

February 19, 2003

To the Honorable Common Council
of the City of Milwaukee
Room 205, City Hall
200 East Wells Street
Milwaukee, WI 53202

Re: CCFN 021564 (Resolution authorizing cancellation of the City of Milwaukee's subrogation claim against Ann Marie Micklitz for payments made pursuant to the City's Basic Health Plan.)

Dear Council Members:

Enclosed please find a resolution authorizing the release of a subrogation claim against Ann Marie Micklitz in exchange for a settlement payment of \$1,000.00.

Ms. Micklitz filed a personal injury lawsuit for injuries suffered in an automobile collision which occurred on October 10, 2001. The City has a claim against her for medical payments under the City's Basic Health Plan in a total amount of \$3,817.41.

As noted in the enclosed letter from counsel for WPS, the claims administrator for the Basic Health Plan, recovery of the full amount of the City's claim would require proof that all monies paid were for the purpose of treatment related to the automobile accident. There is evidence that medical treatment beyond the actual date of the accident was not related to injuries sustained in the accident. The City's claim for services on the date of the accident is in the amount of \$1,419.97. Under

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these circumstances, Ms. Micklitz has offered \$1,000.00 in settlement of the City's claim. We recommend adoption of this resolution.

Very truly yours,

GRANT F. LANGLEY
City Attorney

ELLEN H. TANGEN
Assistant City Attorney

Enclosures

cc: Michael Tobin (w/encl)
Mark Colbert, WPS (w/encl)

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