

**STATUS OF LAWSUITS
AGAINST THE STATE OF MICHIGAN
FY 1996-97 UPDATE**



**SENATE FISCAL AGENCY
LANSING, MICHIGAN
JANUARY 1998**

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.



Gary S. Olson, Director
Senate Fiscal Agency
P.O. Box 30036
Lansing, Michigan 48909-7536
Telephone (517) 373-2767
TDD (517) 373-0543

Internet Home Page <http://www.coast.net/~misenate/senhp.html>

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Any questions regarding this report, or requests for additional copies, should be directed to:

Bill Bowerman
Senate Fiscal Agency
P.O. Box 30036
Lansing, MI 48909-7536

Phone: (517) 373-2768
TDD: (517) 373-0543

OVERVIEW

The information in this document is based on reports filed by State departments and agencies pursuant to Section 396(4) of The Management and Budget Act (Public Act 431 of 1984). Based on the amounts reported, the State of Michigan paid \$25,894,694 for judgments and settlements in fiscal year (FY) 1996-97. Of the 181 cases that resulted in payments, 32 were judgments totaling \$6,612,329, and 149 were settlements totaling \$19,282,365. The amount paid represents a reduction of \$88,631,198 from the \$114,525,892 paid in FY 1995-96. Seventy-nine percent (\$90,525,000) of the amount paid in FY 1995-96 related to the Miller Brothers, et al v Department of Natural Resources and Carnage! Oil Associates, et al v Department of Natural Resources cases that involved alleged taking of property rights.

The funding sources for payments in FY 1996-97 were as follows:

	<u>Amount</u>	<u>Percent</u>
State Trunkline Fund	11,080,416	42.8
General Fund/General Purpose	9,227,649	35.6
School Aid	1,639,506	6.3
Restricted	3,665,812	14.2
Federal	281,311	1.1
TOTAL:	25,894,694	100.0

Tables on pages 3, 4, and 5 provide a 10-year history (FY 1987-88 through FY 1996-97) of payments made by State departments and agencies. Table 1 provides information on total payments (judgments and settlements), Table 2 lists judgments, and Table 3 lists settlements. Payments do not include workers' compensation and unemployment cases. A summary of departments that made payments of over \$500,000 begins on page 6. Beginning on page 10 are the reports submitted by departments and agencies. For each payment the name of the case is listed along with information regarding the funding source, the county where the cause of action arose, and a short description regarding the plaintiff's allegations (summary of case).

Table 1

TOTAL COURT JUDGMENTS AND SETTLEMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95	1995-96	1996-97
Agriculture	\$1,122,915	\$0	\$800	\$0	\$0	\$30,895	\$75,800	\$34,000	\$100,500	\$224,710
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	0	0	0	0	0	0	0	757	0	0
Civil Service	13,250	221,978	0	0	130,775	0	0	0	0	30,000
Commerce	0	4,473	14,000	0	14,000	0	7,000	231,467		
Community Health									727,838	908,000
Consumer & Industry Services									0	21,595
Corrections	1,389,491	1,444,860	1,149,955	3,184,181	1,145,294	1,859,508	3,554,111	4,969,224	2,581,259	4,639,321
Education	8,021,657	3,196,188	3,834,816	4,092,833	4,711,540	4,718,571	5,629,103	5,333,941	5,331,636	1,878,837
Environmental Quality									358,459	98,870
Executive	0	0	0	0	0	0	0	0	0	0
Family Independence Agency									511,587	1,399,850
Judiciary	0	0	0	424,000	0	0	248,332	268,250	45,000	724,000
Labor	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	1,109,312	0	0	0
Licensing & Regulation	13,250	0	0	0	0	0	0	0	0	0
Lottery	0	4,012	0	0	0	0	55,721	4,000	0	13,420
Management & Budget	785,168	4,591,412	46,446	494,777	38,500	21,000	113,863	85,000	126,170	106,000
Mental Health	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	3,500	156,239
Military Affairs	0	250,000	0	0	0	0	0	0	25,000	225,000
Natural Resources	121,463	256,268	322,623	304,035	108,642	310,338	6,951,821	2,005,360	93,859,495	3,442,198
Public Health	625,490	25,000	0	0	81,586	687,240	38,365	318,959		
Social Services	159,065	158,291	345,726	3,670,848	4,010,689	1,095,341	274,776	2,727,681		
State	37,760	16,182	0	81,818	0	0	77,500	3,400	67,500	7,500
State Police	840,400	56,090	389,750	101,169	91,310	5,698,133	137,850	1,268,771	1,220,853	873,069
Transportation	16,454,263	16,626,950	20,709,143	22,784,855	12,861,671	20,922,840	12,871,557	9,882,412	9,567,095	11,080,416
Treasury	33,620	2,609	630,000	0	122,000	0	968,328	7,500	0	65,669
TOTAL:	\$31,399,971	\$27,399,016	\$31,144,333	\$36,722,682	\$23,717,822	\$37,500,817	\$32,799,989	\$29,607,246	\$114,525,892	\$25,894,694

