

SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA

September 17, 2024

Place: City Hall Conference Room W-133

Time: **9:30 a.m.**

Item(s) to be discussed:

A. CONFERENCE REGARDING POTENTIAL THREAT TO PUBLIC SERVICES OR FACILITIES PURSUANT TO GOVERNMENT CODE SECTION 54957(a):

Consultation with: Security

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):

1. Case Name: Streb, Elizabeth v. City of San Jose and Robert Chris Lang
Name(s) of Party(ies) ELIZABETH STREB; CITY OF SAN JOSE, ET AL.
Court: Santa Clara County Superior Court
Case No: 23-cv-424207
Amount of Money or Other Relief Sought: Damages according to proof
2. Case Name: Sanderlin, Derrick et al., v City of San Jose, et al.
Name(s) of Party(ies) JASON DWYER, LEE TASSIO, JONATHAN MARSHALL, MICHAEL PANIGHETTI, JUAN AVILA, DERRICK SANDERLIN, CAYLA SANDERLIN, BREANNA CONTRERAS, PIETRO DI DONATO, ADIRA SHARKEY, JOSEPH STUKES, AND VERA CLANTON
Court: U.S. Court of Appeals for the Ninth Circuit
Case No: 23-15487
Amount of Money or Other Relief Sought: Damages according to proof

3. Case Name: Baca, David v. City of San Jose; et al.
Name(s) of Party(ies) DAVID BACA, JONATHAN ANDERSON AND
BRETT MICHAEL WEIDNER
Court: U.S District Court- Northern District
Case No: 3:22-cv-02461-WHO
Amount of Money or Other Relief Damages according to proof
Sought:

4. Case Name: Sutter's Place, Inc., dba Bay 101 v. City of San Jose
Name(s) of Party(ies) SUTTER'S PLACE, INC., CITY OF SAN JOSE
ET AL.
Court: Court of Appeal of the State of California, Sixth
Appellate District
Case No: H046146
Amount of Money or Other Relief Refund, declaratory relief, injunctive relief
Sought:

5. Case Name: N/A
Name(s) of Party(ies) CALIFORNIA RIVER WATCH
Court: N/A
Case No: N/A
Amount of Money or Other Relief Injunctive Relief, Penalties, and damages
Sought: according to Proof

6. Case Name: City of San Jose, California v. 3M Company (F/K/A Minnesota Mining and Manufacturing Co.); E. I. Dupont De Nemours and Company; The Chemours Company; The Chemours Company FC, LLC; Dupont De Nemours, Inc.; Corteva, Inc.; Chemguard, Inc.; Tyco Fire Products LP; Johnson Controls International, PIC; Carrier Global Corporation; Central Sprinkler, LLC; Fire Products GP Holding, LLC; Kidde-Fenwal, Inc.; Kidde PLC, Inc.; UTC Fire & Security Americas Corporation, Inc.; Raytheon Technologies Corporation F/K/A United Technologies Corporation; National Foam, Inc.; Angus Fire Armourcorporation; Angus International Safety Group; Buckeye Fire

Equipment Company; Arkema, Inc.; BASF Corporation; Chemdesign Products, Inc.; Clariant Corporation; Chemicals Incorporated; Nation Ford Chemical Company; AGC Chemicals Americas Inc.; AGC Inc. F/K/A Asahi Glass Co., Ltd; Deepwater Chemicals, Inc.; Dynax Corporation; Archroma Management, LLC; And John Doe Defendants 1-49 (City v.) (City v.) [2:20-cv-2812-RMG] USDC District of South Carolina -Complaint for environmental claims related to aircraft rescue and firefighting ("ARFF") -- firefighting foam

Name(s) of Party(ies) CITY OF SAN JOSE, MULTIPLE CLASS MEMBERS; 3M, DUPONT, AND NUMEROUS DEFENDANTS;

Court: USDC District of South Carolina

Case No: 2:20-cv-2812-RMG

Amount of Money or Other Relief Sought: Damages according to proof

7. Case Name: Almanza, Adam v. City of San Jose & FE Michael Moraida

Name(s) of Party(ies) ADAM ALMANZA; CITY OF SAN JOSE, MICHAEL MORAIDA

Court: Santa Clara County Superior Court

Case No: 21CV387923

Amount of Money or Other Relief Sought: Damages according to proof

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and (e)(1) of the Government code:

Number of matter(s) to be discussed: 1