

**FY 2019-20
STATUS OF LAWSUITS
INVOLVING THE STATE OF MICHIGAN**



**SENATE FISCAL AGENCY
LANSING, MICHIGAN
NOVEMBER 2021**

THE SENATE FISCAL AGENCY

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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.



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OVERVIEW

The information in this document is based on reports filed by State departments and agencies under Section 396(3) of the Management and Budget Act (Public Act (PA) 431 of 1984), which is included in [Appendix A](#). Based on the amounts reported, the State of Michigan paid \$59.6 million for judgments and settlements in fiscal year (FY) 2019-20. Of the 106 cases that resulted in payments, 30 were judgments totaling \$14.4 million, and 76 were settlements totaling \$45.2 million.¹

Payments in FY 2019-20 were \$22.7 million (27.6%) lower than the \$82.3 million reported in FY 2018-19. The department with the largest increase in payments from FY 2018-19 to FY 2019-20 was the Department of Corrections with an increase of \$21.7 million above the previous year's total of \$4.8 million (an increase of 450%). The department with the largest decrease in payments from FY 2018-19 to FY 2019-20 was the Department of Treasury with a decrease of \$53.0 million below the previous year's total of \$71.4 million (a decrease of 74.2%).

Tables on pages 2, 3, and 4 provide a 10-year history (FY 2010-11 through FY 2019-20) of payments made by the State of Michigan. [Table 1](#) provides information on total payments (judgments and settlements), [Table 2](#) lists payments resulting from judgments only, and [Table 3](#) lists settlements. [Table 4](#) and the following narrative provide a summary of departments with payments totaling over \$1.0 million. [Table 5](#) on page 7 provides a history of Wrongful Imprisonment Fund payments, which began in FY 2016-17. [Table 6](#) on page 8 includes a history of payments from the State's Risk Management Fund for automotive liability. Payments from the Fund historically have not been included in amounts reported by departments. Also, small claims approved by the State Administrative Board are not included in this report. [Table 7](#) and the information on pages 9 and 10 provide an overview of cases that resulted in payments to the State.

The FY 2019-20 reports submitted by State departments and agencies on payments made by the State follow in [Appendix B](#), beginning on page 12. 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 brief description of the cause of action (summary of case). This report does not include payments resulting from workers' compensation or unemployment claims.

¹ The number of cases does not reflect total cases from Treasury. The Department of Treasury does not provide detail on various tax-related cases and various home protection unit victim reimbursement cases because of confidentiality requirements under Michigan Compiled Laws (MCL) 205.28(1)(f). Cases identified as "various" under Treasury in [Appendix A](#) are counted as a single case for the purposes of this report.

Table 1

**TOTAL COURT JUDGMENTS AND SETTLEMENTS PAID BY THE STATE
(Actual Dollars)**

Fiscal Year										
DEPARTMENT	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20
Corrections	\$10,571,572	\$15,503,188	\$20,647,428	\$22,478,131	\$26,684,297	\$2,438,094	\$4,045,701	\$3,693,143	\$4,825,617	\$26,535,050
Education	46,561	49,316	175,000	1,403,678	0	0	0	4,139,572	0	0
Health & Human Services	1,608,489	910,711	1,307,498	2,292,681	652,000	1,376,000	53,533,019	683,244	950,409	189,000
State Police	263,296	711,482	276,900	206,952	7,941,500	6,096,839	1,972,500	2,458,217	414,673	13,654,660
Transportation	230,662	2,538,165	322,900	4,352,879	5,514	73,000	279,500	1,325,000	4,178,000	0
Treasury	939,330	55,432,447	62,199,908	34,995,645	1,555,312	65,841,278	29,166,805	43,285,536	71,438,401	18,431,200
Other Departments	2,264,453	988,340	709,892	4,866,730	4,922,430	1,139,751	2,206,137	1,787,492	488,537	743,178
TOTAL	\$15,924,363	\$76,133,649	\$85,639,526	\$70,596,696	\$41,761,052	\$76,964,963	\$91,203,661	\$57,372,204	\$82,295,637	\$59,553,089

Table 2

**COURT JUDGMENTS PAID BY THE STATE
(Actual Dollars)**

Fiscal Year

DEPARTMENT	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20
Corrections	\$41,551	\$34,656	\$458,248	\$3,369	\$6,082	\$1,300	\$379,886	\$33,933	\$89,715	\$11,271
Education	46,561	49,316	0	1,348,678	0	0	0	0	0	0
Health & Human Services	0	0	0	0	0	0	166,396	0	0	0
State Police	0	1,250	33,000	0	0	6,021,839	0	556,717	0	192,800
Transportation	0	0	0	0	14	0	0	0	0	0
Treasury	550,000	39,397,366	0	2,776,677	408,033	27,532,436	16,573,281	2,307,400	5,872,102	13,757,244
Other Departments	159,824	182,062	196,952	2,189,420	1,888,914	6,000	0	150,000	25,000	418,176
TOTAL	\$797,936	\$39,664,650	\$688,200	\$6,318,144	\$2,303,042	\$33,561,575	\$17,119,563	\$3,048,050	\$5,986,817	\$14,379,491

