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(ITEM) From Corporation Counsel, recommending payment in the amount of \$250,000 to Tanya Weyker and her attorneys, Hupy & Abraham S.C., in return for a full release of all claims by Ms. Weyker arising out of or related to the allegedly negligent operation of a motor vehicle, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on February 20, 2013, Tanya Weyker was traveling southbound on South Howell Avenue at the intersection with East Joseph Hutsteiner Drive, Milwaukee, Wisconsin, when she was in a motor vehicle collision with a squad car driven by a deputy sheriff; and

WHEREAS, the deputy was headed westbound and allegedly rolled through the stop sign at the intersection, made a left turn at the median to head southbound on South Howell Avenue, and allegedly hit the driver’s side of Ms. Weyker’s vehicle and Ms. Weyker’s vehicle spun and struck a tree in the median on the passenger side of the vehicle; and

WHEREAS, Ms. Weyker was transported by Emergency Medical Services to Froedtert Hospital with a cervical collar and on a board and complained of head, neck, back, and shoulder pain; and

WHEREAS, a Computed Tomography scan of her neck demonstrated a fractured vertebra (a displaced fracture of the right superior articular facet of C5-C6) and Ms. Weyker underwent a neck fusion surgery, including placement of a rod and screws; and

WHEREAS, the total medical expenses incurred to date are approximately \$188,000; and

WHEREAS, Milwaukee County’s liability to claimants such as Ms. Weyker who are injured as a result of the negligent operation of a motor vehicle by County employees is limited to \$250,000 by §345.05(3) of the Wisconsin Statutes; and

WHEREAS, Wisconsin County Mutual Insurance Corporation, Corporation Counsel, and outside counsel for the federal court case (see below) recommend this settlement of Ms. Weyker’s claim in the amount of \$250,000; and

WHEREAS, Ms. Weyker has filed a federal court lawsuit (Weyker v. Quiles et al., Case No. 14-CV-782) alleging various civil rights violations against the Sheriff and his employees related to events occurring after the motor vehicle accident; and

45 WHEREAS, this settlement resolves only matters related to or arising out of the
46 allegedly negligent operation of a motor vehicle covered by §345.05, Wisconsin
47 Statutes, and will not resolve the federal court lawsuit; now, therefore,
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49 BE IT RESOLVED, that Milwaukee County approves a settlement of Tanya
50 Weyker's claim with a payment by the Wisconsin County Mutual Insurance Company of
51 \$250,000 to Ms. Weyker and her attorneys, Hupy & Abraham S.C., in return for a full
52 release of all claims by Ms. Weyker arising out of or related to the allegedly negligent
53 operation of a motor vehicle covered by §345.05, Wisconsin Statutes.
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