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(ITEM) From Corporation Counsel, recommending payment in the amount of \$25,000 to Barbara Marinoff and her attorneys in settlement of *Barbara Marinoff, et al. v. Wisconsin County Mutual Insurance Corporation, et al.*, Milwaukee County Case No. 11CV012468, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on September 13, 2008, Barbara Marinoff was injured due to a trip and fall incident while participating in a diabetes walk at the Milwaukee County Zoo; and

WHEREAS, as a result of said incident Marinoff filed a lawsuit in the Circuit Court of Milwaukee County, Case No. 11CV012468, against Milwaukee County and the Wisconsin County Mutual Insurance Corporation, seeking damages for injuries sustained in the September 13, 2008, incident; and

WHEREAS, Marinoff claims that she suffered a left arm fracture, sprained left ankle, sprained left rotator cuff, and left elbow and knee pain as a result of the incident, that her left arm injuries are permanent, and that she incurred medical expenses attributable to the incident in the amount of \$16,268.28; and

WHEREAS, the parties engaged in court-ordered mediation and subsequent settlement discussions; and

WHEREAS, the tentative settlement agreement provides for a release of all claims against Milwaukee County and the Wisconsin County Mutual Insurance Corporation in return for a payment by the Wisconsin County Mutual Insurance Corporation in the amount of \$25,000 to Marinoff and her attorneys, Kmiec Law Offices, S.C.; and

WHEREAS, the Office of Corporation Counsel recommends this settlement; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors approves the payment by the Wisconsin County Mutual Insurance Corporation of \$25,000 to Barbara Marinoff and her attorneys, Kmiec Law Offices, S.C., in exchange for dismissal of her suit and a full and complete release of all claims against Milwaukee County.