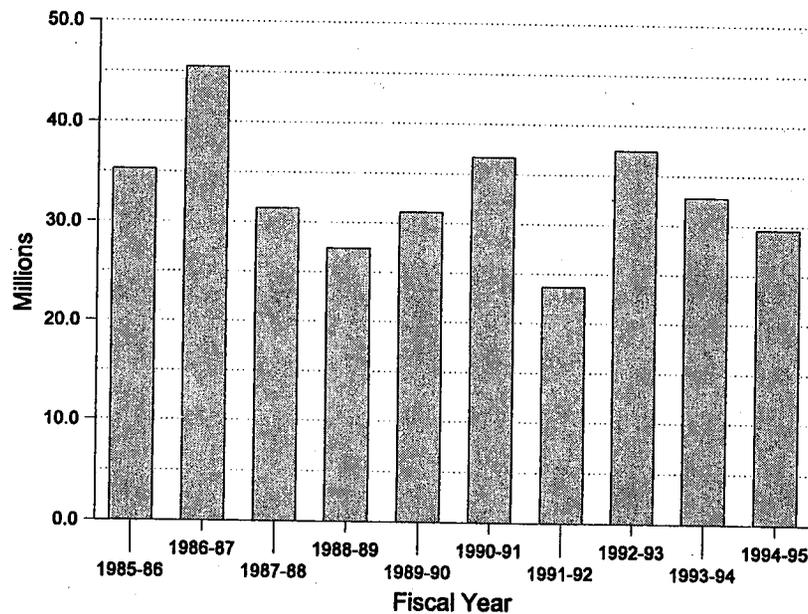


# STATUS OF LAWSUITS AGAINST THE STATE OF MICHIGAN FY 1994-95 UPDATE



SENATE FISCAL AGENCY  
LANSING, MICHIGAN  
AUGUST 1996

## THE SENATE FISCAL AGENCY

The Senate Fiscal Agency is governed by a board of five members, including the majority and minority leaders of the Senate, the Chairperson of the Appropriations Committee of the Senate, and two other members of the Appropriations Committee of the Senate appointed by the Chairperson of the Appropriations Committee with the concurrence of the Majority Leader of the Senate, one from the minority party.

The purpose of the Agency, as defined by statute, is to be of service to the Senate Appropriations Committee and other members of the Senate. In accordance with this charge the Agency strives to achieve the following objectives:

1. To provide technical, analytical, and preparatory support for all appropriations bills.
2. To provide written analyses of all Senate bills, House bills and Administrative Rules considered by the Senate.
3. To review and evaluate proposed and existing State programs and services.
4. To provide economic and revenue analysis and forecasting.
5. To review and evaluate the impact of Federal budget decisions on the State.
6. To review and evaluate State issuance of long-term and short-term debt.
7. To review and evaluate the State's compliance with constitutional and statutory fiscal requirements.
8. To prepare special reports on fiscal issues as they arise and at the request of members of the Senate.

The Agency is located on the 8th floor of the Victor Office Center. The Agency is an equal opportunity employer and is subject to the Americans with Disabilities Act.



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## **ACKNOWLEDGMENTS**

This report was prepared by Bill Bowerman, Chief Analyst of the Senate Fiscal Agency General Government Unit. Pat Stinton-Harper typed the report and prepared the graphs. The Senate Fiscal Agency would like to thank all State departments and agencies for their responses to the survey.

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## OVERVIEW

The information contained in this document is based on reports filed by State departments and agencies pursuant to Section 396(4) of Public Act 431 of 1984 (The Management and Budget Act). Based on the amounts reported, the State of Michigan paid \$29,607,246 for lawsuit judgments and settlements in fiscal year (FY) 1994-95. This represents a decrease of \$3,192,743 (9.7%) from the \$32,799,989 paid in FY 1993-94. Of the 210 cases that resulted in payments, 67 were judgments totaling \$12,103,943, and 143 were settlements totaling \$17,503,303.

The funding sources for payments were as follows:

State General Fund	\$10,509,789
State Trunkline Fund	9,882,412
State School Aid Fund	5,333,941
Other State Restricted Funds	2,080,080
Federal Funds	<u>1,801,024</u>
Total:	\$29,607,246

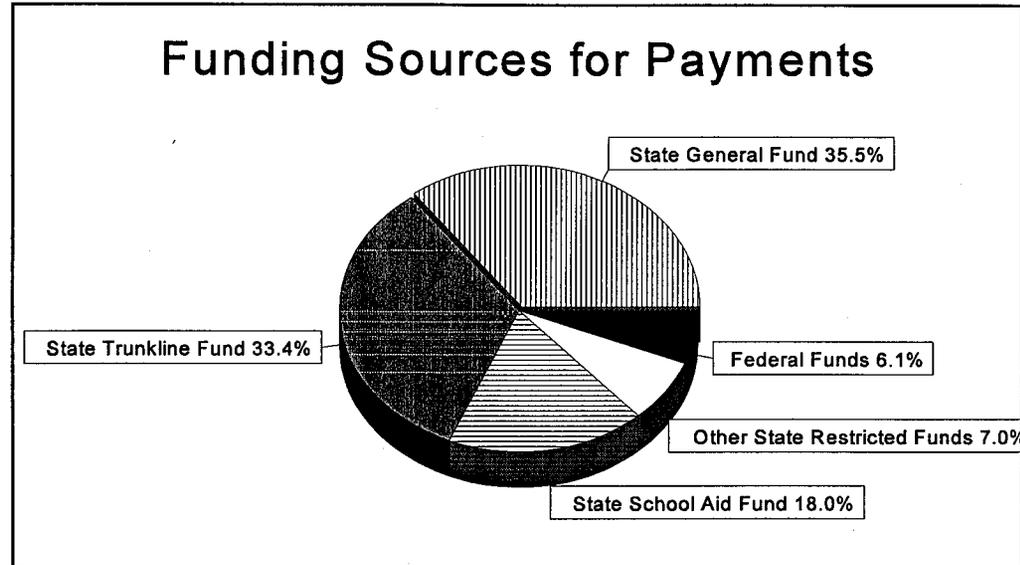


Table 1 on page 3 lists total payments by department from FY 1985-86 through FY 1994-95. Table 2 on page 4 lists judgment amounts, and Table 3 on page 5 lists settlement amounts. Payments ranged from \$13.80 for a Department of Corrections' case to \$5,333,941.78 for continuing payments in the Berry v Benton Harbor Area School District desegregation case. Causes of action originated in 47 of Michigan's 83 counties.

