

RESOLUTION NO. 2005-92

**RESOLUTION BY THE FINANCE AND HUMAN RESOURCES COMMITTEE
AUTHORIZING A COMPROMISE OF RACINE COUNTY'S SUBROGATION CLAIM IN
REGARD TO MARGARET TISHKEN**

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

BE IT RESOLVED by the Racine County Board of Supervisors that the settlement of Racine County's subrogated claim for medical and disability payments in regards to Margaret Tishken in the amount of \$108,333.33 payable to Racine County is authorized and approved.

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that the Corporation Counsel and/or the County Executive are authorized to execute any releases or other documents necessary to carry out the intent of this resolution.

Respectfully submitted,

1st Reading _____

**FINANCE AND HUMAN RESOURCES
COMMITTEE**

2nd Reading _____

BOARD ACTION
Adopted _____
For _____
Against _____
Absent _____

Peter L. Hansen, Chairman

Van H. Wanggaard, Vice-Chairman

VOTE REQUIRED: Majority

Pamela Zenner-Richards, Secretary

Prepared by:
Corporation Counsel

David J. Hazen

Thomas Pringle

Q. A. Shakoor, II

Kenneth Lumpkin

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INFORMATION ONLY

6 **WHEREAS**, Racine County has a subrogated claim for medical and disability
7 benefits paid out on behalf of its employee Margaret Tishken in regard to an automobile
8 accident that occurred on November 13, 2001 and a resulting cause of action against
9 Rowland Express, Inc., its driver, James O. Oliver, Jr., and its insurer, Hawkeye
10 Security Insurance Company; and

11
12 **WHEREAS**, there has been a mediation in this case resulting in a settlement of
13 \$325,000 with the parties agreeing to split the settlement equally between the plaintiff,
14 plaintiff's attorney and Racine County; and

15
16 **WHEREAS**, Racine County's lien claim of \$248,359.52, comprised of
17 \$229,309.52 for medical payments and \$19,050 for wage loss, has been agreed to be
18 reduced to the sum of \$108,333.33.

19
20 **WHEREAS**, the Office of Corporation Counsel and the Finance Committee have
21 reviewed this matter and recommend approval of this settlement.
22