Table 2

COURT JUDGMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95	1995-96	1996-97
Agriculture	\$1,122,915	\$0	\$800	\$0	\$0	\$30,895	\$0	\$0	\$0	\$0
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	0	0	0	0	0	0	0	757	0	0
Civil Service	0	221,978	0	0	50,000	0	0	0	0	0
Commerce	0	4,473	14,000	0	0	0	0	0		
Community Health									50,000	136,000
Consumer & Industry Services									0	15,000
Corrections	996,839	1,040,684	502,516	2,325,847	815,634	1,224,624	2,589,407	3,784,529	1,472,162	2,905,509
Education	8,016,657	3,123,831	3,818,166	4,071,961	4,650,249	4,718,571	5,629,103	5,333,941	5,331,636	1,297,349
Environmental Quality									239,459	0
Executive	0	0	0	0	0	0	0	0	0	0
Family Independence Agency									0	1,066
Judiciary	0	0	0	0	0	0	0	0	0	0
Labor	652,994	0	0	1,737	0	0	251,700	0		
Library of Michigan	0	0	0	0	0	0	1,109,312	0	0	0
Licensing & Regulation	0	0	0	0						
Lottery	0	4,012	0	0	0	0	0	0	0	0
Management & Budget	167,168	4,563,672	0	1,500	0	0	113,863	45,000	120,000	0
Mental Health	9,781	16,055	1,663,846	244,570	22,500	87,500	0	0		
Michigan Jobs Commission								0	3,500	0
Military Affairs	0	0	0	0	0	0	0	0	0	5,000
Natural Resources	88,760	145,628	10,178	276,335	82,526	0	192,870	242,834	201,811	901,193
Public Health	625,490	0	0	0	80,336	0	38,365	60,289		
Social Services	93,459	4,845	0	2,767,641	2,900,000	29,223	1,520	2,137		
State	260	16,182	0	63,818	0	0	2,500	0	0	0
State Police	675,000	15,090	0	3,728	71,810	5,125,633	9,650	762,500	0	3,569
Transportation	5,195,040	2,996,707	11,160,062	12,036,801	6,018,686	11,290,468	5,107,256	1,871,956	661,000	1,331,974
Treasury	0	2,609	630,000	0	122,000	0	8,328	0	0	15,669
TOTAL:	\$17,644,363	\$12,155,766	\$17,799,568	\$21,793,938	\$14,813,741	\$22,506,914	\$15,053,874	\$12,103,943	\$8,079,568	\$6,612,329

Table 3

SETTLEMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95	1995-96	1996-97
Agriculture	\$0	\$0	\$0	\$0	\$0	\$0	\$75,800	\$34,000	\$100,500	\$224,710
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	0	0	0	0	0	0	0	0	0	0
Civil Service	13,250	0	0	0	80,775	0	0	0	0	30,000
Commerce	0	0	0	0	14,000	0	7,000	231,467		
Community Health									677,838	772,000
Consumer & Industry									0	6,595
Corrections	39,265	404,176	647,439	858,334	329,660	634,884	964,704	1,184,695	1,109,097	1,733,812
Education	5,000	72,357	16,650	20,872	61,291	0	0	0	0	581,488
Environmental Quality									119,000	98,870
Executive	0	0	0	0	0	0	0	0	0	0
Family Independence									511,587	1,398,784
Judiciary	0	0	0	424,000	0		248,332	268,250	45,000	724,000
Labor	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	13,250	0	0							
Lottery	0	0	0	0	0	0	55,721	4,000	0	13,420
Management & Budget	61,800	27,740	46,446	493,277	38,500	21,000	0	40,000	6,170	106,000
Mental Health	11,138	316,023	1,957,228	135,525	366,968	2,053,151	379,850	515,500		
Michigan Jobs Commission								1,951,024	0	156,239
Military Affairs	0	250,000	0	0	0	0	0	0	25,000	220,000
Natural Resources	32,703	110,640	312,445	27,700	26,116	310,338	6,758,951	1,762,526	93,657,684	2,541,005
Public Health	0	25,000	0	0	1,250	687,240	0	258,670		
Social Services	65,606	153,446	345,726	903,207	1,110,689	1,066,118	273,256	2,725,544		
State	37,500	0	0	18,000	0	0	75,000	3,400	67,500	7,500
State Police	16,540	41,000	389,750	97,441	19,500	572,500	128,200	506,271	1,220,853	869,500
Transportation	11,259	13,630,243	9,549,081	10,748,054	6,842,985	9,632,372	7,764,301	8,010,456	8,906,095	9,748,442
Treasury	33,620	0	0	0	0	0	960,000	7,500	0	50,000
TOTAL:	\$13,755,608	\$15,243,250	\$13,344,765	\$14,928,744	\$8,904,081	\$14,993,903	\$17,746,115	\$17,503,303	\$106,446,324	\$19,282,365

PAYMENTS BY DEPARTMENTS

Eight departments made payments totaling over \$500,000. Table 4 summarizes the number of cases and payments for these departments.

Table 4

FY 1996-97 PAYMENTS BY DEPARTMENT				
DEPARTMENT	NUMBER OF CASES	PERCENT OF TOTAL	STATE PAYMENTS	PERCENT OF TOTAL
COMMUNITY HEALTH	12	6.6	\$908,000	3.5
CORRECTIONS	45	24.9	4,639,321	17.9
EDUCATION	5	2.8	1,878,837	7.3
FAMILY INDEPENDENCE AGENCY	9	5.0	1,399,850	5.4
JUDICIARY	2	1.1	724,000	2.8
NATURAL RESOURCES	18	9.9	3,442,198	13.3
STATE POLICE	16	8.8	873,069	3.4
TRANSPORTATION	55	30.4	11,080,416	42.8
OTHER DEPARTMENTS	19	10.5	949,003	3.7
TOTAL:	181	100.0	\$25,894,694	100.0

Department of Community Health

Payments made in 4 of 12 cases by the Department of Community Health in FY 1996-97 accounted for 87.0% of its total payments. Amounts paid ranged from \$1,500 each in 2 cases (one alleging sex and age discrimination and the other a patient injury) to \$375,000 for a case involving registered nurses at the Clinton Valley Center working out of class in lower union jobs.

Department of Corrections

The Department of Corrections made payments in 45 cases totaling \$4,639,321. This represents an increase of \$2,058,062 (79.7%) from the \$2,581,259 paid in FY 1995-96 for 55 cases. Payments ranged from \$72 regarding a petition for review in Dean, Michael v MDOC to \$2,286,957 for an employee discrimination case in Grant, Ina, et al v MDOC, Bureau of Field Services. The median payment was \$9,285. Payments totaling \$3,974,234 in 16 cases that alleged employee discrimination accounted for 85.7% of payments made by the Department of Corrections in FY 1996-97.