Table 1

**MICHIGAN LAWSUIT INFORMATION SURVEY**  
**TOTAL COURT JUDGMENTS AND SETTLEMENTS PAID BY THE STATE**  
**(EXCLUDING WORKER'S COMPENSATION AND UNEMPLOYMENT CASES)**  
**(ACTUAL DOLLARS)**

DEPARTMENT	1985-86	1986-87	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95
Agriculture	\$0	\$1,898,800	\$1,122,915	\$0	\$800	\$0	\$0	\$30,895	\$75,800	\$34,000
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	8,750	3,000	0	0	0	0	0	0	0	757
Civil Service	16,700	0	13,250	221,978	0	0	130,775	0	0	0
Commerce	0	49,496	0	4,473	14,000	0	14,000	0	7,000	231,467
Corrections	695,146	1,761,396	1,389,491	1,444,860	1,149,955	3,184,181	1,145,294	1,859,508	3,554,111	4,969,224
Education	8,338,765	8,041,725	8,021,657	3,196,188	3,834,816	4,092,833	4,711,540	4,718,571	5,629,103	5,333,941
Executive	0	0	0	0	0	0	0	0	0	0
Judiciary	0	0	0	0	0	424,000	0	0	248,332	268,250
Labor	3,500	688,794	658,594	212,625	80,000	1,204,071	12,347	16,300	306,700	0
Library of Michigan	0	0	0	0	0	0	0	0	1,109,312	0
Licensing & Regulation	4,750	3,951	13,250	0	0	0	0	0	0	0
Lottery	0	0	0	4,012	0	0	0	0	55,721	4,000
Management & Budget	892,663	115,589	785,168	4,591,412	46,446	494,777	38,500	21,000	113,863	85,000
Mental Health	628,816	1,387,304	1,123,585	332,078	3,621,074	380,095	389,468	2,140,651	379,850	515,500
Michigan Jobs Commission	---	---	---	---	---	---	---	---	---	1,951,024
Military Affairs	0	12,000	0	250,000	0	0	0	0	0	0
Natural Resources	5,869,115	1,593,182	121,463	256,268	322,623	304,035	108,642	310,338	6,951,821	2,005,360
Public Health	1,200	69,722	625,490	25,000	0	0	81,586	687,240	38,365	318,959
Social Services	194,734	57,992	159,065	158,291	345,726	3,670,848	4,010,689	1,095,341	274,776	2,727,681
State	31,252	750	37,760	16,182	0	81,818	0	0	77,500	3,400
State Police	878,952	163,630	840,400	56,090	389,750	101,169	91,310	5,698,133	137,850	1,268,771
Transportation	17,323,039.0	28,659,135.0	16,454,263	16,626,950	20,709,143	22,784,855	12,861,671	20,922,840	12,871,557	9,882,412
Treasury	421,545	996,324	33,620	2,609	630,000	0	122,000	0	968,328	7,500
<b>TOTAL:</b>	<b>\$35,308,927</b>	<b>\$45,502,790</b>	<b>\$31,399,971</b>	<b>\$27,399,016</b>	<b>\$31,144,333</b>	<b>\$36,722,682</b>	<b>\$23,717,822</b>	<b>\$37,500,817</b>	<b>\$32,799,989</b>	<b>\$29,607,246</b>

Table 2

**MICHIGAN LAWSUIT INFORMATION SURVEY  
COURT JUDGMENTS PAID BY THE STATE  
(EXCLUDING WORKER'S COMPENSATION AND UNEMPLOYMENT CASES)  
(ACTUAL DOLLARS)**

DEPARTMENT	1985-86	1986-87	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95
Agriculture	\$0	\$1,708,800.	\$1,122,915	\$0	\$800	\$0	\$0	\$30,895	\$0	0
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	0	0	0	0	0	0	0	0	0	757
Civil Service	5,000	0	0	221,978	0	0	50,000	0	0	0
Commerce	0	19,405	0	4,473	14,000	0	0	0	0	0
Corrections	287,465	391,719	996,839	1,040,684	502,516	2,325,847	815,634	1,224,624	2,589,407	3,784,529
Education	8,332,765.0	8,041,725.0	8,016,657	3,123,831	3,818,166	4,071,961	4,650,249	4,718,571	5,629,103	5,333,941
Executive	0	0	0	0	0	0	0	0	0	0
Judiciary	0	0	0	0	0	0	0	0	0	0
Labor	0	679,044	652,994	0	0	1,737	0	0	251,700	0
Library of Michigan	0	0	0	0	0	0	0	0	1,109,312	0
Licensing & Regulation	0	0	0	0	0	---	---	---	---	---
Lottery	0	0	0	4,012	0	0	0	0	0	0
Management & Budget	844,663	113,589	167,168	4,563,672	0	1,500	0	0	113,863	45,000
Mental Health	208,196	226,529	9,781	16,055	1,663,846	244,570	22,500	87,500	0	0
Michigan Jobs Commission	---	---	---	---	---	---	---	---	---	0
Military Affairs	0	12,000	0	0	0	0	0	0	0	0
Natural Resources	5,355,115.0	0	88,760	145,628	10,178	276,335	82,526	0	192,870	242,834
Public Health	1,200	69,722	625,490	0	0	0	80,336	0	38,365	60,289
Social Services	173,534	45	93,459	4,845	0	2,767,641	2,900,000	29,223	1,520	2,137
State	26,252	750	260	16,182	0	63,818	0	0	2,500	0
State Police	117,900	74,380	675,000	15,090	0	3,728	71,810	5,125,633	9,650	762,500
Transportation	3,302,422.0	22,894,279.	5,195,040	2,996,707	11,160,062	12,036,801	6,018,686	11,290,468	5,107,256	1,871,956
Treasury	421,545	996,324	0	2,609	630,000	0	122,000	0	8,328	0
<b>TOTAL:</b>	<b>\$19,076,057</b>	<b>\$35,228,311</b>	<b>\$17,644,363</b>	<b>\$12,155,766</b>	<b>\$17,799,568</b>	<b>\$21,793,938</b>	<b>\$14,813,741</b>	<b>\$22,506,914</b>	<b>\$15,053,874</b>	<b>\$12,103,943</b>

Table 3

**MICHIGAN LAWSUIT INFORMATION SURVEY  
SETTLEMENTS PAID BY THE STATE  
(EXCLUDING WORKER'S COMPENSATION AND UNEMPLOYMENT CASES)  
(ACTUAL DOLLARS)**

