



Legislation Details (With Text)

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**File created:** 9/23/2003      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
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**Effective date:**

**Title:** Substitute resolution authorizing settlement and cancellation of the City of Milwaukee's subrogation claim against Bruce Duszynski for payments made pursuant to the City's Basic Health Plan.

**Sponsors:** THE CHAIR

**Indexes:** CLAIMS CANCELLATION

**Attachments:** 1. City Atty Cover Letter.PDF, 2. Sub 1 Cover Letter.PDF, 3. Fiscal Note.PDF

Date	Ver.	Action By	Action	Result	Tally
9/23/2003	0	COMMON COUNCIL	ASSIGNED TO		
9/26/2003	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/26/2003	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
10/3/2003	1	CITY CLERK	DRAFT SUBMITTED		
10/6/2003	1	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
10/14/2003	1	COMMON COUNCIL	ADOPTED	Pass	16:0
10/23/2003	1	MAYOR	SIGNED		

030762  
SUBSTITUTE 1

THE CHAIR

Substitute resolution authorizing settlement and cancellation of the City of Milwaukee's subrogation claim against Bruce Duszynski for payments made pursuant to the City's Basic Health Plan.

This resolution authorizes the settlement of a subrogation lien arising under the City's Basic Health Plan in the lawsuit entitled Bruce Duszynski, et al. v. Eunice Troyer, et al., Milwaukee County Case No. 02-CV-011927.

Resolution

Whereas, The above-captioned case concerns a personal injury action; Milwaukee County Case No. 02-CV-011927, seeking compensation for injuries sustained by plaintiff Bruce Duszynski in an automobile collision which occurred on December 15, 1999; and

Whereas, The City has a subrogation claim of \$15,523.17 for medical payments made pursuant to its Basic Health Plan on behalf of Bruce Duszynski for treatment of injuries allegedly sustained in connection with the accident; and

Whereas, Plaintiff has offered the City the amount of \$5,000.00 in settlement of its subrogation claim; and

Whereas, The amount offered is a fair and reasonable settlement of the City's subrogation claim; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that an authorized representative of Wisconsin Physicians Service Insurance Corporation, the claims administrator for the Basic Health Plan, be and hereby is authorized and

directed, on behalf of the City, to accept the settlement of \$5,000.00 in release and satisfaction of the City's subrogation claim against Bruce Duszynski and to execute any necessary stipulations and releases to effectuate this settlement.

City Attorney  
EHT:eht

October 1, 2003  
1049-2003-3078: 72698