Department of Education

Payments by the Department of Education for 5 cases totaled \$1,878,837, which represents a decrease of \$3,452,799 (64.8%) from the amount paid in FY 1995-96. The reduction is due to the decreasing amount related to continuing payments in the Berry v Benton Harbor Area School District desegregation case. State payments for this case have totaled \$53,884,071 from FY 1980-81 through FY 1996-97. The \$1,297,349 payment in FY 1996-97 was \$4,034,287 less than the \$5,331,636 payment in FY 1995-96. This is due to settlements reached with the Eau Claire School District and the Coloma School District that modify the State's school aid funding obligations to those districts for FY 1995-96 and subsequent fiscal years. No settlement has been reached with the Benton Harbor Area School District.

Payments by the Department of Education in 4 other cases in FY 1996-97 totaled \$581,487. Cases included a \$342,156 payment in West Michigan Academy v Governor, et al for State Aid payments by two public academies and a \$166,831 payment in Paul Ettinger v MDE for alleged age and handicap discrimination.

Family Independence Agency (FIA)

Payments by the Family Independence Agency totaled \$1,399,850 for 9 cases. A case alleging improper placement of a child in foster care (Wilber, Martez v Wayne FIA) resulting in a payment of \$785,617, and a case involving alleged wrongful removal of children (Webb, Gerald & Kari v FIA, et al) resulting in a payment of \$300,000, account for 77.5% of total FIA payments.

Judiciary

One case (Nancy Ashford v State Judicial Council) accounted for \$714,000 of the \$724,000 paid by the Judiciary in FY 1996-97. The case alleged discrimination resulting in failure to hire.

Department of Natural Resources

Of the \$3,442,198 paid by the Department of Natural Resources, \$2,320,005 (67.4%) is attributable to Carnagel Oil Associates, et al v State of Michigan, et al. The case alleged regulatory taking of property rights. In FY 1995-96 there were payments of \$30,000,000 in this case, and \$60,525,000 in Miller Brothers, et al v Department of Natural Resources, et al. Other payments by the Department in FY 1996-97 include \$261,305 for phosphorus levels at Fisheries Platte River Hatchery in Platte Lake Improvement Association v MDNR and \$574,387 for a slip and fall on a cabin step case in Lambert v MDNR.

Department of State Police

Payments by the Department of State Police ranged from \$90 in Clark v MSP for a Freedom of Information Act claim to \$300,000 in Rought v Porter for a case involving a shooting during a narcotics investigation. The median payment was \$26,250. Three cases with payments totaling \$610,000 accounted for 69.9% of payments made by the Department of State Police.

Department of Transportation

The Department of Transportation made payments in 55 cases totaling \$11,080,416. This represents an increase of \$1,513,321 (15.8%) from the \$9,567,095 paid in FY 1995-96. Fifty of the cases were highway negligence actions which accounted for \$11,011,825 (99.4%) of transportation payments. Payments for highway negligence cases ranged from \$1,503 in Vang v MDOT for water flooding over a highway, to \$2,100,000 in Belyea v MDOT for alleged failure to warn and sign for special hazard and failure to maintain for snow and ice. The median payment in highway negligence cases was \$50,000. There were 8 cases with payments over \$500,000 that accounted for \$7,601,974 (69.0%) of highway negligence payments.

Table 5 and Table 6 on pages 8 and 9 provide statistics on highway negligence cases and payments over the last 14 years. From FY 1983-84 through FY 1996-97 the State paid \$201.9 million for 981 cases. Over that time period 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 1983-84	15	24.2	47	75.8	62
FY 1984-85	12	21.8	43	78.2	55
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
FY 1995-96	1	1.9	51	98.1	52
FY 1996-97	1	2.0	49	98.0	50
TOTAL:	131	13.4	850	86.6	981

Table 6

HIGHWAY NEGLIGENCE STATISTICS - PAYMENTS (millions)					
	JUDGMENTS	PERCENT OF TOTAL	SETTLEMENTS	PERCENT OF TOTAL	TOTAL PAYMENTS
FY 1983-84	\$12.5	83.9	\$2.4	16.1	\$14.9
FY 1984-85	4.4	51.8	4.1	48.2	8.5
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
FY 1995-96	0.7	7.7	8.4	92.3	9.1
FY 1996-97	1.3	11.8	9.7	88.2	11.0
TOTAL:	\$96.0	47.5	\$105.9	52.5	\$201.9

FISCAL YEAR 1996-97

DEPARTMENT: Agriculture

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Jeanette Isaac v Michigan Department of Agriculture	\$224,709.61	\$1,909.38	General Fund	Ingham	Plaintiff claimed sex discrimination, retaliation and breach of contract.
FY 1996-97 TOTAL:	\$ 224,709.61	\$1,909.38			

FISCAL YEAR 1996-97

DEPARTMENT: Civil Service

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Powell v Department of Civil Service	\$30,000.00	\$0	General Fund	Ingham	Equal employment opportunity complaint.
FY 1996-97 TOTAL:	\$30,000.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Community Health

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Auto Owners Insurance v Michigan Department of Social Services	\$136,000.00	\$0	\$60,928 General Fund \$75,072 Federal	Unknown	Dispute over postpayment billing amount, i.e., subrogation rights to recover Medicaid payments.