DEPARTMENT	1985-86	1986-87	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95
Agriculture	\$0	\$190,000	\$0	\$0	\$0	\$0	\$0	\$0	\$75,800	\$34,000
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	8,750	3,000	0	0	0	0	0	0	0	0
Civil Service	11,700	0	13,250	0	0	0	80,775	0	0	0
Commerce	0	30,091	0	0	0	0	14,000	0	7,000	231,467
Corrections	407,681	1,369,677	392,652	404,176	647,439	858,334	329,660	634,884	964,704	1,184,695
Education	6,000	0	5,000	72,357	16,650	20,872	61,291	0	0	0
Executive	0	0	0	0	0	0	0	0	0	0
Judiciary	0	0	0	0	0	424,000	0		248,332	268,250
Labor	3,500	9,750	5,600	212,625	80,000	1,202,334	12,347	16,300	55,000	0
Library of Michigan	0	0	0	0	0	0	0	0	0	0
Licensing & Regulation	4,750	3,951	13,250	0	0	---	---	---	---	---
Lottery	0	0	0	0	0	0	0	0	55,721	4,000
Management & Budget	48,000	2,000	618,000	27,740	46,446	493,277	38,500	21,000	0	40,000
Mental Health	420,620	1,160,775.0	1,113,804	316,023	1,957,228	135,525	366,968	2,053,151	379,850	515,500
Michigan Jobs Commission	---	---	---	---	---	---	---	---	---	1,951,024
Military Affairs	0	0	0	250,000	0	0	0	0	0	0
Natural Resources	514,000	1,593,182.0	32,703	110,640	312,445	27,700	26,116	310,338	6,758,951	1,762,526
Public Health	0	0	0	25,000	0	0	1,250	687,240	0	258,670
Social Services	21,200	57,947	65,606	153,446	345,726	903,207	1,110,689	1,066,118	273,256	2,725,544
State	5,000	0	37,500	0	0	18,000	0	0	75,000	3,400
State Police	761,052	89,250	165,400	41,000	389,750	97,441	19,500	572,500	128,200	506,271
Transportation	14,020,617	5,764,856	11,259,223	13,630,243	9,549,081	10,748,054	6,842,985	9,632,372	7,764,301	8,010,456
Treasury	0	0	33,620	0	0	0	0	0	960,000	7,500
<b>TOTAL:</b>	<b>\$16,232,870</b>	<b>\$10,274,479</b>	<b>\$13,755,608</b>	<b>\$15,243,250</b>	<b>\$13,344,765</b>	<b>\$14,928,744</b>	<b>\$8,904,081</b>	<b>\$14,993,903</b>	<b>\$17,746,115</b>	<b>\$17,503,303</b>

## Payments by Departments

Seven departments made payments in 186 cases totaling \$28,138,413, which represents 95% of all payments made in FY 1994-95. Table 4 lists departments with payments over \$1.0 million.

Table 4

FY 1994-95 PAYMENTS BY DEPARTMENT				
DEPARTMENT	NUMBER OF CASES	PERCENT OF TOTAL	STATE PAYMENTS	PERCENT OF TOTAL
CORRECTIONS	88	41.9	\$ 4,969,224	16.8
EDUCATION	1	0.5	5,333,941	18.0
MICHIGAN JOBS COMMISSION	2	1.0	1,951,024	6.6
NATURAL RESOURCES	14	6.7	2,005,360	6.8
SOCIAL SERVICES	19	9.0	2,727,681	9.2
STATE POLICE	15	7.1	1,268,771	4.3
TRANSPORTATION	47	22.4	9,882,412	33.4
OTHER DEPARTMENTS	24	11.4	1,468,833	5.0
TOTAL:	210	100.0	\$29,607,246	100.0

### DEPARTMENT OF CORRECTIONS

The Department of Corrections made payments in 88 cases totaling \$4,969,224, an increase of 39.8% over the \$3,554,111 paid in FY 1993-94 for 69 cases. The largest payment was \$980,000 for Murra v Abramajtys in a case in which an employee was sexually assaulted by a prisoner. The lowest payment was \$13.80 in White v Cook for a harassment case that the State won; payments, however, were ordered by the court for documents the prisoner requested during discovery. There were 49 cases with payments of less than \$10,000. Eleven cases with payments over \$100,000 accounted for \$3,722,863 (74.9%) of the total amount paid by the Department of Corrections.

### DEPARTMENT OF EDUCATION

The \$5,333,941 paid in FY 1994-95 represents continuing payments in the Berry v Benton Harbor Area School District desegregation case. The defendants in that case included the Benton Harbor Area School District, the Coloma School District, the Eau Claire School District, the Berrien County Intermediate School District, the State Board of Education, and the Superintendent of the Michigan Department of Education. The United States District Court for the Western District of Michigan, Southern Division, directed the State of Michigan to pay certain expenses related to the court's desegregation remedy plan detailed in the court's order dated May 1, 1981. Most of the payments relate to maintenance funding to school districts for students who elected to transfer to another school district and transportation costs. State payments for this case have totaled \$47.3 million from FY 1980-81 through FY 1994-95.

## MICHIGAN JOBS COMMISSION

The Michigan Jobs Commission was created by Executive Order 1993-2 and officially became a State department in February of 1995. The FY 1994-95 payments made in two cases were originally filed against other departments. One case with a payment of \$1,801,024 involved the reallocation of 148 vocational rehabilitation counselor positions in the Department of Education.

## DEPARTMENT OF NATURAL RESOURCES

Payments by the Department of Natural Resources totaled \$2,005,360 for 14 cases. The largest payment was \$991,429 for a case involving the Michigan Underground Storage Tank Financial Assurance Fund. The total payment in this case was actually \$6,915,766; however, \$5,924,337 of that amount was reported in FY 1993-94.

## DEPARTMENT OF SOCIAL SERVICES

Payments in 19 cases totaled \$2,727,681. Payments ranged from \$75 for a Freedom of Information Act claim to \$670,803.36 for a case involving reclassification of day care workers. Three cases with payments of \$600,000 or more accounted for 68.6% of all payments made by the department.

## DEPARTMENT OF STATE POLICE

Payments totaled \$1,268,771 for 15 cases. Payments ranged from a \$100 settlement for a forced entry claim to \$750,000 for a judgment in an assault case.

## DEPARTMENT OF TRANSPORTATION

The Department of Transportation made payments in 47 cases totaling \$9,882,412. This represents a decrease in payments of \$2,989,145 (23.2%) from the \$12,871,557 paid in FY 1993-94 for 87 cases. Payments for highway negligence cases ranged from a \$1,500 settlement for damages caused by a manhole depression and lack of warning, to \$3,000,000 for a case alleging improper super elevation, inadequate pavement surface, excessive speed limits, and lack of warning signs. Five cases with payments over \$500,000 accounted for \$7,207,500 (72.9%) of highway negligence payments. Table 5 and Table 6 on page 8 provide statistics on State highway negligence payments over the last 10 years. From FY 1985-86 through FY 1994-95 the State paid \$158.4 million for 762 cases. Annual payments ranged from \$7.5 million in FY 1985-86 to \$26.7 million in FY 1986-87.

