



Broward County

Legislation Details (With Text)

File #: 22-876 **Version:** 1

Status: Agenda Ready

In control: County Attorney

On agenda: 6/7/2022 **Final action:** 6/7/2022

Title: MOTION TO APPROVE settlement, including costs and attorney's fees, in the case of Elvis Carranza vs. Broward County, 17th Judicial Circuit Court Case No.: CACE20-002235 (05).

Sponsors:

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Attachments:

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Broward County Commission Regular Meeting

Director's Name: Andrew J. Meyers
Department: County Attorney

Information

Requested Action

MOTION TO APPROVE settlement, including costs and attorney's fees, in the case of *Elvis Carranza vs. Broward County*, 17th Judicial Circuit Court Case No.: CACE20-002235 (05).

Why Action is Necessary

Board approval is necessary to resolve this pending lawsuit.

What Action Accomplishes

Settlement of pending litigation.

Is this Action Goal Related

No

Previous Action Taken

Summary Explanation/Background

Plaintiff Elvis Carranza, a seated bus passenger, filed a negligence action against the County alleging he was seriously injured in 2017 when he was thrust out of his seat due to the bus making a sudden and hard stop. The Plaintiff has undergone substantial medical treatment, including emergency surgery and an extended hospital stay thereafter. His medical expenses, to date, slightly exceed \$100,000.00.

The Plaintiff has agreed to release Broward County from all claims arising from the incident in

exchange for \$99,000.00, which includes costs and attorney's fees, subject to Board approval.

The Risk Management Division and Transit Division recommend approval of this settlement.

Source of Additional Information

Robert D. Yates, Assistant County Attorney, 954-357-7600

Fiscal Impact

Fiscal Impact/Cost Summary

The source of funds is the County's general liability self-insurance fund. Agencies of the County pay annual premiums into the fund based upon the number of their employees and five-year claims history.