

## **SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA**

**April 9, 2024**

Place: City Hall Conference Room W-133

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

Item(s) to be discussed:

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

1. Case Name: Adelina Perez v. City of San Jose, et al.  
Name(s) of Party(ies) ADELINA PEREZ, CITY OF SAN JOSE,  
FRANKLIN-MCKINLEY SCHOOL DISTRICT  
Court: Superior Court of California, Santa Clara County  
Case No: 23CV398455  
Amount of Money or Other Damages according to proof  
Relief Sought:
2. Case Name: Lionel Rubalcava v. City of San Jose, et al.  
Name(s) of Party(ies) LIONEL RUBALCAVA, CITY OF SAN JOSE,  
JOSEPH PEREZ, RAFAEL NIEVES, RAMON  
AVALOS, STEVEN SPILLMAN, TOPUI FONUA  
Court: U.S. District Court, Northern District of California  
Case No: 5:20-CV-04191-BLF  
Amount of Money or Other Damages according to proof.  
Relief Sought:
3. Case Name: K'aun Green v. City of San Jose, et al.,  
Name(s) of Party(ies) K'AUN GREEN; an individual, CITY OF SAN  
JOSE, a municipal corporation; and DOES 1-50,  
inclusive  
Court: United States District Court Northern District of  
California  
Case No: 5:22-cv-02174

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

4. Case Name: Dillon Randolph v. City of San Jose  
Name(s) of Party(ies) DILLON RANDOLPH, CITY OF SAN JOSE  
Court: Santa Clara County Superior Court  
Case No: 23CV413129

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

5. Case Name: Rodolfo Duenas, Raul Jimenez, Yolanda Jimenez v. City of San Jose  
Name(s) of Party(ies) CITY OF SAN JOSE, RODOLFO DUENAS, RAUL JIMENEZ, YOLANDA JIMENEZ  
Court: Santa Clara County Superior Court  
Case No: 23-CV-414892

Amount of Money or Other Relief Sought: Eminent Domain – title to property

6. Case Name: Sainte Claire Historic Preservation Foundation v. City of San Jose, et al.  
Name(s) of Party(ies) SAINTE CLAIRE HISTORIC PRESERVATION FOUNDATION, A CALIFORNIA NON-PROFIT CORPORATION; AND DOES 1 TO 5, CITY OF SAN JOSE, CITY COUNCIL OF THE CITY OF SAN JOSE AND CITY OF SAN JOSE DEPARTMENT OF PARKS, RECREATION, AND NEIGHBORHOOD SERVICES;  
Court: Superior Court of the State of California, County of Santa Clara  
Case No: 20CV374459

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

7. Case Name: Preservation of Benefit Plan Retirees Association, et al. v. City of San Jose, et al.  
Name(s) of Party(ies) PRESERVATION OF BENEFIT PLAN RETIREES ASSOCIATION; JOSEPH BASS; LAWRENCE JAY CASTELLANO; RICHARD COCO; LESLYE CORSIGLIA; HARRY FREITAS; LINDA HORWEDEL; WILLIAM HUGHES; DANNY JORDAN; DAVID MAAS; BARRY NG; ANITA PHAGAN; GEORGE RIOS; GARY SCHOENNAUER; KEN TANASE; WAYNE

TANDA; NONA TOBIN; RANDAL TURNER;  
STEVEN TURNER; ROBERT WILSON; CITY OF  
SAN JOSE; BOARD OF ADMINISTRATION OF  
THE FEDERATED CITY EMPLOYEES'  
RETIREMENT SYSTEM; DAVID SYKES;  
ROBERT DAVIS; SAN JOSE RETIRED  
EMPLOYEES ASSOCIATION

Court: Court of Appeal of State of California, Sixth  
Appellate District

Case No: H049387

Amount of Money or Other Damages according to proof

Relief Sought:

8. Case Name: Evet Loewen v. City of San Jose, et al.

Name(s) of Party(ies) EVET LOEWEN; CITY OF SAN JOSE; DAVID  
SYKES; BOARD OF ADMINISTRATION OF THE  
FEDERATED CITY EMPLOYEES'  
RETIREMENT SYSTEM

Court: Court of Appeal of State of California, Sixth  
Appellate District

Case No: H050036

Amount of Money or Other Damages according to proof

Relief Sought:

9. Case Name: Nona Tobin v. City of San Jose, et al.

Name(s) of Party(ies) NONA TOBIN; CITY OF SAN JOSE; DAVID  
SYKES; BOARD OF ADMINISTRATION OF THE  
FEDERATED CITY EMPLOYEES'  
RETIREMENT SYSTEM

Court: Court of Appeal of State of California, Sixth  
Appellate District

Case No: H049987

Amount of Money or Other Damages according to proof

Relief Sought:

**B. 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