Table 3

**SETTLEMENTS PAID BY THE STATE
(Actual Dollars)**

Fiscal Year

DEPARTMENT	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20
Corrections	\$10,530,021	\$15,468,532	\$20,189,180	\$22,474,762	\$26,678,215	\$2,436,794	\$3,665,814	\$3,659,210	\$4,735,902	\$26,523,779
Education	0	0	175,000	55,000	0	0	0	4,139,572	0	0
Health & Human Services	1,608,489	910,711	1,307,498	2,292,681	652,000	1,376,000	53,366,623	683,244	950,409	189,000
State Police	263,296	710,232	243,900	206,952	7,941,500	75,000	1,972,500	1,901,500	414,673	13,654,660
Transportation	230,662	2,538,165	322,900	4,352,879	5,500	73,000	279,500	1,325,000	4,178,673	0
Treasury	389,330	16,035,081	62,199,908	32,218,968	1,147,279	38,308,842	12,593,524	40,978,137	65,566,299	4,673,957
Other Departments	2,104,629	806,278	512,940	2,677,310	3,033,516	1,133,751	2,206,137	312,492	463,537	132,201
TOTAL	\$15,126,427	\$36,468,999	\$84,951,326	\$64,278,552	\$39,458,009	\$43,403,388	\$74,084,098	\$52,999,155	\$76,308,820	\$45,173,597

PAYMENTS BY DEPARTMENTS

In FY 2019-20, three State departments made payments totaling more than \$1.0 million. Table 4 and the following narrative summarize these payments.

Table 4
FY 2019-20
PAYMENTS BY DEPARTMENT

DEPARTMENT	STATE PAYMENTS	PERCENT OF TOTAL
Corrections	\$26,535,050.36	44.6%
State Police	13,654,660.00	22.9
Treasury	18,431,200.49	30.9
Other Departments	932,177.67	1.6
TOTAL	\$59,553,088.52	100.0%

Corrections

The Department of Corrections made payments in 54 cases totaling \$26.5 million in FY 2019-20, a decrease of 11 cases and an increase of \$21.7 million in total payments from the previous fiscal year. The smallest payment was a judgment of \$3.25 for Department interference with Kosher and Passover meals and the largest was a \$25.0 million settlement of a class action suit alleging that youthful inmates were housed with adults, endured sexual assaults by inmates and staff, were trafficked amongst other inmates, and were placed in solitary confinement after reporting incidents of abuse. The \$25.0 million settlement payment in February of FY 2019-20 was the first of four payments; the remaining payments being \$15.0 million by October 15, 2020, \$25.0 million by October 15, 2021, and \$15.0 million by October 15, 2022. The \$26.5 million in payments by the Department in FY 2019-20 was the largest amount of payments since FY 2014-15, with 94.2% of the total paid out for the settlement of the class action suit referenced above. The median payout amount for all 54 cases was \$500.00.

State Police

The Department of State Police made 16 settlement payments in FY 2019-20 totaling \$13.7 million. Three settlements exceeded \$1.0 million in FY 2019-20. The estate of a deceased teenager settled a wrongful death claim against the Department for \$8.5 million after the teenager was stunned with a Taser while fleeing from a State Trooper on an A.T.V. The teenager crashed the vehicle and died shortly after. The officer involved in the incident was later convicted of involuntary manslaughter. The Department also settled a civil suit for \$2.0 million with the estate of a deceased man who was killed in a vehicle crash in which a State Trooper was found to be at fault and later pled guilty to reckless driving. The Department also settled a racial and sexual discrimination lawsuit for \$2.0 million with the former head of the Department's internal affairs office. The whistleblower claimed alleged retaliatory discharge and discrimination on the bases of race, gender, age, and disability.

Treasury

The Department of Treasury made payments totaling \$18.4 million in FY 2019-20, down from \$71.4 million from the previous fiscal year. Settlements designated as "Various for Tax Related Cases" accounted for \$2.5 million (13.6%) of FY 2019-20 payments made by the Department. Details on these cases are not provided because of MCL 205.28(1)(f). That section of the law provides, in part:

Except as otherwise provided in this subdivision, in subsection (6) or (7), or in section 23a, an employee, authorized representative, or former employee or authorized representative of the department or anyone connected with the department shall not divulge any facts or information obtained in connection with the administration of a tax or information or parameters that would enable a person to ascertain the audit selection or processing criteria of the department for a tax administered by the department.