FY 1996-97 TOTAL:

\$ 136,000.00

\$0

FISCAL YEAR 1996-97

DEPARTMENT: Community Health

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Kirschwing v Kimbrough	\$15,000.00	\$0	General Fund	Wayne	Patient death.
Lois Gainous v Northville Psychiatric Hospital, et al	6,000.00	0	General Fund	Wayne	Alleged age discrimination.
Donald Wilson v Walter Brown, et al	1,500.00	0	General Fund	Wayne	Alleged sex and age discrimination.
Johann Drescher v David Flores, et al and Johann Drescher v State of Michigan	1,500.00	0	General Fund	Tuscola	Patient injury.
Shirley Beverly v Michigan Department of Mental Health, et al	53,000.00	0	General Fund	Wayne	Employee issues; alleged h a r a s s m e n t a n d discrimination.
Jay Quinn Thomas v Michigan Department of Mental Health, et al	25,000.00	0	General Fund	Washtenaw	Employee issues, alleged discrimination.
Prentis Hearn v Kalamazoo Psychiatric Hospital, et al	4,000.00	0	General Fund	Kalamazoo	Employment issues; alleged discrimination.
Jarrett v Michigan Department of Community Health, et al	100,000.00	0	General Fund	Wayne	Patient death at Hawthorn Center.
Davis, Costella v State of Michigan	179,000.00	0	General Fund	Wayne	Alleged age discrimination, harassment, etc.
Department of Community Health (Clinton Valley Center) and AFSCME #25 (13 Grievances)	375,000.00	0	General Fund	Wayne	Registered nurses working out of class in lower union jobs.

FISCAL YEAR 1996-97

DEPARTMENT: Community Health

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Sargent v Michigan Department of Public Health	\$12,000.00	\$0	General Fund	Ingham	Alleged race discrimination.

FY 1996-97 TOTAL:

\$ 772,000.00

\$0

FISCAL YEAR 1996-97

DEPARTMENT: Consumer & Industry Services

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Dugas v Shinkle, et al	\$15,000.00	\$0	General Fund- \$9,676.35 Restricted- \$5,323.65	Ingham	Mediated settlement of an employee discrimination suit.
FY 1996-97 TOTAL:	\$ 15,000.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Consumer & Industry Services

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Brussow v Sperka, et al	\$6,594.78	\$0	General Fund	Ingham	Payment of attorney fees and court costs related to FOIA case.
FY 1996-97 TOTAL:	\$ 6,594.78	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Corrections

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Anderson, Michael v MDOC	\$7,820.53	\$520.53	General Fund	Jackson	Medical-prisoner.
Bates, Theodis A. v John Cotton and John Jabe	44,442.28	0.00	General Fund	Jackson	Failure to protect-prisoner.
Dean, Michael v MDOC	72.00	0.00	General Fund	Ingham	Petition for review.
Glover v Johnson	137,405.63	0.00	General Fund	Multiple Counties	F e m a l e o f f e n d e r equality/education.
Grant, Ina, et al v MDOC, Bureau of Field Services	2,286,957.40	1,779,542.41	General Fund	Wayne	Employee discrimination.
Greenway, Robert v SOM	29,007.89	0.00	General Fund	Jackson	Personal injury-prisoner.
Howard, Gregory v Herbert Grinage, et al	47,586.00	0.00	General Fund	Jackson	Classification.
Mayotte v Marquette Branch Prison, et al	922.00	0.00	General Fund	Marquette	Freedom of Information Act.
McIntyre v MDOC	329,485.86	0.00	General Fund	Montcalm	Employee discrimination.
Mensah, Adika v MDOC	523.77	0.00	General Fund	Washtenaw	Personal injury-prisoner.
Miller-Bey, Antoine v Dorothy Stiller, et al	5,816.25	0.00	General Fund	Arenac	Attorney fees.
Muhammad v Stegall	3,600.00	0.00	General Fund	Macomb	Legal mail.
Niece/Hendrick v Fitzner, et al	129.20	0.00	General Fund	Montcalm	Employee discrimination.
Sataan v HVMF	111.08	0.00	General Fund	Washtenaw	Freedom of Information Act.
Smith Restaurant Supply v Standish Correctional Facility	1,100.00	0.00	General Fund	Arenac	Dispute over nonpayment of contract.
Smith v MDOC	120.00	0.00	General Fund	Ingham	Reimbursement of attorney fees.

FISCAL YEAR 1996-97

DEPARTMENT: Corrections (cont.)

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Spencer, Anthony v MDOC	\$114.12	\$0.00	General Fund	Chippewa	Petition for review-costs.
Triplett, Ronald v Warden Andrew Jackson, et al	1,009.80	0.00	General Fund	Washtenaw	Back pay for prisoner job.
Wolfgang, Duane v Darrell Beasley, et al	9,285.00	0.00	General Fund	Lenawee	Prisoner medical.

FY 1996-97 TOTAL:

\$2,905,508.81

\$1,780,062.94

FISCAL YEAR 1996-97

DEPARTMENT: Corrections

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Alston, Janice M. v MDOC, et al	\$75,000.00	0	General Fund	Wayne	Sexual harassment-employee.
Alstott v MDOC, et al	25,000.00	0	General Fund	Jackson	Prisoner medical.
Bilups-Hein v MDOC	7,500.00	0	General Fund	Wayne	Prisoner failure to protect.
Bourne, Peggy v MDOC	50,000.00	0	General Fund	Lenawee	Employee discrimination-gender.
Brown, Elliott v George Welford, et al	1,250.00	0	General Fund	Jackson	Use of force.
Campbell v Esch	5,000.00	0	General Fund	Muskegon	Attorney fees.
Channell v Dilley, et al	30,000.00	0	General Fund	Jackson	Employee discrimination.
Christensen, Paul v MDOC	40,000.00	0	General Fund	Jackson	Employee discrimination.
Davis v Herndon, et al	2,000.00	0	General Fund	Wayne	Alleged improper arrest.
Dothard Kevin v Pellston Camp, DOC-SOM	3,000.00	0	General Fund	Emmet	Prisoner, building defect, misc.
Dushaj v Deputy Warden Jones, et al	1,500.00	0	General Fund	Montcalm	Religion.
Hollowell, Sheila v MDOC, et al	4,541.05	0	General Fund	Muskegon	Employee discrimination.
Jacobson, Eric v MDOC, et al	500.00	0	General Fund	Jackson	Employee discrimination.
Martin, Allyson v MDOC	10,000.00	0	General Fund	Gratiot	Employee discrimination.
McLain, Steven & Ronald Dutton v MDOC	33,000.00	0	General Fund	Jackson	Employee discrimination.
McMahan, James v William Dillard	1,000.00	0	General Fund	Jackson	Employee discrimination.