Table 5

HIGHWAY NEGLIGENCE STATISTICS NUMBER OF CASES					
	JUDGMENTS	PERCENT OF TOTAL	SETTLEMENTS	PERCENT OF TOTAL	TOTAL CASES
FY 1985-86	15	23.4	49	76.6	64
FY 1986-87	26	37.7	43	62.3	69
FY 1987-88	10	12.3	71	87.7	81
FY 1988-89	10	11.1	80	88.9	90
FY 1989-90	15	17.4	71	82.6	86
FY 1990-91	3	3.6	80	96.4	83
FY 1991-92	11	11.8	82	88.2	93
FY 1992-93	6	8.6	64	91.4	70
FY 1993-94	3	3.8	76	96.2	79
FY 1994-95	3	6.4	44	93.6	47
TOTAL:	102	13.4	660	86.6	762

Table 6

HIGHWAY NEGLIGENCE STATISTICS PAYMENTS (in millions)					
	JUDGMENTS	PERCENT OF TOTAL	SETTLEMENTS	PERCENT OF TOTAL	TOTAL PAYMENTS
FY 1985-86	3.2	42.7	4.3	57.3	7.5
FY 1986-87	22.6	84.6	4.1	15.4	26.7
FY 1987-88	5.2	32.3	10.9	67.7	16.1
FY 1988-89	2.9	19.3	12.1	80.7	15.0
FY 1989-90	8.9	51.1	8.5	48.9	17.4
FY 1990-91	10.0	49.3	10.3	50.7	20.3
FY 1991-92	6.0	47.6	6.6	52.4	12.6
FY 1992-93	11.3	55.7	9.0	44.3	20.3
FY 1993-94	5.1	40.5	7.5	59.5	12.6
FY 1994-95	1.9	19.2	8.0	80.8	9.9
TOTAL:	77.1	48.7	81.3	51.3	158.4

FISCAL YEAR 1994-95

DEPARTMENT: Agriculture

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Lynwood P. Gallimore v State of Michigan Office of Racing Commissioner	\$ 34,000.00	\$ 0	General Fund	Wayne	Claimed violation of Michigan Civil Rights Act.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 34,000.00</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Civil Rights

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Powers v Michigan Commission on Indian Affairs	\$757.00	\$ 0	General Fund	Ingham	Release of information on tuition waiver applications.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 757.00</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Commerce

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Valerie Johnson-Goeman	\$ 150,000.00	\$ 0	GF/Restricted (\$22,807 General Fund/\$127,193 Restricted)	Ingham	Grievance settlement agreement.
John Maniaci v Patricia Hulbert	350.00	0	GF/GP & Health Professional Regulatory Fund (\$104.65 General Fund/\$245.35 Restricted)	Ingham	Freedom of Information response not within 15 day time frame.
American Pharmaceutical Assoc.	1,117.00	0	GF/GP & Health Professional Regulatory Fund (\$333.98 General Fund/\$783.02 Restricted)	Ingham	Wrong labels were sent for Commercial Information Sales Program request.
Professional Examination Svcs.	80,000.00	0	Health Professional Regulatory Fund	Ingham	Physical therapy test was lost by Testing Division.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 231,467.00</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Corrections

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Na'im Abdul-Mateen v Robert Moton	\$ 7,204.77	\$ 0	General Fund	Multiple Counties	SPSM disciplinary process
Matthew Adkins v MDOC FOIA	83.87	0	General Fund	Jackson	FOIA
James Barron v David Trippett	5,090.00	0	General Fund	Lapeer	Visits
Gary Berger v State of Michigan	180,000.00	0	General Fund	Lapeer	Employee, discrimination
Harry Bout v Richard Johnson	41,202.66	0	General Fund	Muskegon	Legal mail
John Chappel Cain, et al v Mary Glover	25,854.49	0	General Fund	Ingham	Prisoner property
Fred Darnell Chandler v John Cason, et al	12,428.50	0	General Fund	Washtenaw	Security classification
Clark, et al v Brown, et al	75,279.00	0	General Fund	Jackson	Failure to protect
Travis Clark, et al v Robert Brown, et al	588.57	0	General Fund	Jackson	Failure to protect
Lahine Lane Davis v Kenneth L. McGinnis	1,703.32	0	General Fund	Ingham	Employee-Other
Dominic v MDOC	32.88	0	General Fund	Ingham	FOIA
Judith Frinzel v Lt. Wegienka	125,000.00	0	General Fund	Wayne	Failure to protect
Paul D. Gibbs v Robert J. Hopkins	536.45	0	General Fund	Chippewa	Classification
Mary Glover, et al v Perry Johnson, et al	181,226.76	0	General Fund	Multiple Counties	Female offenders-equality & education
Gregory Granger v MPBD	50.00	0	General Fund	Lenawee	Parole release
Everett Hadix, et al v Perry M. Johnson, et al	730,872.79	0	General Fund	Jackson	Hadix, Consent Decree
Maleia L. Hair v MDOC	40,000.00	0	General Fund	Branch	Personal injury - prisoner
Richard Hosking v MDOC	75,000.00	0	General Fund	Ingham	Employee discrimination

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Corrections

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Samuel Hudson v MDOC	5,069.02	0	General Fund	Jackson	Industry's back pay
Islamic Palace of the Rising Sun	3,928.50	0	General Fund	Multiple	Religion
Ndue T. Jakupaj v Warden Koehler, et al	10,066.88	0	General Fund	Marquette	Harassment
Frank Johnson v MDOC	70.00	0	General Fund	Lenawee	Petition for judicial review
John Jones v MDOC	35.00	0	General Fund	Montcalm	FOIA
Gary Knop et al, v Perry Johnson, et al	13,716.00	0	General Fund	Multiple Counties	Conditions of Confinement
Larry Lewis v MDOC	51,000.00	0	General Fund	Jackson	Employee discrimination
Eric Lopez v MDOC	62.00	0	General Fund	Montcalm	FOIA
Cedric Madison-Bey v MDOC	15.20	0	General Fund	Ionia	FOIA
Mitchell et al v MDOC	524,243.92	324,243.92	General Fund	Washtenaw	Discrimination
Mitchell v Cole, et al	251,520.22	128,019.23	General Fund	Washtenaw	Employee discrimination
Rakim A. Muhammad v Terry Pitcher, et al	9,956.70	0	General Fund	Manistee	Mail-legal
Murra v Abramajtys	980,000.00	0	General Fund	Muskegon	Employee, other
Cassandra Newkirk	2,590.00	0	General Fund	Multiple Counties	Haddix attorney fees
Powers v Department of Corrections, et al	200.00	0	General Fund	Manistee	Employee discrimination
Michael Richard v Robert Brown, et al	40.00	0	General Fund	Marquette	Failure to protect
Jimmie Lee Riley v MDOC	72.00	0	General Fund	Ingham	Petition for judicial review-APA
Robert Sataan v MDOC	68.00	0	General Fund	Sanilac	FOIA
Robert Sataan v Raymond Toombs	77.00	0	General Fund	Ionia	FOIA