Twenty-one judgments under the Wrongful Imprisonment Compensation Act totaled \$13.1 million in FY 2019-20, a substantial increase from the previous fiscal year, which had nine judgments for a total of \$5.9 million in payments.

Highway Negligence Cases

For the second year in a row, there were no Highway Negligence judgments or settlements paid by the Department of Transportation. From FY 1983-84 through FY 2017-18, the State paid \$237.2 million resulting from 1,178 highway negligence cases. Since FY 1999-2000, total payments and the number of cases resulting from highway negligence litigation have declined dramatically. In FY 2013-14, no payments resulted from defective highway claims. There was one payment of \$5,500 in FY 2014-15 and two cases with payments totaling \$73,000 in FY 2015-16. In FY 2016-17, there was a payment of \$4,500 for one case involving an alleged defect (pothole) in a crosswalk on M-37 resulting in an injury to plaintiff's ankle. In FY 2017-18, there was one settlement of \$325,000 for injuries sustained by a motorcyclist when he hit a sinkhole in Highland Park.

The reduction in payments is attributed to statutory changes and rulings by the Michigan Supreme Court that limited the State's exposure to liability.

Wrongful Imprisonment Fund Payments

In 2016, the Michigan Legislature passed the Wrongful Imprisonment Act (PA 343 of 2016), which outlined a procedure by which an exonerated individual could file a claim for wrongful imprisonment, created the Wrongful Imprisonment Compensation Fund, and standardized payments for those wrongfully convicted at \$50,000 for each year of incarceration. (Although the Department of Treasury is responsible for making payments from the Fund, it bears no responsibility related to the cause of action for each plaintiff.) When the Act was enacted, 66 individuals had been exonerated in Michigan since 1989. Over the last few fiscal years, judgments have begun to be paid out from the Fund. Table 5 provides a history of wrongful imprisonment payments by fiscal year since the Wrongful Imprisonment Act was passed.

Table 5

WRONGFUL IMPRISONMENT FUND PAYMENTS		
FISCAL YEAR	NUMBER OF CASES	TOTAL PAYMENTS
2016-17	2	\$387,957.05
2017-18	3	2,307,399.69
2018-19	9	5,872,102.27
2019-20	21	13,085,437.29
TOTAL	35	\$21,652,896.30

RISK MANAGEMENT FUND

The Risk Management Fund was established administratively to account for specific centralized risk management functions performed for all State agencies by the Department of Management and Budget (now the Department of Technology, Management, and Budget). Effective July 1, 1992, the State became self-insured for automotive liability claims. Motor transport charges to State departments and agencies include a cost associated with projected automotive liability. This amount is deposited in the State's Risk Management Fund. Automotive liability payments that do not exceed \$1.0 million are paid from the Fund. Table 6 provides a history of payments from the Fund. Amounts are reported based on the fiscal year in which the payment was made and, therefore, do not necessarily reflect the year in which the liability occurred.

Table 6

RISK MANAGEMENT FUND AUTOMOTIVE LIABILITY PAYMENTS			
Fiscal Year		Fiscal Year	
1991-92	\$28,318	2006-07	\$2,506,962
1992-93	138,194	2007-08	1,316,613
1993-94	435,862	2008-09	1,432,166
1994-95	1,135,659	2009-10	863,269
1995-96	1,977,178	2010-11	798,449
1996-97	1,743,580	2011-12	1,840,225
1997-98	1,223,622	2012-13	188,624
1998-99	3,985,189	2013-14	464,963
1999-2000	775,972	2014-15	1,903,191
2000-01	2,590,458	2015-16	1,307,957
2001-02	1,780,009	2016-17	654,843
2002-03	2,487,429	2017-18	2,303,638
2003-04	2,718,182	2018-19	806,382
2004-05	2,941,684	2019-20	\$1,986,095
2005-06	\$1,457,041		

PAYMENTS TO THE STATE OF MICHIGAN

Table 7 and the following information provide a summary of FY 2019-20 lawsuit payments to the State as reported by departments under Section 396(3) of the Management and Budget Act.

Table 7

FY 2019-20 JUDGMENTS AND SETTLEMENTS PAID TO THE STATE (Actual Dollars)	
DEPARTMENT	Amount
Attorney General	\$5,934,327.35
Corrections	2,628,247.09
Environment, Great Lakes, & Energy	3,809,995.51
Natural Resources	669,133.29
Transportation	1,182,123.58
Treasury	287,156,025.20
TOTAL.....	\$301,379,852.02

Attorney General

The Attorney General's office recovered \$5.9 million from 55 settlements and 3 judgments in FY 2019-20. Collection amounts ranged from \$70.00 in criminal restitution to \$2.2 million in Medicare restitution and related recoveries. The Health Care Fraud division recovered \$4.6 million of the total sum chiefly from multistate litigation efforts against certain healthcare providers. The Corporate Oversight division collected \$1.2 million in consumer protection and antitrust settlements.

