawsuits Filed against the City Alleging Any Form of Discrimination against Women

	Date Lawsuit Served	Court and Case Number	Plaintiff	Department Involved	City Employee?	Summary of Claims
1.	8/9/18	SF Superior Court Case No. CGC-18-568423	Alonda Austin	Juvenile Probation	Yes	<p>Plaintiff alleges sexual harassment, sexual assault and battery, race and gender discrimination, and retaliation</p> <p>Ruth Bond comments: Sexual harassment, sexual assault and battery, race and gender discrimination and retaliation arising out of incident in which Austin claims a male counselor grabbed her breasts when they were alone in the break room and the Department failed to take appropriate action in response.</p>
2.	9/5/18	USDC Case No. 18-CV-4004	Lorraine Killpack	DPH	Yes, former	<p>Plaintiff asserts claims for disability discrimination, failure to accommodate, harassment, and retaliation related to her alleged disability and the City's 2017 decision to medically separate her.</p> <p>Kate Kimberlin comments: Summary of Claims: Plaintiff asserts claims for disability discrimination, failure to accommodate, harassment, and retaliation related to her alleged disability and the City's 2017 decision to medically release her.</p>

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July to September 2018**

III. Litigation Judgments in Favor of or Against the City in Lawsuits filed by Female Employees Alleging Discrimination

	Date Lawsuit Served	Court and Case Number	Plaintiff	Department Involved	Summary of Claims	Judgment For or Against
1.	11/30/17	SF Superior Court, Case No. CGC-17-562580	Joyce Carroll, individually and on behalf of others similarly situated	City-wide	Age discrimination in the calculation of disability retirement benefits	Plaintiff's claims were dismissed with prejudice on June 19, 2018, plaintiff has appealed; the case remains active in Superior Court for pre-certification class discovery

**City Attorney Report Under Administrative Code Section 33.7(c)
July to September 2018**

IV. Settlements of Claims and Lawsuits filed by Female Employees Alleging Employment Discrimination

A. Settlement of Claims filed by Female Employees Alleging Employment Discrimination

	Date Claim Received	Claim Number	Claimant	Department Involved	Summary of Claims	Claimed Damages	Settlement Amount and Other Material Terms
1.	April 2016. June 2017	DFEH Charge Nos. 765806- 225719 and 884720- 3044701; EEOC Charge Nos. 37A-2017- 00306-C and 37A-2017- 03033-C	Cyn Bivens	Sheriff, Human Services Agency	Gender discrimination	\$170,000	\$45,000

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B. Settlements of Lawsuits filed by Female Employees Alleging Employment Discrimination

	Date Lawsuit Served	Court and Case Number	Plaintiff	Department Involved	Summary of Claims	Claimed Damages	Settlement Amount and Other Material Terms
1.	6/13/16	SF Superior Court Case No. CGC-16-551996	Rita Kae Restrepo, Cheryl Randolph	DPH	Plaintiffs allege age, sex and sexual orientation discrimination and harassment; retaliation	\$1,000,000	\$195,000
2.	10/20/16	SF Superior Court Case No. CGC-15-549595	Anita Lofton, Almudena Martin Marcos	RecPark	Sex discrimination, sexual harassment, disability discrimination, and retaliation based on plaintiffs' allegations that they were disciplined and received undesirable job assignments due to their race and disabilities	\$769,360	\$60,000