FISCAL YEAR 1996-97

DEPARTMENT: Corrections

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Miller, Roger v MDOC	\$95,000.00	\$0	General Fund	Washtenaw	Employee - handicap discrimination.
Pascall, Joye M. v MDOC	485,000.00	0	General Fund	Wayne	Employee discrimination.
Pearson, Machele, et al v Robinson, Pearson, SOM, et al	20,000.00	0	General Fund	Wayne	Failure to protect prisoner.
Powell, Carolyn v SOM, MDOC	120,000.00	0	General Fund	Oakland	Employee discrimination.
Savolainen, Donald & Kay v MDOC	460,621.20	0	General Fund	Jackson	Employee discrimination.
Tyler, Ricky A. v Kenneth L. Rajala, et al	500.00	0	General Fund	Ionia	Use of force.
Watkins v Marero	19,500.00	0	General Fund	Wayne	Medical, prisoner.
Wayne County v SOM & MDOC	148,000.00	0	General Fund	Wayne	Jail facilities reimbursement.
Wellet v MDOC	28,000.00	0	General Fund	Branch	Employee discrimination.
N/A (William Parker-Bey)	67,900.00	0	General Fund	Wayne	Out of court settlement - medical expenses.

FY 1996-97 TOTAL:

\$ 1,733,812.25

\$0

FISCAL YEAR 1996-97

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	\$1,297,349.00	\$0	State School Aid Fund	Berrien	School Desegregation.

FY 1996-97 TOTAL:

\$1,297,349.00

\$0

FISCAL YEAR 1996-97

DEPARTMENT: Education

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Marcoux v Babbs	\$20,000.00 ^{a)}	\$0	General Fund	Ingham	Plaintiffs claimed that Department of Education employees failed to report allegations of sexual abuse of School for the Blind student during home visitation.
Paul Ettinger v MDE	166,831.00	0	General Fund	Ingham	Plaintiff claimed age and handicap discrimination and also filed a petition for review of a Civil Service ruling.
West Michigan Academy v Governor, et al	342,156.66	0	State School Aid Fund	Ingham	Two Public School Academies sought State school aid for period of time that they operated under Part 6A of the Revised School Code, but for which period the defendants were enjoined from paying State aid.
V&T Interiors & Exterior Action v Michigan DOE, DMB	52,500.00	0	General Fund	Ingham	Alleged breach of contract for snow removal and grounds maintenance services on Lansing campus of the Michigan Schools for the Blind and Deaf.
FY 1996-97 TOTAL:	\$ 581,487.66	\$0			

^{a)}This was 1/2 of the settlement. Co-Defendant FIA also paid \$20,000.

FISCAL YEAR 1996-97

DEPARTMENT: Environmental Quality

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Velting Contractors, Inc. v Department of Environmental Quality Underground Storage Tank Division of the State of Michigan and Russell J. Harding, Director	\$98,869.69	\$0	MUSTFA	Kent	Excessive soil removal and disposal at site of environmental contamination. Petitioner had filed a MUSTFA invoice for reimbursement of 2,723 tons of soil removed and disposed of. The Fund initially approved payment of the initial 1,000 yards. The remainder was denied by Final Determination dated November 27, 1996, for failure to properly bid the work. Based on additional evidence which supported the work as initial response activities, the Department settled for the amount billed.
FY 1996-97 TOTAL:	\$98,869.69	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Family Independence Agency

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
McConkey, Helen v MDSS	\$1,066.00	\$0	General Fund	Montcalm	Challenged denial of day care services, Court ordered payment of services.
FY 1996-97 TOTAL	\$ 1,066.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Family Independence Agency

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Shirley, Christie v FIA, et al	\$10,000.00	\$0	General Fund	Ingham	Sexual harassment and retaliation.
Webb, Gerald & Kari v FIA, et al	300,000.00	0	General Fund	Jackson	Alleged wrongful removal of children.
Wilber, Martez v Wayne FIA	785,617.00	0	General Fund	Wayne	Alleged improper placement of child in foster care.
B-H Properties v FIA & DMB	219,968.00	0	General Fund	Berrien	Alleged delay in contract and building occupancy.
Morey, Renee v MDSS	198.84	0	General Fund	Lapeer	Payment of fuel oil bill from prior fiscal year.
Lewis, Thomas v FIA	18,000.00	0	General Fund	Wayne	Handicapper discrimination.
Marcoux v Babbs, et al	20,000.00	0	General Fund	Wayne	Alleged negligent Child Protective Services investigation.
Hoxsey, Norma v Joe Johnson, et al	45,000.00	0	General Fund	Wayne	Alleged sexual harrassment by supervisor.
FY 1996-97 TOTAL:	\$ 1,398,783.84	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Judiciary

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Nancy Ashford v State Judicial Council	\$714,000.00	\$0	General Fund	Wayne	Discrimination-failure to hire.
Parkman v State Judicial Council	10,000.00	0	General Fund	Oakland	Breach of contract.

FY 1996-97 TOTAL:

\$ 724,000.00

\$0

FISCAL YEAR 1996-97

DEPARTMENT: Lottery

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Lonnie Bodiford v Bureau of State Lottery	\$13,420.00	\$0	State Lottery Fund	Ingham	Ethnic intimidation/racial discrimination.