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Corrections

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Joseph Schinzel v Sherry Burt, et al	61.00	0	General Fund	Wayne	Property Costs
Mary Schorfhaar v MDOC	350,000.00	0	General Fund	Branch	Employee Discrimination
Michael D. Smith v Robert Brown, Jr., et al	12,211.80	0	General Fund	Chippewa	Failure to Protect
Phillip Smith v MDOC	139.00	0	General Fund	Wayne	Petition for judicial review
Michael Stokes v MDOC	42.00	0	General Fund	Chippewa	FOIA
Sweeton, et al v Brown, et al	43,027.65	0	General Fund	Multiple Counties	Parole release
Timmie Swindell	72.00	0	General Fund	Ingham	Petitions for review-APA
Tervo v Birute Fleck, et al	62.00	0	General Fund	Ingham	FOIA
Mark Thwaites v Calvin Matthews, et al	1,500.00	0	General Fund	Muskegon	Failure to protect
USA v State of Michigan, Department of Corrections	13,370.51	0	General Fund	Multiple Counties	Conditions of confinement - Civil Rights of Institutionalized Persons Act (CRIPA)
William Walker v MDOC	650.00	0	General Fund	Marquette	FOIA
Early Weaver-Bey v MDOC	375.00	0	General Fund	Muskegon	FOIA
Carl H. Wihelm v MDOC	62.00	0	General Fund	Wayne	FOIA
Jerome Williams v Vidor, et al	8,000.00	0	General Fund	Ionia	Use of restraints
Keith A. Winters v MDOC	72.00	0	General Fund	Baraga	FOIA
<b>FY 1994-95 TOTAL:</b>	<b>\$ 3,784,529.46</b>	<b>\$452,263.15</b>			

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Corrections

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
David F. Anthony v Carol King, et al	\$ 4,000.00	\$ 0	General Fund	Manistee	Use of Force
Stacy Barker v MDOC	95,000.00	0	General Fund	Washtenaw	Failure to protect
Bell v Naylor	175,000.00	0	General Fund	Branch	Medical
Leonard Bradford-Bey v Stephen Mauk	1,500.00	0	General Fund	Ionia	Use of Force
Dale Brown v MDOC	1,000.00	0	General Fund	Chippewa	Employee
Cigna Insurance Co. v MDOC	30,000.00	0	General Fund	Jackson	Personal injury-public
Corlzer-Bey v Deleeuw	2,000.00	0	General Fund	Lenawee	Harassment
Gladys Cunningham v Georgena G. Fehrman	15,000.00	0	General Fund	Wayne	Personal injury
Karl J. David v MDOC	175,000.00	0	General Fund	Arenac	Employee discrimination
Allen Fleetwood, #177777 v Mark Lavack	21.16	0	General Fund	Alger	Religion
Kathleen Foster v John Jabe, et al	15,000.00	0	General Fund	Jackson	Employee discrimination
Christine Goddard v MDOC, et al	15,240.80	0	General Fund	Jackson	Employee sexual harassment
J. Silva Goncalves v MDOC	90,000.00	0	General Fund	Wayne	Employee discrimination
Marie Hale v MDOC	95,000.00	0	General Fund	Jackson	Personal injury-public
Eddie Hathorne v Dr. Harvey	175,000.00	0	General Fund	Jackson	Medical
Roger Hayman, et al v MDOC	20,000.00	0	General Fund	Muskegon	Employee discrimination
Jimmy Howard v Robert Napel, et al	12,000.00	0	General Fund	Marquette	Failure to protect-prisoner
Ionia City Landfill	35,000.00	0	General Fund	Ionia	Environmental
Kevin Jackson v MDOC	45,000.00	0	General Fund	Washtenaw	Employee discrimination

**FISCAL YEAR 1994-95**

DEPARTMENT: Corrections

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Daron Jones v Adrienne Green & Christopher K. Moore	400.00	0	General Fund	Jackson	Use of Force
Raymond Maxwell, et al v Carol King, et al	500.00	0	General Fund	Jackson	Discrimination
Jack McLaurin v Keith Morton, et al	8,750.00	0	General Fund	Jackson	SPSM Use of Force
Jason K. Mithrandir v Robert Kapture, et al	2,800.00	0	General Fund	Arenac	Religion
Nancy Moody v MDOC	20,132.10	0	General Fund	Ionia	Employee supplemental workers' compensation benefits
Michael J. Mrozek v James P. Klein, et al	1,000.00	0	General Fund	Ionia	Failure to protect-prisoner
Dwayne O'Neil-X v MDOC	175.00	0	General Fund	Chippewa	FOIA
Brandie Sayne Reist v Brian Debski, et al	100.00	0	General Fund	Marquette	Use of force
Randi Schwartz, et al v MDOC	25,000.00	0	General Fund	Wayne	Employee-other
James Skinner v Robert Brown, Jr.	82.50	0	General Fund	Chippewa	Failure to protect
Keith B. Smith, et al v Elton I. Scott, et al	33,730.00	0	General Fund	Jackson	Conditions of confinement - Civil Rights of Institutionalized Persons Act (CRIPA)
Spiker v Bi, Inc. and Grezeskiak	1,250.00	0	General Fund	Bay	Personal injury
Patrick D. Stanley v Charles Wright, et al	15,000.00	0	General Fund	Jackson	Use of Force
USA v Insultation & Environmental Services, Inc., et al	5,000.00	0	General Fund	Branch	Miscellaneous
Melody A.P. Wallace v MDOC, et al	5,000.00	0	General Fund	Ingham	Employee



FISCAL YEAR 1994-95

DEPARTMENT: Education

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Berry v Benton Harbor Area School District	\$5,333,941.78	\$ 0	State School Aid Fund	Berrien	School Desegregation.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 5,333,941.78</b>	<b>\$ 0</b>			

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Judiciary

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Linda Ashford v State Judicial Council, et al	\$ 115,000.00	\$ 300.00	General Fund	Wayne	Failure to promote based on sex discrimination.
Dena Altheide v 67th District Court	72,500.00	0	General Fund	Genesee	Failure to promote based on racial discrimination.
Patricia Wallace v Recorder's Court for Detroit	40,000.00	0	General Fund	Wayne	Gender discrimination and sexual harassment.
Sciotti v 36th District Court, et al	40,750.00	0	General Fund	Wayne	Discrimination in hiring and promotion.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 268,250.00</b>	<b>\$ 300.00</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Bureau of State Lottery