Corrections

All of the payments listed by the Department of Corrections resulted from judgments filed under the State Correctional Facility Reimbursement Act. The Department reported 253 cases with net payments to the State totaling \$2.6 million. Payments to the State ranged from \$3.25 to \$190,000. All but two cases resulted in a payment to the State of less than \$100,000, with an average payment of \$10,388.33.

Environment, Great Lakes, & Energy

The \$3.8 million recovered by the Department of Environment, Great Lakes, and Energy (EGLE) in FY 2019-20 mainly involved reimbursement for environmental contamination and other violations of the Natural Resources and Environmental Protection Act. Recoveries in those cases were deposited into various funds (e.g., Environmental Response Fund, Environmental Pollution Protection Fund, and General Settlement Fund). Settlement revenue is restricted by legal agreements or court orders for specific environmental cleanup activities at specific sites of environmental contamination or restricted to other environmental programs as appropriated. Of the 208 cases reported by the EGLE, 34 were judgments totaling \$767,930.52, and 174 were settlements totaling \$3.0 million.

The largest payment reported was \$361,105.90, the continuation of a multi-year settlement with Enbridge, Inc., for cleanup related to an oil spill into the Kalamazoo River in 2010. The amount reported by the Department is unrelated to a \$62.0 million civil penalty Enbridge agreed to with the Federal government in 2016.

Natural Resources

The Department of Natural Resources (DNR) reported four settlements with payments to the State totaling nearly \$670,000. Payments to the DNR ranged from a \$25 judgment for a case involving restitution for damage to the Oden State Fish Hatchery viewing chamber, to a settlement with Consumers Energy of \$488,858.29. The *Consumers* case is a multiyear settlement that began in 1995 and will continue through 2035. The FY 2018-19 payment was just below \$250,000.

Transportation

Payments to MDOT totaled \$1.2 million from 39 settlements and 11 judgments. One of the judgments was for \$7,800 in nonpayment of permits dating back to 2010. All remaining payments received were for damages to the Department's property or clean-up costs as a result of motorist accidents. The payments received ranged from a \$12.00 judgment for damage to a Department traffic signal control box on Southfield Road near Luana Street in Allen Park to a settlement of \$522,000 for damage to a Department guardrail and support pier at Salzburg Road on I-75 in Monitor Township with a median payment received of \$6,828.11.

Treasury

The Department of Treasury reported an annual payment of \$278.4 million related to the Master Tobacco Settlement Agreement; a 1998 settlement that resolved litigation regarding a public health-related claims filed by Michigan and other states. The remaining \$8.8 million reported by Treasury came from various tax-related judgments and settlements, the details of which were not disclosed by the Department based on its understanding of MCL 205.28(1)(f).

CONCLUSION

This report provides a summary and analysis of information supplied by State departments pursuant to Section 396 of the Management and Budget Act (PA 431 of 1984), which is included as Appendix A. Reports submitted by State departments and agencies on payments made by the State are included in Appendix B. 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 brief description of the cause of action (summary of case). Further information on specific cases is the province of the defendant department and the Department of Attorney General.

APPENDIX A

Section 396 of the Management and Budget Act (1984 PA 431)

18.1396 Paying or recording certain expenditures from appropriations; notice of certain settlements or consent judgments; report.

Sec. 396. (1) From the appropriations contained in a budget act, a state agency shall pay or record expenditures for the following:

(a) Court judgments, including court approved consent judgments; all settlements, awards, and claims.

(b) Writeoffs of accounts receivable recorded in a prior year.

(2) The attorney general shall notify the senate and house appropriations committees, the speaker of the house, the senate majority leader, and the fiscal agencies within 14 days after entering into a settlement or consent judgment which would result in a state obligation that exceeds \$200,000.00. The notice shall include a summary of the facts of the case and the reason or reasons that the settlement or consent judgment would be in the best interests of the state.

(3) Before December 1 of each year, each principal department shall transmit to the appropriations committees and fiscal agencies a written report which includes all of the following:

(a) The total dollar amount of final judgments and settlements against the principal department for the most recent completed fiscal year.

(b) Each source of funding and item appropriating money in a budget act, which source and item is used to pay the judgments and settlements pursuant to subdivision (a).

(c) The total dollar amount of final judgments and settlements received in the most recent completed fiscal year pursuant to legal actions by the principal department.

(d) Each revenue account in which money was credited pursuant to subdivision (c).

(e) An estimate of the total dollar amount and a description of the facts involved in each court action currently pending against the department for the most recently completed fiscal year.

