



Broward County

Legislation Details (With Text)

File #: 22-1747 **Version:** 1

Status: Agenda Ready

In control: County Attorney

On agenda: 11/15/2022 **Final action:** 11/15/2022

Title: MOTION TO APPROVE settlement, including costs and attorneys' fees, in the case of David Blanchette vs. Broward County, 17th Judicial Circuit Court Case No. CACE20-011010 (21).

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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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 attorneys' fees, in the case of *David Blanchette vs. Broward County*, 17th Judicial Circuit Court Case No. CACE20-011010 (21).

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

On November 29, 2017, Plaintiff David Blanchette was a passenger in a vehicle proceeding through the intersection of NW 10th Court and NW 29th Terrace in Fort Lauderdale when a collision occurred with a Broward County Building Code Services vehicle. The Plaintiff filed a negligence action alleging the County's driver ran a stop sign that caused the accident and led the Plaintiff to suffer serious injuries. The Plaintiff has undergone substantial medical treatment after the incident, including surgery. His medical expenses, to date, are \$70,986.28.

The Plaintiff has agreed to release Broward County from all claims arising from the incident in exchange for \$75,000.00, which includes costs and attorneys' fees, subject to Board approval.

The Risk Management Division and Building Code Services Division recommend approval of this settlement.

Source of Additional Information

Robert D. Yates, Senior 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.