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Cardwell v Bureau of State Lottery	\$ 4,000.00	\$ 0	Lottery Fund	Ingham	Name was improperly removed from recall list.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 4,000.00</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Management and Budget

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Prasad & Associates v State of Michigan	\$ 45,000.00	\$ 0	\$25,000 General Fund \$20,000 Restricted	Multiple Counties	Contractual dispute.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 45,000.00</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Management and Budget

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Becky Hasbany	\$ 40,000.00	\$ 0	General Fund	Ingham	Employment Settlement
<b>FY 1994-95 TOTAL:</b>	<b>\$ 40,000.00</b>	<b>\$ 0</b>			



**FISCAL YEAR 1994-95**

**DEPARTMENT:** Michigan Jobs Commission

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Valerie Johnson-Goeman v Michigan Department of Commerce and Michigan Jobs Commission <sup>1)</sup>	\$ 150,000.00	\$ 0	General Fund	Ingham	Settlement regarding alleged injuries incurred while performing State duties.
Ruth Lorincz, et al, and the Department of Civil Service	1,801,024.00	0	Federal; DED-OSERS Rehabilitation Services Basic Support	Wayne	148 counselors reallocated with back pay.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 1,951,024.00</b>	<b>\$ 0</b>			

<sup>1</sup>Total payment was \$300,000, \$150,000 was paid by the Department of Commerce.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Natural Resources

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Kelley v Aerospace, et al (Hartley & Hartley)	\$ 44,000.00	\$ 0	Environmental Response Fund	Bay	Environmental Contamination Case
USA & State of Michigan v Production Plated Plastics	45,079.76	0	Environmental Response Fund	Kalamazoo	Administrative Court Registry Account to compensate a Third Party Trustee.
State of Michigan v Maurice Taylor, et al (International Disc Corp.)	40,000.00	0	Environmental Response Fund	Antrim	Payment for equipment removed from site.
Platte Lake Improvement Assoc. v MDNR	3,754.20	0	Game & Fish Fund	Ingham	Fish feeding requirements for low phosphorus content.
Linus M. French v MDNR	110,000.00	0	Parks & Recreation Fund	Mason	Fall from bicycle.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 242,833.96</b>	<b>\$ 0</b>			

**FISCAL YEAR 1994-95**

DEPARTMENT: Natural Resources

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
RLV Leasing v MUSTFA <sup>2</sup>	\$991,429.00	\$0	MUSTFA Special Revenue	Ingham	Improper application of retroactive rule and payment delay.
Huntington Banks v MUSTFA	43,000.34	0	MUSTFA Special Revenue	Ingham	Delay in payment.
Henry Realty v MUSTFA	2,600.00	0	MUSTFA Special Revenue	Ingham	Improper handling of an FOIA request.
State of Michigan v Earth Alert	348,496.31	0	MUSTFA Special Revenue	Macomb	Criminal fraud prosecution.
Louis Smith v State of Michigan, MDNR	85,000.00	0	General Fund	Grand Traverse	Settlement involving issue of temporary taking of property.
Woodhouse v MDNR	5,000.00	0	General Fund	Jackson	Stipulation resolving defendant litigation regarding Part 31 of Natural Resources and Environmental Protection Act.

<sup>2</sup> The total amount paid in this case was \$6,915,766. Of that amount, \$5,924,337 (including \$700,000 interest) was reported in FY 1993-94; however, the total payment was made in FY 1994-95.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Natural Resources

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Tempotech Industries, Inc. v State of Michigan	150,000.00	0	Game & Fish Fund	Ingham	Use of holding ponds owned by Tempotech for 1994-95 season; and equipment improvements made by Tempotech to weir sites, for which Fisheries desirous of obtaining.
Leonard Szydzik v State of Michigan	75,000.00	0	General Fund	Wayne	Building situated on a tax-reverted parcel in the City of Detroit was vandalized, caught fire and damaged an adjacent building.
LaMoria v MDNR	62,000.00	0	Land Sale Fund	Bay	Cecil LaMoria was struck on the head by a piece of plywood which had blown off the roof of a house on a tax-reverted parcel.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 1,762,525.65</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Public Health

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Terri Singleton & Rodney v State of Michigan, Dept. of Public Health, et al	\$ 60,289.38	\$ 289.38	General Fund	Ingham	Sexual harassment.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 60,289.38</b>	<b>\$ 289.38</b>			



FISCAL YEAR 1994-95

DEPARTMENT: Social Services

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Chippewa County DSS v DSS	\$ 2,137.00	\$ 0	General Fund	Ingham	Payment for cost of juvenile justice services allocated in prior fiscal year funds.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 2,137.00</b>	<b>\$ 0</b>			

**FISCAL YEAR 1994-95**

**DEPARTMENT: Social Services**

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
American Foster Care, Inc. v MDSS	5,000.00	\$ 0	General Fund	Ingham	Adult foster care licensing proceeding.
Bealer, Shirley v Jane Karalash, et al	500.00	0	General Fund	Wayne	Plaintiff claimed malicious prosecution in a Child Protective Services case.
Perry, Robert v Donna Conrad, et al	75.00	0	General Fund	St. Clair	Request for documents under Freedom of Information Act.
Adams, Fred, et al v MDSS, et al	670,803.36	0	General Fund	Ingham	Day care workers sought reclassification.
Wilkerson, Daniel & Mary v MDSS	6,666.00	0	General Fund	Wayne	Slip and fall in county DSS office.
Howard, Michael, et al v MDSS	3,000.00	0	General Fund	Oakland	Plaintiff claimed he was assaulted at Judson Center.
LaPlante, Timothy v Dan Borth, et al	2,500.00	0	General Fund	Ontonagon	Plaintiff alleged his children were removed without legal authority.
Jackson, Brenda v MDSS	25,000.00	0	General Fund	Wayne	Racial discrimination lawsuit.
Anderson, Patricia, et al v MDSS	150,000.00	0	General Fund	Wayne	Wrongful death of child.
Gogebic County DSS v MDSS	1,500.00	0	General Fund	Gogebic	Dual county directorship.
Pemberton, Paul, et al v Robert Adams, et al	85,000.00	0	General Fund	Gladwin	Alleged negligent investigation of a Child Protective Services case where child died.
Rapp, Norma, et al v MDSS, et al	75,000.00	0	General Fund	Lenawee	Wrongful death - suicide of ward at training school.

