

**INTEROFFICE COMMUNICATION  
COUNTY OF MILWAUKEE**

DATE: April 22, 2015

TO: Marina Dimitrijevic, Chairwoman, County Board of Supervisors

FROM: Mark A. Grady, Deputy Corporation Counsel *MAG*

SUBJECT: Notice of Claim of Tanya Martinez and American Family  
Accident: September 25, 2013

I request that this matter be referred to the Committee on Judiciary, Safety and General Services for approval of a settlement to be paid by the Wisconsin County Mutual Insurance Company in the amount of \$21,000.00 to Ms. Martinez and her attorneys, Gruber Law Offices, LLC, for Ms. Martinez's bodily injury claims arising out of this accident.

On September 25, 2013, Ms. Tanya Martinez was traveling in the westbound lanes of I94 when a Milwaukee County Parks employee operating a county truck failed to slow down for the heavy traffic slowing in front of him. The county truck rear ended the vehicle in front of it, causing severe damage, and pushed that vehicle into the rear of the vehicle being driven by Ms. Martinez.

**SPECIALS/MEDICAL TREATMENT:**

Shortly after the accident Tanya Martinez did visit her family physician due to stiffness in her neck and back. X-rays came back negative for any serious injury. She was prescribed medications and referred for physical therapy.

Ms. Martinez received physical therapy at St. Mary's Hospital between October 3, 2013 and December 17, 2013. In late October of 2013, she was referred to an orthopedic specialist due to continued pain in the back and neck. An MRI was ordered, but came back negative for any structural injury. She was also referred to a neurologist who saw her in early November for continued headaches and related complaints. The neurologist released her to work without any restrictions in late November. Ms. Martinez received a few more treatments in February 2014 due to continual neck pain. It was determined at that time that home exercises would be a sufficient treatment plan.

**MEDICAL EXPENSES:**

|                                 |           |
|---------------------------------|-----------|
| Columbia St. Mary's Physicians: | \$2071.00 |
| Stewart Tile Wage Loss:         | \$2161.08 |

|                                |           |
|--------------------------------|-----------|
| St. Mary's Hospital:           | \$5928.00 |
| Ortho Associates of Milwaukee: | \$325.00  |
| Ortho Hospital of WI:          | \$2572.00 |
| WI Radiology Specialists:      | \$368.00  |

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| Total: | \$13,425.08 |
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A separate memo and file addresses the property damages to Ms. Martinez's property damages, claimed by American Family. Claims by the driver of the middle vehicle are not yet resolved.

We recommend that this matter be approved for settlement to Ms. Martinez and Gruber Law Offices, not to exceed \$21,000, related to Ms. Martinez's bodily injury claim.

cc: Raisa Koltun  
Kelly Bablitch  
Alexis Gassenhuber  
Erica Hayden