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San Diego Housing Commission (SDHC)
Designation of Legal Counsel to Represent the Housing Authority of the
City of San Diego in Litigation Regarding Affordable Housing through the
North City Future Urbanizing Area Inclusionary Housing Program
Housing Authority of the City of San Diego Agenda Item #2
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Sujata Raman
Vice President, Single-Family Housing Finance
Real Estate Division
San Diego Housing Commission



Designation of Legal Counsel

Introduction

- The Housing Authority met in Closed Session this morning to discuss pending litigation initiated by Nationstar Mortgage LLC against the Housing Authority and additional named civil defendants.
- Legal counsel is needed to represent the Housing Authority in this litigation.
- SDHC and its General Counsel, Christensen and Spath LLP, possess the expertise and experience to:
 - Represent the Housing Authority in this case.
 - Protect the affordability of affordable rental and affordable for-sale housing units produced through the North City Future Urbanizing Area (NCFUA) inclusionary housing program.
 - Defend the Housing Authority in all litigation arising from the affordable rental and affordable for-sale inclusionary housing in the NCFUA.



Designation of Legal Counsel Staff Recommendations

That the Housing Authority of the City of San Diego take the following actions:

- 1) Designate legal counsel to represent the Housing Authority in connection with pending litigation initiated by Nationstar Mortgage LLC against the Housing Authority and additional named civil defendants in San Diego Superior Court Case Number 37-2022-00042847-CU-OR-CTL.
- 2) Delegate authority to the San Diego Housing Commission (Housing Commission) and its General Counsel, Christensen and Spath LLP, to defend the Housing Authority against the lawsuit in San Diego Superior Court Case Number 37-2022-00042847-CU-OR-CTL.
- 3) Delegate authority to the Housing Commission and its General Counsel, Christensen and Spath LLP, to protect the affordability of affordable rental and affordable for-sale housing units produced through the North City Future Urbanizing Area (NCFUA) inclusionary housing program.
- 4) Delegate authority to the Housing Commission and its General Counsel, Christensen and Spath LLP, to defend the Housing Authority in all litigation arising from the affordable rental and affordable for-sale inclusionary housing program in the NCFUA.

