

**MINUTES OF THE MEETING OF THE
LITIGATION SETTLEMENT COMMITTEE
Wednesday, April 7, 2010**

Committee Members Present: Mr. Lawrence Rusconi, Chairman; Mr. Robert Smuts, Chief Administrative Officer; Alderwoman Arlene DePino; Mr. Mark Pietrosimone, Controller and Edward Piazza, Esq.

Corporation Counsel Staff Present: Vikki Cooper, Deputy Corporation Counsel; Roderick Williams, Assistant Corporation Counsel; and Nancy Pepe, Legal Assistant II.

CIRMA Care Representative: Mr. William O'Connell

Workers' Compensation

Division Representative: Mr. Daniel Roche

Meeting Started: 5:32 p.m.

Meeting Ended: 5:45 p.m.

Mr. Rusconi called the meeting to order at 5:32 p.m.

Attorney Piazza moved approval of the minutes of the March 10, 2010 meeting. Mr. Pietrosimone seconded the motion. The motion passed.

Mr. Pietrosimone moved approval of the minutes of the March 31, 2010 emergency meeting. Attorney Piazza seconded the motion. The motion passed. Attorney Piazza abstained because he was not present at the March 31, 2010 emergency meeting. Mr. Smuts arrived after approval of the Minutes.

Mr. Pietrosimone moved approval of Office No. L09-0173. Alderwoman DePino seconded the motion.

Office No. L09-0173 – Kelly Roberts v. Wilfredo Ortiz, et al – Attorney Williams summarized the issues regarding this matter to the Committee Members. Attorney Piazza asked if the car was coming in the opposite direction. Attorney Williams stated yes. Attorney Piazza stated that this case is being settled on a 1/3 basis, which is reasonable. Mr. Rusconi asked about statutory traffic regulations exemption for snow plows and, why that does not apply here. Attorney Williams stated that it doesn't mean there is no negligence, which is the problem. While there is an exemption, you still have to be careful and look where you're going. Attorney Piazza asked about the width of the street. Attorney Williams stated it was not a wide street which prevented the driver from backing up and going another way.

The motion to approve the recommendation passed unanimously.

Mr. Pietrosimone moved approval of Office No. 0930104449. Alderwoman DePino seconded the motion.

Office No. 0930104449 - Vincent Verderame v. City of New Haven - Mr. O'Connell summarized the issues regarding this matter to the Committee Members. Mr. Roche stated that the City is going to get a General Release and a Covenant Not to Sue which means he will forego any future employment with the City of New Haven. Alderwoman DePino asked if the plaintiff was found negligent. Attorney Piazza stated that with Workers' Compensation matters, liability is not a factor. Mr. Rusconi asked when he would be signing the Release. Mr. O'Connell stated this is a condition of the settlement and this will be monitored by CIRMA.

The motion to approve the recommendation passed with Mr. Rusconi, Alderwoman DePino, Mr. Smuts, and Attorney Piazza voting in favor. Mr. Pietrosimone abstained.

A motion was made to adjourn the meeting. The motion was seconded and passed unanimously.

The meeting was adjourned at 5:45 p.m.