FY 1996-97 TOTAL:

\$ 13,420.00

\$0

FISCAL YEAR 1996-97

DEPARTMENT: Management and Budget

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Dianne Bates and the State of Michigan, Department of Management and Budget	\$100,000.00	\$0	Property Management Funds	Eaton	Employee grievance.
Madaline Bill v the State of Michigan, Department of Management and Budget	6,000.00	0	Property Management Funds	Ingham	Personal injury.
FY 1996-97 TOTAL:	\$ 106,000.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Michigan Jobs Commission

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Shirley Sutton v Department of Consumer Affairs	\$120,000.00	\$0.00	Federal	Wayne	Sexual discrimination.
Charlene Hornbeck v MESC	13,000.00	0.00	Federal	Ingham	Age discrimination.
McAuley v MESC	19,248.66	19,248.66	Federal	Genesee	MESC failed to refer a job opening.
Linda Karos v MESC	3,000.00	0.00	Federal	Wayne	Grievance-attorney fees.
Charlene Hornbeck v MESC	990.00	0.00	Federal	Ingham	Expert witness fee.
FY 1996-97 TOTAL:	\$ 156,238.66	19,248.66			

FISCAL YEAR 1996-97

DEPARTMENT: Military and Veterans Affairs

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Kelley, et al v Evans, et al v Military Affairs	\$5,000.00	\$0	General Fund	Ingham	Threat of release of hazardous substances in landfill.
FY 1996-97 TOTAL:	\$ 5,000.00	\$ 0			

FISCAL YEAR 1996-97

DEPARTMENT: Military and Veterans Affairs

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Collins v Grand Rapids Home for Veterans, et al	\$20,000.00	\$0	General Fund	Kent	Handicapper discrimination and violation of ADA.
Catherine Tryc v Michigan Veterans' Facility	200,000.00	0	General Fund	Kent	Negligent care resulting in death of patient.
FY 1996-97 TOTAL:	\$ 220,000.00	\$ 0			

FISCAL YEAR 1996-97**DEPARTMENT:** Natural Resources**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Platte Lake Improvement Association v MDNR	\$261,305.86	\$0	Game & Fish Fund	Benzie	Phosphorus levels at Fisheries Platte River Hatchery.
Lambert v MDNR	574,387.58	174,387.58	Park Improvement Fund	Emmet	Slip & fall, cabin step.
Stevens v Delta Oil Co., et al	3,000.00	0.00	Michigan Natural Resources Trust Fund	Isabella	Mineral lease conflict.
Albert Withers v State of Michigan	62,500.00	0.00	Delinquent Property Tax Fund	Wayne	Fire damage.
FY 1996-97 TOTAL:	\$ 901,193.44	\$174,387.58			

FISCAL YEAR 1996-97

DEPARTMENT: Natural Resources

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Thomas & Gloria Nancarrow v DNR	\$25,000.00	\$0.00	Game & Fish Fund	Marquette	Claim of handicap discrimination resulting in non-hire.
Thompson v State of Michigan	15,000.00	0.00	Land Sale Fund	Wayne	Fire damage.
Sophia & Piir v State of Michigan	9,000.00	0.00	Land Sale Fund	Wayne	Fire damage.
Piper v State of Michigan	4,500.00	0.00	Land Sale Fund	Wayne	Fire damage.
Willie Gotson v State of Michigan	5,000.00	0.00	Land Sale Fund	Wayne	Fire damage.
Willie Lewis v State of Michigan	17,500.00	0.00	Land Sale Fund	Wayne	Fire damage.
Irene Brice, Carl Eaks v State of Michigan	10,000.00	0.00	Land Sale Fund	Wayne	Fire damage.
Ruby Dionne Cross v State of Michigan	15,000.00	0.00	Land Sale Fund	Wayne	Fire damage.
D. Nembhard-Montgomery v State of Michigan	10,000.00	0.00	Delinquent Property Tax Fund	Wayne	Fire damage.
Montgomery v State of Michigan	30,000.00	0.00	Delinquent Property Tax Fund	Wayne	Fire damage.
Kathleen Prather v State of Michigan	15,000.00	0.00	Delinquent Property Tax Fund	Monroe	Fire damage.
Catherine Butski v State of Michigan	15,000.00	0.00	Delinquent Property Tax Fund	Wayne	Fire damage.
Ruthie M. Edmondson v State of Michigan, DNR, et al	50,000.00	0.00	Fish & Game Fund	Ingham	Wrongful separation claim - race discrimination.
Carnagel Oil Associates, et al v State of Michigan, et al	2,320,005.00	120,005.00	Natural Resources Trust Fund	Mason	Alleged regulatory taking of property rights.
FY 1996-97 TOTAL:	\$ 2,541,005.00	\$120,005.00			

FISCAL YEAR 1996-97

DEPARTMENT: State

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
ACORN v Miller and LaPalm v Engler	\$7,500.00	\$0	General Fund	Statewide	Non-compliance with the National Voter Registration Act.
FY 1996-97 TOTAL:	\$ 7,500.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: State Police

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Nemeckay v Rule, et al	\$3,479.01	\$389.01	General Fund	Macomb	Defendant arrested and handcuffed Plaintiff for OUIL. Plaintiff claims he told Defendant that the handcuffs were too tight, causing injury and that the Defendant refused to relieve the pressure of the handcuffs.
Clark v MSP	90.00	0.00	General Fund	Delta	Plaintiff claims he requested information under FOIA and that the Defendants responded claiming exemptions.
FY 1996-97 TOTAL:	\$ 3,569.01	\$389.01			

FISCAL YEAR 1996-97

DEPARTMENT: State Police

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Flannery v MSP	\$10,000.00	\$0	General Fund	Bay	Plaintiff had a heart attack while on duty and claims that the Defendants refused to return him to active duty because of his handicap.
Boisture v Service	110,000.00	0	General Fund	Wayne	Defendant stopped Plaintiff for a traffic violation. Plaintiff has two artificial knees and claims the Defendant used excessive force during his arrest and he was in Defendant's custody.
Armament Systems v MSP	27,500.00	0	General Fund	Statewide	Plaintiffs claim the Defendants are infringing on their patent of the PPCT expandable batons and Plaintiffs want the Defendants to be permanently enjoined from infringing on their patent.
Foster v Piziali & Poleski	25,000.00	0	General Fund	Jackson	Plaintiff worked at prison, was investigated by Defendants and claims that as a result of false information, lost job.