FISCAL YEAR 2019-20

DEPARTMENT: CORRECTIONS

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Annabel, Robert v. MDOC, et al.	\$3.25	\$0	General Fund	Ionia	Food – Plaintiff alleges various individuals interfered with his Kosher and Passover meals.
Brown, Jason v. Matthew Macauley	15.76	0	General Fund	Ionia	Failure to Protect – Costs – Costs awarded by the Court.
Moore, Anthony v. Thomas Perttu, et al.	11,252.25	0	General Fund	Gogebic	Harassment/Retaliation – Plaintiff alleges retaliation and harassment for filing grievances.
FY 2019-20 TOTAL:	\$11,271.26	\$0			

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Ackerman, Gerald, et al. v. Heidi Washington, et al.	135,000.00	\$0	General Fund	Gratiot	Religion - Plaintiffs allege violations of their religious rights.
Ali, Fathiree v. Johanna Betts, et al.	350.00	0	General Fund	Muskegon	Mediation - Property - Plaintiff alleges his property was confiscated and he did not receive a hearing.
Allen, Damarius v. Tony Williamson, et al.	500.00	0	General Fund	Ionia	Mediation - Failure to Protect - Plaintiff alleges his protection request was denied and he was later assaulted.
August, Tracy v. Patricia Caruso, et al.	24,063.00	0	General Fund	Ingham	Medical - Plaintiff alleges lack of medical treatment.
Berkshire, Randy v. Debra Dahl, et al.	100,000.00	0	General Fund	Macomb	Harassment/Retaliation - Plaintiff alleges he was retaliated against for making complaints.
Black, Dandree v. Haley Henley	500.00	0	General Fund	Branch	Mail - Non-Legal - Plaintiff alleges Defendant opened and read his outgoing mail.
Brooks, Edward v. Lisa Stout, et al.	675.00	0	General Fund	Ingham	Medical - Plaintiff alleges deliberate indifference to his serious medical needs.
Brown, Ade v. William Smith, et al.	50.00	0	General Fund	Ionia	Failure to Protect – Plaintiff alleges he was assaulted by staff and then not provided the prescribed medical treatment.
Board, Ryan v. C/O Morse and v. Roger Weston, et al.	600.00	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff alleges false misconducts for filing grievances.
Burley, Edward v. Patrick Miller, et al.	12,000.00	0	General Fund	Montcalm	Mediation – Conditions of Confinement – Plaintiff alleges cruel and unusual punishment when being forced to wait outside in the freezing rain.
Burley, Edward v. Prelesnik, Knickerbocker, Corizon	17,500.00	0	General Fund	Ingham	Mediation – Medical – Plaintiff alleges lack of care for his hearing loss.
Carey, Bryan v. Macomb Prison Medical, et al. Carey, Bryan v. Woodland Correctional Facility, et al.	100.00	0	General Fund	Ingham	Mediation – Medical - Plaintiff alleges lack of medical treatment.

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Cavin, Mario v. Tyler Moreno, et al.	250.00	0	General Fund	Ionia	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for filing a grievance.
Chomos, Mark v. C Brown, et al.	100.00	0	General Fund	Chippewa	Mediation – Plaintiff alleges he was harassed and retaliated against.
Davis, Chris v. James Gallagher, et al.	50,000.00	0	General Fund	Ionia	Harassment/Retaliation – Plaintiff alleges he was retaliated against for making complaints.
Davis, Ronald v. Denny Miller	600.00	0	General Fund	Ingham	Mediation – Medical – Plaintiff alleges lack of medical treatment for back pain.
Doe, John, et al. v. MDOC, et al.	25,000,000.00	0	General Fund	Washtenaw	Failure to Protect – Plaintiffs Class alleges abuse and excessive time in segregation while incarcerated as youth.
Duskin, Douglas v. Kathleen Olson, et al.	500.00	0	General Fund	Ingham	Mediation – Plaintiff alleges health care staff retaliated by confiscating his snack bags, causing him to have a seizure.
Ellis, Obar v. Hetrick Ellis, Obar v. Laponsie	800.00	0	General Fund	Chippewa	Harassment/Retaliation – Plaintiff alleges he was retaliated against for cooperating with an outside investigation.
Faber, Dennis v. T. LaFond, et al.	145.24	0	General Fund	Luce	Mediation – Religion – Plaintiff alleges that he was terminated from his work assignment due to his religious beliefs.
Fawfaw, Jacob v. C/O Tighe, et al.	50.00	0	General Fund	Manistee	Harassment/Retaliation – Plaintiff alleges he was assaulted after making complaint.
Garza, Dimas v. Robert Napel, et al.	500.00	0	General Fund	Marquette	Failure to Protect – Plaintiff alleges he was denied protection.
Gayles, Darnell v. U. Unknown Chupailo, et al.	250.00	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for making a complaint on staff.

