

RESOLUTION NO. 2006-47

RESOLUTION BY THE FINANCE AND HUMAN RESOURCES COMMITTEE
AUTHORIZING THE CORPORATION COUNSEL TO FILE A LAWSUIT AGAINST
WILLIAM BREITENSTEIN

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 subrogation lawsuit against William Breitenstein to recover from Mr. Breitenstein's settlement monies the medical expenses paid on his behalf as a result of the motorcycle accident on August 9, 2002.

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, William Breitenstein was involved in a motorcycle accident on August 9, 2002, resulting in him incurring medical expenses; and

WHEREAS, Racine County is subrogated to the medical payments it has made totaling over \$19,000.00; and

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WHEREAS, Mr. Breitenstein received a total settlement of \$95,000.00, but tendered only \$8,453.82 as reimbursement for our medical expenses; and

WHEREAS, the Corporation Counsel and Wausau have investigated the matter and conclude that a made whole hearing should be sought to determine if the County is entitled to recover more of its medical expenses.