

**INTEROFFICE COMMUNICATION
COUNTY OF MILWAUKEE**

DATE: April 28, 2015

TO: Marina Dimitrijevic, County Board Chairwoman

FROM: Paul Bargren, Corporation Counsel
Timothy R. Karaskiewicz, Assistant Corporation Counsel

SUBJECT: Claim filed by Jason Tobias
Date of incident: September 6, 2012
Date claim filed: August 3, 2013

I request that this matter be referred to the Committee on Judiciary, Safety and General Services for approval of a settlement. We have arrived at a settlement of this case for the total sum of \$5,000.00, which will be paid by General Mitchell International Airport revenues.

This incident occurred on September 6, 2012 at General Mitchell International Airport (GMIA). Jason Tobias was injured when he slipped and fell in a bathroom on Concourse C at GMIA. Mr. Tobias alleges that a lavatory unit overflowed causing water to collect on the floor of the restroom. He further alleges that dim lighting in the restroom prevented him from seeing the collected water on the floor. Mr. Tobias claims injuries to his elbow and left torso as a result of the fall. Mr. Tobias filed a single claim against the County for \$50,000.00 for his injuries, pain and suffering — \$3,750.00 of which is attributable to medical expenses. Mr. Tobias claims an additional \$2,500 in expenses for rehabilitation services incurred after the date of filing of his claim with Milwaukee County.

The Milwaukee County Corporation Counsel's Office negotiated a settlement with the claimant's attorneys, Atterbury, Kammer & Haag. The Corporation Counsel's Office recommends a total payment of \$5,000.00 to Jason Tobias to settle his personal injury claim. There is no tax levy impact because the settlement will be paid from airport revenues. The settlement check should be made payable to the trust account of Lee R. Atterbury (Tax Identification No. 39-1608-712).



Timothy R. Karaskiewicz
Assistant Corporation Counsel

cc: Kelly Bablitch
Raisa Koltun
Erica Hayden
Alexis Gassenhuber