From Corporation Counsel requesting approval of a resolution authorizing a settlement of the Notice of Claim from Willie and Marla Cooper and Esurance.

File No. 15-

A RESOLUTION

WHEREAS, on March 1, 2014, at around 10:30 p.m., Marla Cooper was the driver of a vehicle and Willie Cooper was riding in the front passenger seat as they stopped at the intersection of North 76th St. and West Grantosa Drive; and

WHEREAS, 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; and

WHEREAS, the front plow struck the rear of the claimants’ stopped vehicle; and

WHEREAS, Willie Cooper was seen at St. Joseph’s Hospital shortly after the accident complaining of lower back pain, as well as pain in his head due to hitting the windshield, and he received treatment for a short period of time; and

WHEREAS, Willie Cooper incurred medical expenses of $1603.20; and

WHEREAS, Marla Cooper was seen at St. Joseph’s Hospital shortly after the accident complaining of pain in her forehead, upper back, neck and chest; and

WHEREAS, Marla Cooper received follow up with treatment over the next few months, incurred medical expenses of $7589.41 and was required to miss work and lost wages in the amount of $3306.74; and

WHEREAS, the total medical expenses incurred to date are approximately $12,498.35.00; and

WHEREAS, the Cooper vehicle required repairs in the amount of $4129.08 and the Coopers required a rental vehicle at the total cost of $1143.78, for total property damages of $5,272.86; and

WHEREAS, Esurance provided insurance coverage to the Coopers for their property damages and has a subrogation claim; and

WHEREAS, Wisconsin County Mutual Insurance Corporation and Corporation Counsel recommend the settlement of Willie Cooper’s bodily injury claim for the amount of $3,500, the settlement of Marla Cooper’s bodily injury claim for $18,000 and the settlement of Esurance’s property damage subrogation claim for $5272.86; and

WHEREAS, the Committee on Judiciary, Safety and General Services recommended adoption of this resolution by a vote of \_\_\_ X \_\_\_\_;

NOW, THEREFORE, BE IT RESOLVED that Milwaukee County approves settlement of the above claims with payments by the Wisconsin County Mutual Insurance Corporation of $3,500 to Willie Cooper and his attorney, Gary S. Greenberg, $18,000 to Marla Cooper and her attorney, Gary S. Greenburg, and $5,272.86 to Esurance, in return for full and complete releases of their claims.