



Legislation Text

File #: 030877, **Version:** 0

030877
ORIGINAL

THE CHAIR

Resolution authorizing payment of verdict in lawsuit entitled Emma J. Adair, plaintiff, State of Wisconsin Dept. of Health & Family Services, Div. of Healthcare Financing, subrogated plaintiff v. City of Milwaukee, defendant, Case No. 02-CV-008083. (City Attorney)

This resolution authorizes settlement of the lawsuit entitled Emma Adair, et al. v. City of Milwaukee, in the amount of \$46,199.49.

Whereas, The plaintiff, Emma Adair filed a lawsuit against the City of Milwaukee, seeking an unspecified amount of damages as a result of an incident which occurred on January 26, 2001; and

Whereas, In the trial of this case, the jury found that the City of Milwaukee was 65% responsible for this accident, and

Whereas, The jury found damages of \$68,174.24; and

Whereas, Interest and attorneys fees total \$1,886.24, and

Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it expeditious and just to comply with the finding of the jury; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officers be and are hereby authorized and directed to issue a City check in the amount of \$46,199.49, made payable to the order of Kersten & McKinnon, S.C., as attorneys for Emma J. Adair, in full and final resolution of plaintiff's claim against the City upon receipt of a Release of Claim, approved as to form and execution by the City Attorney, said amount to be charged to the Damages and Claims Fund, Account No. 0001-1490-2631-S118-006300.

City Attorney

PAF:enm

October 2, 2003

73137/1029-2002-2578