APPENDIX B

FISCAL YEAR 2019-20

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Graham, Torrance v. Heather Schanz, et al.	750.00	0	General Fund	Ingham	Medical – Plaintiff alleges inadequate medical care.
Harris, Willie v. Unknown Stevenson, et al.	275.00	0	General Fund	Montcalm	Mediation – Conditions of Confinement – Plaintiff alleges cruel and unusual punishment.
Harris, Willie v. Unknown Hawn, et al.	275.00	0	General Fund	Ionia	Mediation – Harassment/Retaliation – Plaintiff alleges harassment by staff.
Hoffman, Robert v. Bryon Nelson	1,250.00	0	General Fund	Marquette	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for filing a grievance.
Hopkins, Charles v. MDOC, et al.	225,000.00	0	General Fund	Lenawee	Employee - Discrimination – Plaintiff alleges racial discrimination.
Imelmann, Christopher v. Corizon Inc, et al.	25,000.00	0	General Fund	Ingham	Medical - Plaintiff alleges inadequate medical care.
James, Eldridge v. MDOC	20,000.00	0	General Fund	Wayne	Employee – Plaintiff alleges discrimination.
Jones, Curtis v. Dennis Bergeron, et al.	300.00	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff alleges damaged property during a cell shakedown.
Kasprzycki, Lou Ann v. State of Michigan, et al.	188,500.00	0	General Fund	Washtenaw	Employee – Plaintiff alleges gender discrimination.
Kelley, Marcus v. Gregg Hissong, et al.	300.00	0	General Fund	Lenawee	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for making complaints.
King, Marc. Anthony v. Connie Horton, et al.	483.52	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff alleges retaliation for filing a grievance.
Kirschke, Moses v. Ronald McKechnie, et al.	500.00	0	General Fund	Chippewa	Harassment/Retaliation – Plaintiff alleges retaliation for filing grievances.
Larson, Jeffrey P. v. MDOC, et al.	585,000.00	0	General Fund	Ingham	Employee – Discrimination – Plaintiff alleges he was retaliated and discriminated against when he was demoted.

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Llyod, Richard v. Joseph Serafin	500.00	0	General Fund	Lenawee	Mediation – Religion – Plaintiff alleges he was not allowed to participate in the Ramadan Observance.
Moore, Anthony v. Tommy Fegan, et al.	150.00	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff he was retaliated against for filing grievance.
Morgan, Willie J. v. MDOC, et al.	10,000.00	0	General Fund	Jackson	Employee – Discrimination – Plaintiff alleges race and age discrimination.
Parker, Bruce v. Jonathan Hildreth, et al.	500.00	0	General Fund	Macomb	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for filing a grievance.
Payton, Charles v. Christopher Golladay, et al.	400.00	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for filing a grievance.
Rouser, Khiry v. Candi Mason, et al.	500.00	0	General Fund	Ingham	Mediation – Medical – Plaintiff alleges he was denied medical treatment.
Roy, Johnathan v. CO Ramirez	1,100.00	0	General Fund	Ionia	Mediation – Medical – Plaintiff alleges he was denied medical care.
Roden, Sean v. Robert Hansen, et al.	500.00	0	General Fund	Chippewa	Mediation – Harassment/Retaliation – Plaintiff alleges he was retaliated against for filing a grievance.
Salem, Amira, et al. v. MDOC, et al.	2,000.00	0	General Fund	Washtenaw	Searches – Plaintiff class alleges inappropriate body cavity searches.
Salis, Donald R Jr. v. MDOC	24,735.29	0	General Fund	Ionia	Employee other – Plaintiff alleges he was wrongfully terminated due to his medical conditions.
Sedore, Scott v. Campbel/Nagy	750.00	0	General Fund	Ingham	Mediation – Medical – Plaintiff alleges he was denied adequate medical care.
Shisler, Cortez v. Christopher Golladay, et al.	400.00	0	General Fund	Chippewa	Religion – Plaintiff alleges he was wrongfully removed from Ramadan.

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Stein, Wayne Personal Rep of the Estate for Stein, John Richard, deceased v. Corizon, et al.	85,000.00	0	General Fund	Ingham	Medical – Plaintiff alleges inadequate medical treatment resulting in death.
Taylor, Timothy v. Sherry Burt, et al.	5,000.00	0	General Fund	Muskegon	Failure to Protect – Plaintiff alleges he was denied protection resulting in him being assaulted.
Warshaw, Andrew v. Lester Parish, et al.	77.05	0	General Fund	Macomb	Failure to Protect – Plaintiff alleges staff failed to protect him from assault by not issuing a SPON.
FY 2019-20 TOTAL:	\$26,523,779.10	\$0			