FISCAL YEAR 1996-97

DEPARTMENT: State Police (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Reaves v MSP	200,000.00	0	General Fund	Genesee	Plaintiff claims the Defendants took race into account when they promoted a black male to sergeant and that he complained and as a result, Defendants retaliated against him.
Dozier v Fisher, et al	30,000.00	0	General Fund	Macomb	Plaintiff claims he was assaulted during a false arrest and that MSP failed to take corrective action against an officer who has a penchant for using excessive force.
Rought v Porter	300,000.00	0	General Fund	Van Buren	Plaintiff, a SWET member, while conducting a narcotics investigation was shot by the Defendant, also a SWET member.
Shulick v MSP, et al	83,500.00	0	General Fund	Ingham	Plaintiff didn't graduate from two recruit schools, claims discrimination.
Conn & Stybel v Pegouske, et al	15,000.00	0	General Fund	Monroe	Plaintiff claims the Defendants harassed, assaulted, and falsely arrested her at the Burger King drive-thru for no apparent reason.

FISCAL YEAR 1996-97

DEPARTMENT: State Police (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
LCH Communications, Inc., d/b/a WOOD TV 8 v MSP	4,000.00	0	General Fund	Kent	Plaintiff requested public documents under FOIA and claims that the Defendants have neither granted their request to view the documents nor issued a written notice denying their request.
Swieczkowski v Kaiser, et al	20,000.00	0	General Fund	Macomb	Plaintiff's fiancée quit her job because she claimed sexual harassment. Plaintiff claims that the Defendants were provided with false information which lead to Plaintiffs being arrested and jailed.
Rogalle v Bartz, et al	37,500.00	0	General Fund	Saginaw	Plaintiff was assigned to BAYANET and claims she resigned after pressure from Defendants because she had complained about being sexually harassed and nothing was done about it.

FISCAL YEAR 1996-97

DEPARTMENT: State Police (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Murray Brown v Margosian, et al	6,000.00	0	General Fund	Oakland	Plaintiff claims he was crossing the street during the World Cup celebration in Pontiac when the Defendants struck him from behind, beat and dragged him to the curb without provocation.
Doran v Northern Mutual, et al	1,000.00	0	General Fund	Houghton	Plaintiff's home burned down and he claims the Defendants charged him with arson and they should have known that the evidence garnered was inadequate to substantiate arson as the cause.
FY 1996-97 TOTAL:	\$ 869,500.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Auvenshine v MDOT	\$1,331,973.89	\$543,023.89	State Trunkline Fund	Eaton	Improper design, signing and warnings for Y intersection.
FY 1996-97 TOTAL:	\$1,331,973.89	\$543,023.89			

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Alwan v MDOT	\$15,000.00	\$0	State Trunkline Fund	Wayne	Failure to maintain highway, water allowed to accumulate on highway and failure to post danger warning signs.
Bednard v MDOT	800,000.00	0	State Trunkline Fund	Wayne	Improper freeway ramp design, lack of advisory speed signs, lack of guardrails and curbing, failure to warn regarding curve.
Belyea v MDOT	2,100,000.00	0	State Trunkline Fund	St. Clair	Failure to warn and sign for special hazard. Failure to maintain for snow and ice.
Brewer v MDOT	20,000.00	0	State Trunkline Fund	Shiawassee	Lack of traffic signal at intersection.
Brockway v MDOT	50,000.00	0	State Trunkline Fund	Shiawassee	Failure to warn for water accumulation due to improper drainage.
Brown v MDOT	85,000.00	0	State Trunkline Fund	Oakland	Improper signing and traffic signalization.
Campbell v MDOT	90,000.00	0	State Trunkline Fund	Wayne	Failure to warn for sight obstruction.
Crutcher v MDOT	3,000.00	0	State Trunkline Fund	Wayne	Failure to maintain highway surface.

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Dempsey v MDOT	185,000.00	0	State Trunkline Fund	Oakland	Grade differential, improper cross-over design, lack of "right turn only" signs, median "do not enter" sequence; improper speed limit.
Edwards v MDOT	25,000.00	0	State Trunkline Fund	Shiawassee	Failure to warn, sign, and signal regarding hazardous condition at intersection.
Gardner v MDOT	250,000.00	0	State Trunkline Fund	Ottawa	Failure to adequately design ramp intersection, lack of clear vision, traffic control devices, warning, proper merger.
Geers v MDOT	15,000.00	0	State Trunkline Fund	Newaygo	Lack of proper traffic signal device and warning signs, lack proper design and speed limit.
Gothier v MDOT	3,750.00	0	State Trunkline Fund	Wayne	Dangerous maintenance by snow blading of water buildup.
Greer v MDOT	22,500.00	0	State Trunkline Fund	Wayne	Failure to warn for pothole.
Hamilton v MDOT	10,000.00	0	State Trunkline Fund	Wayne	Improper exit ramp barriers and speed limits.

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Hands v MDOT	100,000.00	0	State Trunkline Fund	Jackson	Lack of sign distance, night illumination, traffic control devices, reduced speed, stop bars, overpass, turn-out lanes.
Hogan v MDOT	15,000.00	0	State Trunkline Fund	Genesee	Improper design, drainage, excessive speed limits, improper slope, failure to maintain unnatural accumulation of snow and ice.
Kapuscik v MDOT	225,000.00	0	State Trunkline Fund	Shiawassee	Rutting resulting in water accumulation and hydroplaning.
Karadimos v MDOT	650,000.00	0	State Trunkline Fund	Oakland	Lack of signal, warning devices at exit ramp intersection.
Keindl v MDOT	10,000.00	0	State Trunkline Fund	Roscommon	Failure to warn and maintain regarding preferential icing on bridge.
Klopf v MDOT	5,000.00	0	State Trunkline Fund	Montcalm	Failure to sign at known point of hazard.
Landry v MDOT	85,000.00	0	State Trunkline Fund	Sanilac	Failure to maintain roadway; improper grade design due to shoulder drop.