**FISCAL YEAR 1994-95**

**DEPARTMENT: Social Services**

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Ronayne, Colleen, et al v MDSS, et al	600,000.00	0	General Fund	Wayne	Alleged abuse of minors while under DSS supervision.
Karam, Sharon, et al v Women's Resource Ctr., et al	100,000.00	0	General Fund	Emmet	Alleged abuse of child by a Community Work Experience Program worker.
Old Holiday Motel, Inc. v MDSS, et al	600,000.00	0	General Fund	Wayne	Breach of lease agreement.
Smith, Vincent, et al v Child & Family Service, et al	500.00	0	General Fund	Ottawa	Alleged negligent placement of foster child.
Taylor, Kathleen, et al v Women's Resource Ctr., et al	100,000.00	0	General Fund	Emmet	Alleged abuse of child by a Community Work Experience Program worker.
Elom, Alandra v MDSS	300,000.00	0	General Fund	Wayne	Reasonable accommodations.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 2,725,544.36</b>	<b>\$ 0</b>			

FISCAL YEAR 1994-95

DEPARTMENT: State

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Citizens Insurance Company v Michigan Department of State	\$ 3,400.00	\$ 0	General Fund	Livingston County	No restrictions on use of list of used vehicle dealers.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 3,400.00</b>	<b>\$ 0</b>			

**FISCAL YEAR 1994-95**

**DEPARTMENT:** State Police

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Recla v Stuck & Adams	\$ 12,500.00	0	General Fund	Iron County	Plaintiff was arrested for harboring an escapee (her son) and claimed false arrest.
Dionne v Ross	750,000.00	0	General Fund	Monroe County	Plaintiff owns an asphalt company, claims that Motor Carrier Officer gave him and his sons excessive amount of tickets. Son was stopped and claimed the officer assaulted him.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 762,500.00</b>	<b>\$ 0</b>			

**FISCAL YEAR 1994-95**

**DEPARTMENT:** State Police

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Templeton v Bourgoin	\$ 100,000.00	\$ 0	General Fund	Kent County	Plaintiff was arrested by defendant for OUIL and claimed he was assaulted during the arrest and injured his shoulder as a result.
Kellogg v Puddy	40,000.00	0	General Fund	Bay County	Plaintiff was pulled over for a routine traffic stop and claimed that defendants physically removed him from his vehicle and assaulted him.
Adams v Metiva	15,000.00	0	General Fund	Washtenaw County	Plaintiff was pulled over for a routine traffic stop and the passenger in the car was belligerent and wouldn't get out of the vehicle. When the passenger did get out of the car, he tried to walk away. Defendant sprayed him with mace.
English v O'Conner	150,000.00	0	General Fund	Oakland County	While off duty, defendant was driving down the highway and had a confrontation with plaintiff and arrested him.
Kirby/Johnson v MSP	500.00	0	General Fund	Wayne County	Plaintiffs allege that while defendants were in a highspeed pursuit, the vehicle they were pursuing struck their vehicle.

**FISCAL YEAR 1994-95**

DEPARTMENT: State Police

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Jones v Pope, et al	37,500.00	0	General Fund	Calhoun County	Plaintiff engaged defendants in chase. One defendant was in patrol vehicle and the other was on foot. Patrol vehicle blocked plaintiff's path and plaintiff claimed that he was struck with the patrol vehicle.
Wheat v Manistee County, et al	750.00	0	General Fund	Manistee County	Plaintiff was involved in a fatal accident and his vehicle was impounded for evidentiary purposes regarding the charge of negligent homicide. All criminal charges against the plaintiff were dismissed and he claimed that the defendants were still holding his vehicle.
Oden v Miller	100.00	0	General Fund	Van Buren County	Defendant had a felony arrest warrant for plaintiff's son. Plaintiff claimed that the defendant illegally forced entry into his home by kicking in the front door. Defendant did not have a search warrant.
Wilson v Davis	5,000.00	0	General Fund	Wayne County	Plaintiff claimed he was arrested, detained and imprisoned without legal cause and defendant used excessive force.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** State Police

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Frydrych v Cardoza	95,000.00	0	General Fund	Wayne County	Plaintiff was stopped and claimed defendant emerged from his vehicle with his weapon drawn, pulled him from his car and threatened his life.
Forbush v VanHorn	20,000.00	0	General Fund	Saginaw County	During a high speed chase, plaintiff stopped his car and fled. Defendant chased him down and arrested him. Plaintiff claimed he was kicked and beaten during the arrest.
Piper v MSP	421.00	0	General Fund	Kalamazoo County	Plaintiff claimed that certain information was denied to him from his FOIA request and that the denial was arbitrary and capricious.
Raney v MSP	42,000.00	0	General Fund	Ingham County	Employee was involved in termination of employment grievance settlement.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 506,271.00</b>	<b>\$ 0</b>			

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Transportation - Highway Negligence Litigation

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Boji v MDOT	\$ 279,955.52	\$30,862.30	State Trunkline Fund	Oakland	Improper curb in gore area, inadequately defined and marked exit, improper merger pattern entering and exiting, non-shear light, stanchions, lack of guardrail.
Hawes v MDOT <sup>1</sup>	92,000.00	0	State Trunkline Fund	Wayne	Failure to maintain due to concrete falling from overhead bridge.
Stone v MDOT <sup>2</sup>	1,500,000.00	0	State Trunkline Fund	Hillsdale	Improper signing and delineation.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 1,871,955.52</b>	<b>\$30,862.30</b>			

<sup>1</sup> Compromise settlement after adverse verdict.

<sup>2</sup> Settlement after adverse court finding of liability but before any damage finding was rendered.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Transportation - Highway Negligence Litigation

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Alan v MDOT	\$ 400,000.00	\$ 0	State Trunkline Fund	Lapeer	Failure to warn and sign for lane narrowing.
Amato v MDOT	50,000.00	0	State Trunkline Fund	Wayne	Improper placement, timing and maintenance of traffic signal.
Anderson v MDOT	30,000.00	0	State Trunkline Fund	Wayne	Failure to maintain bridge surface.
Auto Haulaway v MDOT	12,000.00	0	State Trunkline Fund	Wayne	Failure to maintain due to cable hanging down from bridge overpass.
Berger v MDOT	30,000.00	0	State Trunkline Fund	Livingston	Lack of warning for limited sight distance, lack of signal, weedy obstructions, failure to regulate speed properly, improper design, improper signalization.
Bleim v MDOT	150,000.00	0	State Trunkline Fund	Oakland	Traffic light twisted and malfunctioned.
Charlip v MDOT	10,000.00	0	State Trunkline Fund	Oakland	Failure to maintain surface.
Combs v MDOT	5,000.00	0	State Trunkline Fund	Ingham	Manhole cover protrusion and failure to warn or provide barrier.
Cox v MDOT	50,000.00	0	State Trunkline Fund	Saginaw	Failure to continue three phase traffic cycling and pedestrian signaling after 10 p.m.