DEPARTMENT: HEALTH AND HUMAN SERVICES

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Sara Cook v. Laquitia Gamble	\$6,000.00	\$0	General Fund	Wayne	Libel case
Lillie Roseburgh v. MDHHS	13,000.00	0	General Fund	US District Court Western District of Michigan (Berrien Co)	Title VII Civil Rights Act race and age discrimination.
Calvin Congden v. MDHHS	140,000.00	0	General Fund	US District Court Eastern District of Michigan (Wayne Co)	Title VII Civil Rights Act discrimination disability and failure to accommodate disability.
Darryl Pelichet v. E. Hertel	30,000.00	0	General Fund	US District Court Eastern District of Michigan (Wayne Co)	Violations of SDA, Rehab Act and Constitution - Failure to provide appropriate mental health services in the least restrictive setting.
FY 2019-20 TOTAL:	\$189,000.00	\$0			

DEPARTMENT: LABOR AND ECONOMIC OPPORTUNITY

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
ADR Consultants LLC v. Michigan Land Bank, et al.	\$25,000.00	\$0			
ADR Consultants LLC v. Michigan Land Bank, et al.	418,710.26	0			
FY 2019-20 TOTAL:	\$443,710.26	\$0			

DEPARTMENT: LICENSING AND REGULATORY AFFAIRS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Lucas v. Ulliance	\$100,000.00	\$0	Health Professions Regulatory Fund	Wayne	Violation of the Americans with Disabilities Act (ADA) and the Rehabilitation Act of 1973.
FY 2019-20 TOTAL:	\$100,000.00	\$0			

DEPARTMENT: NATURAL RESOURCES

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Barry County Drain Commissioner v. DNR	\$7,201.29	\$0	General Fund	Barry	Lake Level Assessments
FY 2019-20 TOTAL:	\$7,201.29	\$0			

DEPARTMENT: STATE

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Powell, et al. v. Benson, et al. To Plaintiff: Michael Powell	\$8,200.00	\$0	General Fund	Wayne	Settlement of case alleging violation of ADA law.
Powell, et al. v. Benson, et al. To Plaintiff: Fred Wurtzel	8,000.00	0	General Fund	Ingham	Settlement of case alleging violation of ADA law.
Powell, et al. v. Benson, et al. To intervenor Maryann Murad	7,500.00	0	General Fund	Oakland	Settlement of case alleging violation of ADA law.
Powell, et al. v. Benson, et al. To Plaintiff: National Federation of the Blind	169,100.00	0	General Fund	Baltimore, MD	Settlement of case alleging violation of ADA law.
FY 2019-20 TOTAL:	\$192,800.00	\$0			

APPENDIX B

FISCAL YEAR 2019-20

DEPARTMENT: STATE POLICE

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Jason Granberry v. Tpr. Christopher Clark, in his individual official capacity as a Michigan State Trooper, Jason Blickensdorf, in his individual and official capacity as a Canton Police Officer; J. Seifert, in his individual and official capacity as a Canton Police Officer	\$47,500.00	\$0	General Fund	Wayne	Lawsuit based on the Michigan Constitution of 1963
Douglas Clegg v. MCO Geoffrey Guthrie, MCO Matthew Dowell, D/Tpr. Thomas Kinnunen, County of Cheboygan Prosecuting Attorney's Office, Prosecutor Daryl Vizina and Chief Assistant Prosecutor Alfred E. Feleppa, III	25,000.00	0	General Fund	Cheboygan	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
Joshua Thatcher v. Colin Immel	4,500.00	0	General Fund	Delta	Lawsuit based on the Michigan Constitution of 1963
Prince Allen v Michigan State Police Trooper Adam Diroff, John Doe Deputies and/or Officers 1-4, in their individual and official capacities	5,000.00	0	General Fund	Wayne	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
Kirk Manuel and Deangelo Manuel v Michael Daniels, Bryon Bierema, and James Gillespie in their individual and official capacities	7,500.00	0	General Fund	Van Buren	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
Monique Grimes as personal representative of the Estate of Damon Grimes, deceased v Tpr. Mark Bessner, Tpr. Ethan Berger and Tpr. Jacob Liss	8,500,000.00	0	General Fund	Wayne	Lawsuit based on the Fourth and Fourteenth Amendment, 42 U.S.C. § 1983

