

**MINUTES OF THE MEETING OF THE  
LITIGATION SETTLEMENT COMMITTEE  
Wednesday, August 17, 2011**

**Committee Members Present:** Mr. Robert Smuts, Acting Chairman; Alderman Jorge Perez; Alderwoman Arlene DePino; Mr. Michael O’Neil, Acting Controller; and Mr. Joseph Clerkin, Designee for Management and Budget

**Corporation Counsel Staff Present:** Vikki Cooper, Deputy Corporation Counsel; Audrey Kramer, Assistant Corporation Counsel; and Nancy Pepe, Legal Assistant

**CIRMA Care Representative:** Michele Trapasso, Esq.  
Mr. Michael Gillon

**Workers' Compensation  
Division Representative:** Mr. Daniel Roche

**Meeting Started:** 5:30 p.m.

**Meeting Ended:** 5:45 p.m.

Mr. Smuts called the meeting to order at 5:30 p.m.

Alderwoman DePino moved approval of the minutes of the August 3, 2011 meeting. Mr. O’Neil seconded the motion. Alderman Perez abstained because he was not present at the August 3, 2011 meeting. The motion passed.

Alderwoman DePino moved approval of Office No. L10-0399. Alderman Perez seconded the motion.

**Office No. L10-0399 - Rosemarie Valentas v. City of New Haven** – Attorney Kramer summarized the issues regarding this matter to the Committee Members. Alderman Perez asked if the sidewalk has been repaired. Attorney Kramer stated that she has asked Jeffrey Pescosolido, Chief of Operations, Department of Public Works, if the sidewalk has been repaired but has not yet heard from him. Attorney Kramer will follow-up and will let Mr. Smuts know.

The motion to approve the recommendation passed unanimously.

Alderman Perez moved approval of Office No. 0930101262. Alderwoman DePino seconded the motion.

**Office No. 0930101262 - Vladimir Sklyar v. City of New Haven** – Attorney Trapasso summarized the issues regarding this matter to the Committee Members. Alderwoman DePino asked if the wet floor area was marked “Wet Floor?” Attorney Trapasso stated she was not sure. However, he was the custodian and probably would have been the one to have marked it as a wet floor area.

The motion to approve the recommendation passed unanimously.

Aldерwoman DePino moved approval of Office No. 0930512943. Mr. Clerkin seconded the motion.

**Office No. 0930512943 – Edwin Vincent, Jr.. City of New Haven** - Mr. Gillon summarized the issues regarding this matter to the Committee Members. Mr. Gillon explained that this individual tried to make an additional health claim, stating it's related to this incident, in which his doctor agreed. However, the City's doctor stated he did not think this condition is related. At this point, the plaintiff has not pursued this additional health condition. Alderman Perez asked if the City's future exposure, as written on the Recommendation to Compromise, includes exposure for the additional health claim. Alderman Perez stated the City's exposure seems low for all the claims and the attorney's fees. Mr. Roche stated the exposure written here is basically for the known injuries. The exposure for the condition that may, or may not, be related to the incident is unknown at this time as there are no medical records. Any future exposure for that claim is not included in the Recommendation to Compromise. Alderman Perez asked if the benefit of settling this was for a global settlement of all his claims. Mr. Gillon stated that and his current injuries. Mr. Roche stated that the settlement amount for this case is worthwhile, in his opinion. Mr. Smuts stated that the explanation for that is that there are other exposures that the City is at risk for that are not spelled out in this Recommendation to Compromise. Mr. Roche stated yes, that's correct.

The motion to approve the recommendation passed unanimously.

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

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