

1. REQUESTED MOTION:

ACTION REQUESTED: Approve a settlement of \$100,000.00 in the case of Brianna Linnon, a minor v. Lee County.

WHY ACTION IS NECESSARY: To consider a settlement demand that has been made.

WHAT ACTION ACCOMPLISHES: Resolves case prior to litigation limiting the County's exposure.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #:

AIA

3. MEETING DATE:

12-16-2003

4. AGENDA:

CONSENT
 ADMINISTRATIVE
 APPEALS

PUBLIC
 WALK ON
 TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

STATUTE
 ORDINANCE
 ADMIN. CODE

OTHER

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER
B. DEPARTMENT County Administration
C. DIVISION Budget Services/Risk Management

BY: Tony Majul/Wayne Fiyalko

7. BACKGROUND:

On October 10, 2001, Brianna Linnon, a minor, was a rear-seat passenger in a vehicle, which Lee County EMS driver broadsided when she ran a red light. Ms Linnon sustained a fractured left hip, which required internal fixation that will have to be removed in the future. She also sustained a 1 cm. shortening of the fractured leg.

A demand for our sovereign immunity limit of \$100,000.00 inclusive of attorney's fees and costs and satisfaction of all liens and subrogable interest arising from this matter has been made.

Risk Management and the County Attorney's Office recommend approval of motion.

Funds are available in the Risk Management Loss Fund, account string 6C5133857700.504540.02

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services			G County Manager
					OM	Risk	GC	
<i>Admiral</i> 12/3/03	NA	NA	NA	<i>P. Gray</i> 12-4-03	<i>JA</i> 11/3/03	<i>AS</i> 12/3/03	<i>JS</i> 12/3/03	<i>AS</i> 12-3-03
								<i>AS</i> 12-04-03

10. COMMISSION ACTION:

_____ APPROVED
_____ DENIED
_____ DEFERRED
_____ OTHER

RECEIVED BY COUNTY ADMIN. TD
12/4 2003
COUNTY ADMIN FORWARDED TO: SD
12/4 1200

C