



## Legislation Text

---

**File #:** 991679, **Version:** 1

---

991679  
SUBSTITUTE

### THE CHAIR

Substitute resolution authorizing cancellation of a portion of the City of Milwaukee's subrogation claim against Tara Oliver, for payments made pursuant to the City's Basic Health Plan.

---

### -Analysis-

This resolution authorizes cancellation of a portion of the City of Milwaukee's subrogation claim against Tara Oliver, for payments made pursuant to the City's Basic Health Plan. \_\_\_\_\_

Whereas, Tara Oliver obtained legal counsel for the purpose of obtaining recovery against James W. Byrd for personal injuries sustained in an automobile collision occurring on September 4, 1997; and

Whereas, As a result of the injuries allegedly sustained as a result of that accident, the City of Milwaukee has made payments on behalf of Tara Oliver for medical care and treatment pursuant to its Basic Health Plan in the amount of \$11,340.15; and

Whereas, The City has a subrogation claim against Tara Oliver as a result of such payments; and

Whereas, Tara Oliver has offered to settle this subrogation claim for \$6,000.00, and the difference between the original claim and the settlement is \$5,340.15;

Whereas, This settlement reflects the legal liability of the parties and is a fair and equitable resolution of the City of Milwaukee's subrogation claim; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the subrogation claim of the City of Milwaukee against Tara Oliver arising out of medical treatment for injuries allegedly sustained as a result of the September 4, 1997 automobile collision is hereby cancelled in the amount of \$5,340.15, and the City Attorney is authorized and directed to enter into a release and settlement of said claim.

City Atty.  
EHT  
2/14/00  
28094