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(ITEM) From Corporation Counsel, recommending payment in the amount of \$15,000 to the Trust Account of Phillips, Cymerman & Stein, S.C., in settlement of Melvin Harper's personal injury claim in *Melvin Harper v. Wisconsin County Mutual Insurance Corporation*, Milwaukee County Case No. 2011CV015526, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on August 8, 2009, Melvin Harper alleged he was injured due to a slip and fall incident while an inmate at the Milwaukee County House of Correction; and

WHEREAS, as a result of said incident, Harper filed a lawsuit in the Circuit Court of Milwaukee County, Case No. 2011CV015526, against Milwaukee County and the Wisconsin County Mutual Insurance Corporation seeking damages for injuries sustained in the August 8, 2009, incident; and

WHEREAS, Harper claims that he suffered permanent injury to his neck, back, and tailbone, sustained a loss of wages and a loss of earning capacity, and incurred medical expenses attributable to the incident in the amount of \$12,391.16; and

WHEREAS, Milwaukee County and the Wisconsin County Mutual Insurance Corporation filed a motion for summary, but the judge denied the motion and ruled that a trial is required; and

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

WHEREAS, the 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 \$15,000 to the trust account of Harper's attorneys, to be divided between Harper and his attorneys; 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 of \$15,000 to the Trust Account of Phillips, Cymerman & Stein, S.C., by the Wisconsin County Mutual Insurance Corporation in exchange for dismissal of Harper's lawsuit and a full and complete release of all claims against Milwaukee County and the Wisconsin County Mutual Insurance Corporation.

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