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Lecik v MDOT	7,500.00	0	State Trunkline Fund	Macomb	Failure to warn for and regulate traffic during inspection of bridge overpasses.
Lopez v MDOT	11,000.00	0	State Trunkline Fund	Wayne	Improper barriers and speed limit.
Lovell v MDOT	40,000.00	0	State Trunkline Fund	Wayne	Improper design of freeway ramp regarding superelevation. Failure to warn for and maintain regarding snow and ice.
Machuta v MDOT	75,000.00	0	State Trunkline Fund	Isabella	Lack of proper traffic control devices and signs. Inadequate sight distance.
Mantei v MDOT	396,598.56	1,598.56	State Trunkline Fund	Genesee	Improper design including multiple driveways near intersection; curved roadway near intersection; improper sight distance and inadequate traffic control device.
Mapes v MDOT	80,000.00	0	State Trunkline Fund	Midland	Failure to maintain.
Morreale v MDOT	14,000.00	0	State Trunkline Fund	Roscommon	Lack of proper warning signs and improper intersection design.

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Nathaniel v MDOT	3,000.00	0	State Trunkline Fund	Oakland	Failure to maintain due to flooding and failure to warn of defect.
Neusbaum v MDOT	225,000.00	0	State Trunkline Fund	Kalamazoo	Defective design of median and approaches; lack of traffic control devices, excessive speed limit, lack of prohibition of U-turn and lack of left-turn lane.
Parmelee v MDOT	75,000.00	0	State Trunkline Fund	Wayne	Failure to warn for ruts and potholes.
Potter v MDOT	50,000.00	0	State Trunkline Fund	Jackson	Failure to warn of obstruction on highway; insufficient bridge height, improper postings of height.
Robinson v MDOT	362,500.00	0	State Trunkline Fund	Shiawassee	Unnatural accumulation of water.
Rogers v MDOT	625,000.00	0	State Trunkline Fund	Wayne	Failure to design and maintain overpass properly due to falling concrete chunks.
Rupe & Jones v MDOT	800,000.00	0	State Trunkline Fund	Oakland	Too narrow freeway median, lack of median barrier; drop off between roadbed and shoulder.

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Seymour v MDOT	700,000.00	0	State Trunkline Fund	Bay	Nonfunctioning traffic signal; lack of shield on signal; improper configuration.
Shannon v MDOT	5,000.00	0	State Trunkline Fund	Wayne	Improper exit ramp barriers and speed limits.
Slone v MDOT	3,500.00	0	State Trunkline Fund	Macomb	Failure to maintain traffic control device.
Strickland v MDOT	50,000.00	0	State Trunkline Fund	Montcalm	Lack of passing sight distance; failure to properly mark no passing zone.
Thompson v MDOT	595,000.00	0	State Trunkline Fund	Washtenaw	Unsafe curve in expressway ramp, lack of warning for merger on curve; improper merge design.
Vang v MDOT	1,503.10	0	State Trunkline Fund	Macomb	Water flooding over highway.
Walker v MDOT	5,000.00	0	State Trunkline Fund	Wayne	Failure to maintain and warn regarding pothole or uncovered manhole.
Washington v MDOT	2,500.00	0	State Trunkline Fund	Wayne	Failure to repair, warn, barricade regarding pothole.
Wilmers v MDOT	3,500.00	0	State Trunkline Fund	Clare	Failure to maintain due to pothole.
Wyrobeck v MDOT	90,000.00	0	State Trunkline Fund	Monroe	Water accumulation without adequate provision for removal or warning.

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Highway Negligence Litigation (cont.)

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Young, Debra v MDOT	275,000.00	0	State Trunkline Fund	Mackinac	Lack of warning and/or rerouting for traffic due to water accumulation.
Young, Steven v MDOT	45,000.00	0	State Trunkline Fund	Mackinac	Lack of warning and/or rerouting for traffic due to water accumulation.
Zimmer v MDOT	375,000.00	0	State Trunkline Fund	Ottawa	Lack of indirect left turn lane, leading left turn phase, and improper speed.

FY 1996-97 TOTAL:

\$ 9,679,851.66

1,598.56

FISCAL YEAR 1996-97

DEPARTMENT: Transportation - Transportation Division

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
ABC Paving Co. v MDOT	\$12,500.00	\$0	State Trunkline Fund	Wayne	Contractor sought payment for extra work-subgrade undercut and replacement fill.
MGI Properties, et al v MDOT	45,000.00	0	State Trunkline Fund	Oakland	Property owner sought damages resulting from noise, etc. caused by increased traffic at Opdyke exit off I-75.
Henry v MDOT	4,500.00	0	State Trunkline Fund	Mason	Property owner alleged MDOT failed to leave all excavated fill dirt as provided in option agreement.
K.J. Contracting v MDOT & SOM	5,000.00	0	State Trunkline Fund	Saginaw	Contractor alleged MDOT failed to pay for extra work on bridge project.
Cusack v MDOT	1,590.00	0	State Trunkline Fund	Barry	Property owner claimed their property suffered flood damage caused by blockage of MDOT's storm drain.
FY 1996-97 TOTAL:	\$ 68,590.00	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Treasury

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Macomb County Taxpayers Association v L'Anse Creuse Public Schools	\$15,668.75	\$0	General Fund	Macomb	Constitutional challenge to 1991 P.A. 108, the School District Commercial and Industrial Tax Base Sharing Act.
FY 1996-97 TOTAL:	\$ 15,668.75	\$0			

FISCAL YEAR 1996-97

DEPARTMENT: Treasury

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
David Rudd v Department of Treasury	\$50,000.00	\$0	Federal	Ingham	Claims of discrimination in violation of the Elliott-Larsen Civil Rights Act, the Michigan Handicapper's Civil Rights Act, and the Age Discrimination in Employment Act.
FY 1996-97 TOTAL:	\$ 50,000.00	\$0			



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