



# Broward County

## Legislation Text

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File #: 20-380, Version: 1

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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, and dismissal of counterclaims in the case of Myriam Gaona vs. Broward County, 17th Judicial Circuit Court Case No. CACE17-013515 (05).

#### **Why Action is Necessary**

Board approval is necessary to resolve this pending lawsuit.

#### **What Action Accomplishes**

Settles pending litigation.

#### **Is this Action Goal Related**

No

#### **Previous Action Taken**

#### **Summary Explanation/Background**

On November 8, 2015, Plaintiff Myriam Gaona, while driving her vehicle, was involved in a serious motor vehicle accident with a Broward County truck. The impact of the collision caused serious injuries to both the Plaintiff and her sister. The Plaintiff sustained multiple fractures to her ankle, ribs, and spine. The Plaintiff has undergone substantial medical treatment, including surgery. Her medical expenses, to date, are \$166,461.66.

The Plaintiff has agreed to release Broward County from all claims arising from this accident in exchange for \$125,000, which includes attorney's fees and costs, and the County's dismissal of its counterclaims, subject to Board approval.

The Risk Management Division concurs with and recommends 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.