

**BOARD OF COUNTY COMMISSIONERS**

**DATE:** June 4, 2013  
**AGENDA ITEM NO.** 12

**Consent Agenda** ☒

**Regular Agenda** ☐

**Public Hearing** ☐

**County Administrator's Signature:**

**Subject:**

Receipt and File - Quarterly Report of Claim Settlements

**Department:**

County Attorney and Risk Management

**Staff Member Responsible:**

James L. Bennett and Virginia E. Holscher

**Recommended Action:**

I RECOMMEND THAT THE BOARD OF COUNTY COMMISSIONERS RECEIVE AND FILE THE REVISED QUARTERLY REPORT OF CLAIM SETTLEMENTS FOR THE PERIOD OF JANUARY THROUGH MARCH 2013, FOR CLAIMS REQUIRING THE MUTUAL CONSENT OF THE COUNTY ATTORNEY AND RISK MANAGEMENT IN THE SETTLEMENT RANGE OF \$25,001.00 - \$50,000.00.

**Summary Explanation/Background:**

Attached is a memo dated May 13, 2013, regarding a claim settlement that inadvertently went unreported for the January through March 2013 quarter. That settlement involved a trip and fall at the St. Petersburg Judicial Building site and settled in mediation for \$50,000.

**Fiscal Impact/Cost/Revenue Summary:**

\$50,000.00

**Exhibits/Attachments Attached:**

Memo from Virginia E. Holscher, Bureau Director, Risk Management, to James L. Bennett, County Attorney, dated May 13, 2013.

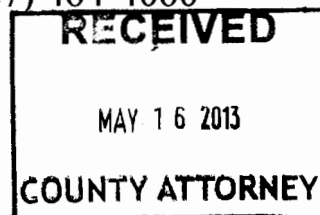


# Department of Risk Management

Virginia Holscher  
Bureau Director

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## MEMORANDUM



To: James Bennett, County Attorney  
Mark Woodard, Assistant County Administrator

From: Virginia E. Holscher, Bureau Director of Risk Management

Subject: Revised County Attorney's Office Quarterly Report for January 1 through March 31, 2013 on claims settled between \$25,001 and \$50,000

Date: May 13, 2013

This is the Quarterly Report that goes to The Board of County Commissioners to be received and filed for informational purposes only.

### Claim of Deborah A'Hearn #1001434

On April 15, 2010, Claimant A'Hearn was walking across the patio of the Judicial Building at 545 1<sup>st</sup> Avenue North, St. Petersburg when one of the pavers tilted slightly under her foot causing Claimant to trip and fall forward onto her knees and the back of her wrist. She was transported to St. Anthony's Hospital where she was treated for wrist sprain and released. Follow on treatment included a short arm cast, rehabilitation therapy and wrist surgery. Claimant was employed as an attorney prior to the accident but allegedly lost her employment at her law firm because she could not maintain her work load due to the pain in her wrist. She subsequently found employment at another law firm. Claimant's medical bills and wage loss damages exceeded \$50,000. Although liability against the County was somewhat problematic due to an arguable lack of notice of a hazardous condition and the minimal displacement of the paver, this claim had a potential jury verdict value in excess of \$100,000. The case settled at mediation for \$50,000.

*There are no Workers' Compensation claim settlements to report for the quarter that required our mutual consent for the settlement range of \$25,001 - \$50,000.*