

**INTEROFFICE COMMUNICATION
COUNTY OF MILWAUKEE**

DATE: February 24, 2015
TO: Marina Dimitrijevic, Chairwoman, County Board of Supervisors
FROM: Mark A. Grady, Deputy Corporation Counsel *MAG*
SUBJECT: Notice of Claim of Willie and Marla Cooper and Esurance
Date of Loss: March 1, 2014

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 \$5272.96 for automobile property damage and rental expense to Esurance, in the amount of \$3500 for bodily injury to Willie Cooper and in the amount of \$18,000 for bodily injury to Marla Cooper. Claimants are represented by Attorney Gary S. Greenberg.

This accident took place on March 1, 2014 around 10:30 pm at the intersection of North 76th St. and West Grantosa Drive. A Highway employee was performing routine winter maintenance and as he approached the intersection of W. Grantosa while headed southbound on N. 76th, the plow truck slid on the slippery road conditions as he attempted to stop for the traffic light. The front plow struck the rear of the claimants' stopped vehicle. Marla Cooper was the driver of the vehicle and Willie Cooper was riding in the front passenger seat.

Property Damage

The claimants' vehicle is a 2005 Chrysler Pacifica. Esurance has submitted their subrogation documents related to the repairs on the vehicle in the amount of \$4129.18. The damages were located on the rear of the vehicle. The claimants were also in need of a rental for a total of 22 days totaling \$1143.78. The total claim related to property damage is \$5272.96.

Bodily Injuries

Willie Cooper:	St. Joseph's Hospital	\$1071.20
	Integrated Healthcare	\$456.00
	Midwest Area Physicians	\$75.00
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	Total:	\$1602.20

Willie Cooper was seen at St. Joseph's Hospital shortly after the accident. He was complaining of lower back pain, as well as pain in his head due to hitting the windshield. X-rays were performed of his lumbar spine which came back negative. He was prescribed several medications. He had a brief follow up with his physician.

Marla Cooper:	St. Joseph's Hospital	\$1645.20
	Integrated Healthcare	\$460.00
	Midwest Area Physicians	\$215.00
	ProCare Medical	\$2258.00
	Therapy Plus	\$885.00
	Abalo Nunyakpe	\$1136.00
	Dynacare Labs	\$884.43
	Walgreens	\$105.78
	Wage Loss	\$3306.74
Total:		\$10,896.15

Marla Cooper was seen at St. Joseph's Hospital shortly after the accident. She was complaining of pain in her forehead, upper back, neck and chest. She was examined and was discharged with a diagnosis of tenderness in her neck.

On March 4, 2014, Marla Cooper followed up with treatment at ProCare Medical Clinic. At this time she was experiencing chest pain and shortness of breath. She was prescribed pain medication and was excused from her work at Kohl's, ultimately for about four weeks. Thereafter, she had additional follow-up for her chest discomfort and she received therapy for her neck and back symptoms for approximately six weeks.

She was then seen by a pain management specialist who determined that the neck and back pain would improve with a couple more weeks of physical therapy and medication. She was released from treatment by the specialist approximately July 7, 2014.

The adjustor for Wisconsin County Mutual recommends settling the property damage portion of this claim for \$5,272.96 and recommends settling the bodily injury claims for \$3500 for Willie Cooper and \$18,000 for Marla Cooper. Our office agrees with this recommendation.

cc: Raisa Koltun
 Kelly Bablitch
 Alexis Gassenhuber
 Erica Hayden