## FISCAL YEAR 1994-95

DEPARTMENT: Transportation - Highway Negligence Litigation

### FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Crites v MDOT	10,000.00	0	State Trunkline Fund	Wayne	Lack of traffic signal, vision obstruction.
Demitroff v MDOT	67,000.00	0	State Trunkline Fund	Ingham	Failure to design, construct, maintain, warn regarding preferential icing on bridge.
Dewstow v MDOT	75,000.00	0	State Trunkline Fund	Wayne	Inadequate sight distance and lack of presence of stop sign.
Dolby v MDOT	3,500.00	0	State Trunkline Fund	Ingham	Failure to maintain surface due to defective patching.
Dunlap v MDOT	17,616.19	116.19	State Trunkline Fund	St. Joseph	Failure to maintain, repair regarding pothole.
Garrison v MDOT	3,000.00	0	State Trunkline Fund	Wayne	Failure to maintain due to pothole.
Hamilton v MDOT	30,000.00	0	State Trunkline Fund	Genesee	Failure to maintain due to surface irregularity and thrown chunk of pavement.
Hart v MDOT	3,000,000.00	0	State Trunkline Fund	Calhoun	Improper superelevation, inadequate pavement surface due to ruts, cracks, etc.; inadequate skid resistance, excessive speed limit, lack of warning signs.
Higgins v MDOT	25,000.00	0	State Trunkline Fund	Berrien	Lack of intersection sight distance, reduced speed limits, proper traffic control devices.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Transportation - Highway Negligence Litigation

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Johnston v MDOT	50,000.00	0	State Trunkline Fund	Antrim	Failure to use emergency light cones.
Landon v MDOT	133,000.00	0	State Trunkline Fund	Ingham	Failure to maintain, warn and post appropriate speed regarding preferential icing on bridge, failure to properly design and construct.
Licari v MDOT	11,000.00	0	State Trunkline Fund	Macomb	Failure to maintain due to six inch wide and deep separation between travel lane and paved shoulder.
Linsday v MDOT	5,000.00	0	State Trunkline Fund	Macomb	Lack of pavement markings for lanes, lack of traffic signals and signs.
McCarthy v MDOT	8,000.00	0	State Trunkline Fund	Wayne	Malfunctioning traffic light, failure to warn, not clearly visible signal.
McCarty v MDOT	4,840.00	0	State Trunkline Fund	Macomb	Lack of proper signing, warning, traffic control devices and sight lines.
Miller v MDOT	32,000.00	0	State Trunkline Fund	Washtenaw	Improperly close placement of traffic control signals and commemorative boulder, failure to warn, barricade, presence of mountable curb.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Transportation - Highway Negligence Litigation

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Morgan v MDOT	70,000.00	0	State Trunkline Fund	Berrien	Improper design, inadequate signing, lack of reduced speed sign, failure to warn, lack of "no turn" sign.
Nutzmann v MDOT	1,200,000.00	0	State Trunkline Fund	Isabella	Unsafe surface condition creating tire track indentations resulting in water accumulation.
Paavo v MDOT	8,000.00	0	State Trunkline Fund	Houghton	Inadequate superelevation, lack of warning signs.
Pelto v MDOT	33,000.00	0	State Trunkline Fund	Houghton	Inadequate superelevation, no curve warning signs.
Perkins v MDOT	950,000.00	0	State Trunkline Fund	Calhoun	Improper superelevation, improper asphalt pavement resulting in ruts, cracks, holes, bumps, wear inadequate skid resistance, excessive speed limits, etc.
Price v MDOT	100,000.00	0	State Trunkline Fund	Saginaw	Lack of adequate traffic signal, signing, speed limitations, warnings, design.
Rae v MDOT	4,000.00	0	State Trunkline Fund	Delta	Inadequate sight distance and insufficient traffic signals at intersection.
Rodriquez v MDOT	125,000.00	0	State Trunkline Fund	Wayne	Vision obstructions, lack of three phase signal, lack of adequate signs, stop line.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Transportation - Highway Negligence Litigation

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Rogers v MDOT	150,000.00	0	State Trunkline Fund	Lapeer	Improper/inadequate notice of lane narrowing, signage, traffic control devices, pavement markings.
Root v MDOT	75,000.00	0	State Trunkline Fund	Newaygo	Failure to design, maintain, warn regarding deteriorating shoulder.
Sampson v MDOT	95,000.00	0	State Trunkline Fund	Wayne	Improper maintenance and lack of warning sign for ice.
Schmitt v MDOT	17,500.00	0	State Trunkline Fund	Gratiot	Malfunctioning signal (in flashing mode rather than three-phase mode) and failure to warn for.
Slater v MDOT	12,000.00	0	State Trunkline Fund	Macomb	Improper pavement markings, lack of warning signs, improper elevation and grade.
Stanko v MDOT	75,000.00	0	State Trunkline Fund	Wayne	Improper intersection design, lack of three-phase light, lack of proper stop line, lack of left turn lane, lack of warning signs regarding obstruction.
Stover v MDOT	1,500.00	0	State Trunkline Fund	Wayne	Manhole depression and lack of warning.
Tyus v MDOT	220,000.00	0	State Trunkline Fund	Wayne	Pothole, unnatural accumulation of ice, improper overpass design, drainage design.

**FISCAL YEAR 1994-95**

**DEPARTMENT:** Transportation - Highway Negligence Litigation

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Wheater v MDOT	25,000.00	0	State Trunkline Fund	Muskegon	Improper curbs, drainage systems, gutters resulting in unnatural accumulation of water and ice.
Wight v MDOT	80,000.00	0	State Trunkline Fund	Muskegon	Failure to maintain due to excess stone remaining after crack sealing project.
Zoma v MDOT	557,500.00	0	State Trunkline Fund	Leelanau	Inadequate traffic control devices and foliage obstruction of existing devices.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 8,010,456.19</b>	<b>\$ 116.19</b>			

FISCAL YEAR 1994-95

DEPARTMENT: Treasury

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Raymond Griffin v Dept. of Treasury	\$ 7,500.00	\$ 0	Restricted	Ingham	Alleged acts of discrimination.
<b>FY 1994-95 TOTAL:</b>	<b>\$ 7,500.00</b>	<b>\$ 0</b>			







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o Analysis of Governor's Major Budget Recommendations	February
o Appropriations Report	August
o Economic, Revenue and Budget Forecast	Quarterly
o Estimated State Spending by County	Annually
o Fiscal Digest	Annually

### MONTH OF PUBLICATION

o Higher Education Summary	Periodically
o Monthly Revenue Report	Monthly
o Notes on the Budget and Economy	Bi-monthly
o Statistical Report	November
o Status of Lawsuits Involving the State of Michigan	February