

**MINUTES OF THE MEETING OF THE
LITIGATION SETTLEMENT COMMITTEE
Wednesday, November 5, 2008**

Committee Members Present: Mr. Robert Smuts, Acting Chairman; Alderman Jorge Perez; Alderman Allan Brison; 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 Representatives: Michele Trapasso, Esq.
Mr. Joseph Salcito
Mr. Michael Gillon

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

Meeting Started: 5:35 p.m.

Meeting Ended: 5:50 p.m.

Mr. Smuts called the meeting to order at 5:35 p.m.

Mr. Piazza moved approval of the minutes of the October 22, 2008 meeting. Alderman Perez seconded the motion. The motion passed.

Office No. L06-0117- Evergreen Power, LLC v. City of New Haven – The Matter was withdrawn.

Office No. L07-0350- Evergreen Power, LLC v. City of New Haven – The Matter was withdrawn.

Office No. L07-0285 – Connecticut Fund, Inc. v. City of New Haven – The Matter was withdrawn.

Alderman Perez moved approval of Office Nos. 0939600705 and 0930105398. Mr. Piazza seconded the motion.

Office Nos. 0939600705 and 0930105398 – Brenda Yarborough – Mr. Piazza asked why the name of the plaintiff is not listed on the Recommendation to Compromise. Mr. Roche stated that for workers' compensation claims the names of individuals are not listed on the Recommendations to Compromise but are listed on the Minutes of the meeting after the matters are presented to this Committee. Mr. Salcito summarized the issues regarding this matter to the Committee Members. Mr. Salcito stated that this individual did receive a 2% permanent disability rating to each hand. Mr. Piazza asked if this individual collected the 2%. Mr. Salcito stated that she did and this would be a full and final settlement of this individual's claims.

The motion to approve the recommendation passed unanimously.

Alderman Perez moved approval of Office No. 0018784. Mr. Piazza seconded the motion.

Office No. 0018784 – Aldith Scott – Attorney Michele Trapasso summarized the issues regarding this matter to the Committee Members. Mr. Piazza asked what the eye permanency would be. Ms. Trapasso stated that it would be \$28,000.00.

The motion to approve the recommendation passed unanimously.

Alderman Perez moved approval of Office No. 0930305086. Mr. Piazza seconded the motion.

Office No. 0930305086 – Carrie Lacy-Lanata – Mr. Salcito summarized the issues regarding this matter to the Committee Members. Mr. Piazza asked if the 25% disability rating was given after the unrelated work incident. Mr. Salcito stated that it was 25% after the unrelated work incident and 17% prior to the unrelated work incident. Mr. Piazza asked who it was that stated that she would need future knee replacements. Mr. Salcito stated both her treating physicians and the City's Medical Examiner indicated that this individual would require future medical treatment. Mr. Piazza asked if this settlement would include all of her claims. Mr. Salcito stated that it would.

The motion to approve the recommendation passed unanimously.

Mr. Piazza moved approval of Office No. 0930513463. Alderman Perez seconded the motion.

Office No. 0930513463- Scott Baclawski – Mr. Gillon summarized the issues regarding this matter to the Committee Members. Alderman Perez stated that the date indicated in the first paragraph of the second page of the Recommendation to Compromise should be 11/30/05 not 11/30/08. Mr. Smuts asked how this injury could have happened while directing traffic. Mr. Gillon stated that this was why he requested a second opinion from Dr. Kelly. Apparently, this individual had some sort of underlying condition that was never diagnosed and was aggravated by this incident.

Alderman Perez asked how future medical expenses are determined. Mr. Roche stated that it is based on medical expenses incurred, whether surgery was done, and whether future medical treatment is indicated.

The motion to approve the recommendation passed unanimously.

Office No. L06-0325 – Robert Maturo v. Maurice Spears, et al – This matter was inadvertently placed on the agenda and therefore not presented to the Committee Members.

Alderman Perez moved approval of Office No. L06-0333. Mr. Piazza seconded the motion.

Office No. L06-0333 – Gregory Wearing v. City of New Haven – Attorney Cooper summarized the issues regarding this matter to the Committee Members. The Committee had no questions.

The motion to approve the recommendation passed unanimously.

Alderman Perez moved approval of Office No. L06-0094. Mr. Piazza seconded the motion.

Office No. L06-0098 – Margaret Nelson v. Brian Wenk, et al – Attorney Williams summarized the issues regarding this matter to the Committee Members. The Committee had no questions.

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 5:50 p.m.