

CITY OF MILWAUKEE

SETTLEMENT DRAFT REQUEST

Uninsured Motorist Claim Under Sec. 62.67 Stats.

CASE NAME: Natasha Padgett v. City of Milwaukee, et al.

DATE OF LOSS: December 14, 2008

C.I. FILE NO: 11-L-4      CC FILE NO: 0095-1101501

AMOUNT REQUESTED: \$13,512.50

PAYABLE TO: Natasha Padgett and Domnitz & Skemp, S.C. – Trust Account


REASON FOR REQUEST:

Natasha Padgett, a City of Milwaukee police officer, was in the scope of her employment and a passenger in a marked police squad car that was traveling near the 2500 block of S. 63<sup>rd</sup> Street. Officer Padgett and her partner came upon a man sitting in a car and after running the license plate discovered the car had been reported stolen. Officer Padgett exited the City of Milwaukee vehicle and, while attempting to question the uninsured motorist, the uninsured motorist attempted to drive away from the scene and struck the claimant, knocking her to the ground. As a result of the conduct of the uninsured motorist, there is liability on the City of Milwaukee pursuant to Wis. Stat. § 62.67 and the City of Milwaukee's Uninsured Motorist Self-Insurance Plan.

Officer Padgett sustained injuries to her neck and back. Officer Padgett eventually underwent a C5-C6 fusion surgery. The claimed medical expenses and lost wages are approximately \$257,000.00.

After reviewing the personal automobile insurance policy issued to Officer Padgett by Liberty Mutual Insurance Company, it was agreed that the uninsured motorist coverage would be provided on a pro rata basis. The amount requested represents 23.5% of the total settlement (\$57,500.00), which is equal to the City of Milwaukee's pro rata share. Liberty Mutual has agreed to pay Officer Padgett \$43,987.50, which is 76.5% of the \$57,500.00 settlement.

DATED: 10/20/15

BY:   
Nick G. Kotsonis  
Crivello Carlson, S.C.