

June 13, 2006

RESOLUTION NO. 2006-26

**RESOLUTION BY THE FINANCE AND HUMAN RESOURCES COMMITTEE
AUTHORIZING THE CORPORATION COUNSEL TO FILE A LAWSUIT AGAINST
SHIRLEY CERKA AND AMERICAN RELIABLE INSURANCE COMPANY**

To the Honorable Members of the Racine County Board of Supervisors:

BE IT RESOLVED by the Racine County Board of Supervisors that the office of Corporation Counsel is hereby authorized to file and prosecute a lawsuit against Shirley Cerka and her insurance company, American Reliable, for damages caused by a horse owned by Ms. Cerka running into the passenger side of a Deputy Sheriff squad car on May 3, 2005.

Respectfully submitted,

1st Reading _____

**FINANCE AND HUMAN RESOURCES
COMMITTEE**

2nd Reading _____

BOARD ACTION
Adopted _____
For _____
Against _____
Absent _____

Peter L. Hansen, Chairman

Karen A. Nelson, Vice-Chairman

VOTE REQUIRED: Majority

Thomas Pringle, Secretary

Prepared by:
Corporation Counsel

David J. Hazen

Q. A. Shakoor, II

Van H. Wanggaard

Pamela Zenner-Richards

INFORMATION ONLY

WHEREAS, a couple of horses owned by Shirley Cerka in Burlington, got loose as a result of a bad fence on May 3, 2005; and

WHEREAS, one of the horses ran into the passenger side of a Deputy Sheriff squad car resulting in moderate damages; and

1
2 Resolution No. 2006-26
3 Page Two

4
5
6
7
8
9

WHEREAS, Ms. Cerka and her insurer, American Reliable Insurance, were contacted in attempts to resolve the damages but both denied liability; and

10 **WHEREAS**, the Corporation Counsel and the Sheriff's Department have
11 investigated the matter and conclude that liability exists warranting that a small claims
12 suit be filed to recover the damages incurred.