APPENDIX B

FISCAL YEAR 2019-20

DEPARTMENT: STATE POLICE

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Michael Michalski v Trooper Sonstrom, Detective Cates, Officer John Doe 1, Officer John Doe 2, Officer John Doe 3, in their individual and official capacities, and City of Taylor, jointly and severally	915,000.00	0	General Fund	Wayne	Lawsuit based on the Fourth, Eighth, and Fourteenth Amendment, 42 U.S.C. § 1983
Natasha Craven	160.00	0	General Fund	Newaygo	Reimbursement of Bond Costs
Ryan Cook	250.00	0	General Fund	Newaygo	Fourth Amendment Claim
Demond Womack v Tpr. Nolan Przybylo, Tpr. David Skeans, Tpr. Andrew Anschuetz, Tpr. Benjamin Sonstrom, Tpr. Timothy Madison, Tpr. Aaron Laesch, Tpr. Matthew Unterbrink and Tpr. Larry Cobb	75,000.00	0	General Fund	Wayne	Lawsuit based on the Fourth and Fourteenth Amendment, 42 U.S.C. § 1983
Jose Mateo Guerra v Corbin Holt, individually and in his official capacity; Gideon Paetz, individually and in his official capacity; and Michigan State Police	30,000.00	0	General Fund	Saginaw	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
Daniel West, Cody Granberry and Daniel West as personal representatives of the Estate of Velvet Stuckey, deceased v Township of Buena Vista, Nathan Jaco, Timothy Patterson, Tpr. Tyler Schuiteman, Tpr. Zachary Bothe, Tpr. Christopher Gernand, Tpr. Jared Chiros and Tpr. Joseph Boisture	1,750.00	0	General Fund	Saginaw	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
Michael Engel, Personal Representative of the Estate of David Engel, deceased v Brian Jacob Wiles, Michigan State Police, the State of Michigan	2,000,000.00	0	General Fund	Clinton	Personal Injury lawsuit

DEPARTMENT: STATE POLICE

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Twana Powell v State of Michigan, Michigan State Police, Col, Kriste Kibbey Etue, in her official and individual capacity, and Major Gregory Zarotney, in his official and individual capacity	2,000,000.00	0	General Fund	Ingham	Employee/Employer lawsuit
ML by and through his next friend, Kimberly Dennis, and JV by and through his next friend, Ford Mock v B.K. Teachout Investigations, Inc., Ian Conrad, Daniel Stickel, Jenna Saarela, Steven Escott and Jeffrey Hoyt	3,000.00	0	General Fund	Bay	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
Daniel Pabon v Andrew Muladore	40,000.00	0	General Fund	Shiawassee	Lawsuit based on the Fourth Amendment, 42 U.S.C. § 1983
FY 2019-20 TOTAL:	\$13,654,660.00	\$0			

APPENDIX B

FISCAL YEAR 2019-20

DEPARTMENT: TREASURY

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Raymond Louis Highers v. SOM	1,268,972.63	\$0	Wrongful Imprisonment Fund	Oakland	Wrongful Imprisonment.
Thomas Robert Highers v. SOM	1,218,972.63	0	Wrongful Imprisonment Fund	Oakland	Wrongful Imprisonment.
Julie Christine Baumer v. SOM	225,081.25	0	Wrongful Imprisonment Fund	Oakland	Wrongful Imprisonment.
Darrell Siggers v. SOM	781,638.37	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.
Justly Johnson v. SOM	965,494.74	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Kendrick Scott v. SOM	910,161.56	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Kevin Lackey v. SOM	1,235,258.08	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.
Mubarez Ahmed v. SOM	577,076.69	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Gregory Fisher v. SOM	567,500.00	0	Wrongful Imprisonment Fund	Oakland	Wrongful Imprisonment.
Parrish Towns v. SOM	541,039.86	0	Wrongful Imprisonment Fund	Oakland	Wrongful Imprisonment.
Alexandre Ansari v. SOM	294,724.47	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.
Eric Anderson v. SOM	438,012.08	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.
Donya Davis v. SOM	277,439.24	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.
Laurie Moore v. SOM	27,500.00	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Kaveo Salters v. SOM	376,050.35	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.

DEPARTMENT: TREASURY

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Danny Burton v. SOM	1,612,646.28	0	Wrongful Imprisonment Fund	Wayne	Wrongful Imprisonment.
James Dickerson v. SOM	40,835.46	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Konrad Deshawn Montgomery v. SOM	127,907.05	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Martiece Curry v. SOM	257,938.54	0	Wrongful Imprisonment Fund	Oakland	Wrongful Imprisonment.
James Clay v. SOM	89,647.37	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Ramon Lamar Ward v. SOM	1,251,540.64	0	Wrongful Imprisonment Fund	Ingham	Wrongful Imprisonment.
Various for Tax Related Cases	671,806.21	88,537.68	Wrongful Imprisonment Fund	Various	Various case details cannot be provided as it will violate MCL 205.28(1)(f).
FY 2019-20 TOTAL:	\$13,757,243.50	\$88,537.68			

DEPARTMENT: TREASURY

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Home Protection Unit Victim Reimbursement	\$2,847,266.74	\$0	Restricted General Fund	Various	Various case details cannot be provided as it will violate MCL 205.28(1)(f).
Various for Tax Related Cases	1,826,690.25	1,371.25	Various	Various	Various case details cannot be provided as it will violate MCL 205.28(1)(f).
FY 2019-20 TOTAL:	\$4,673,956.99	\$1,371.25			