

**INTEROFFICE COMMUNICATION  
COUNTY OF MILWAUKEE**

DATE: February 20, 2017

TO: Theodore Lipscomb, Sr., Chairman, County Board of Supervisors

FROM: Colleen Foley, Deputy Corporation Counsel

SUBJECT: Claim of Francisco Cerros  
Notice of Claim Filed June 3, 2015

I request that this matter be referred to the Committee on Judiciary, Safety and General Services for approval of a settlement. I request authority to settle the claim of Francisco Cerros for the total sum not to exceed \$20,000 (\$18,000 for the bodily injury claim and \$2,000 for the property damages claim) which will be paid by Wisconsin County Mutual Insurance Corporation.

On May 5, 2015, a Milwaukee County Highway employee struck the claimant's vehicle while attempting to maneuver around it.

The claimant's vehicle is a 1996 Honda Accord. An appraisal determined that the damages deemed this vehicle a total loss. The actual cash value of the vehicle was determined to be \$2,462.50. The damages were located on the rear bumper of the vehicle.

Claimant Francisco Cerros is represented by Attorney Luke T. Witte with Witte Law Offices, 7670 N. Port Washington Road, #103, Fox Point, WI.

**SPECIALS:**

Wheaton Franciscan Healthcare:	\$ 374.90
Affiliated Health of WI:	\$ 577.00
Pain Management Center of WI:	\$6299.00
Wage Loss:	\$1027.95

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Total: \$8278.85

The claimant was treated at the Wheaton Franciscan Healthcare ER shortly after the accident. He was complaining of back and neck pain due to whiplash. At that time claimant was given a shot for pain and prescribed pain medication and then released.

Physical therapy at Pain Management Center of Wisconsin began on May 27, 2015. He started treatment 2 times per week and then gradually tailed off. There were a total of 22 visits over a period of 3 months.

The claimant also missed time from work. He was making an hourly wage of \$11.53 per hour at 40 hours per week. He missed a total of 89 hours due to this accident.

This claim falls under the Wisconsin County Mutual Insurance Corporation policy issued to Milwaukee County for the 2015 calendar year. For the 2015 policy year, neither the \$1 million per claim nor \$3 million aggregate deductible were met. Therefore, this settlement falls entirely under Milwaukee County's deductible.

Corporation Counsel and the Wisconsin County Mutual recommend this settlement for approval.

c: Kelly Bablitch  
Allyson Smith  
Erica Hayden  
Raisa Koltun