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DATE: October 10, 2013

TO: Marina Dimitrijevic, County Board Chairwoman

FROM: Mark A. Grady, Deputy Corporation Counsel

SUBJECT: Claim filed by N&S Towing
Date of incident: July 31, 2012
Date claim filed: October 1, 2012

I request that this matter be referred to the Committee on Judiciary, Safety and General Services to be placed on the agenda for its next meeting to approve the payment of \$43,368.00 to settle in full their claim against Milwaukee County.

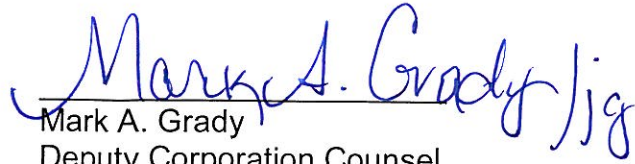
This accident took place on July 31, 2012 around 12:15pm on I43 Southbound just prior to the Winnebago Street overpass. Milwaukee County Deputy Sheriff Aleman struck the rear of the N&S Towing flatbed tow truck. Tragically, Deputy Aleman was killed in the accident.

The claimant's vehicle is a 2006 GMC C5500 standard cab with an 8,000-lb winch, 3,000 lb wheel lift and stainless steel toolboxes. The mileage on the unit was 205,837. The estimate to repair the vehicle was stated as \$49,150.98.

It was determined the actual cash value is \$28,375.00. This would make the 2006 GMC a total loss. Adding in the sales tax (\$1589) and registration fees (\$475) results in a loss of \$30,439.00. Deducting the salvage value of \$8511 results in the property damage demand of \$21,928.

N&S Towing was in need of a rental truck to continue with business until a new truck could be ordered and delivered. Lynch Truck Center was able to rent to N&S Towing a replacement for a total of 68 days at a rate of \$300 per day for a total of \$21,440 in rental costs.

The adjustor for the Wisconsin County Mutual Insurance Corporation recommends a total payment of \$43,368.00 to N&S Towing to settle their property damage claim. Corporation Counsel has reviewed this matter and supports the recommendation to settle this claim.


Mark A. Grady
Deputy Corporation Counsel

c: Amber Moreen
Kelly Bablitch
Steve Cady
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Raisa Koltun