

On February 8, 2022, an employee of Metro Water Services (“MWS”) was driving a MWS truck southbound on Driftwood Street. Dennise Marshall was traveling eastbound on Hermitage Avenue. At the intersection of Hermitage Avenue and Driftwood Street, Ms. Marshall entered the left turn lane to turn left onto Driftwood Street. After stopping at the stop sign on Driftwood Street, the MWS employee attempted to turn onto Hermitage Avenue and struck the driver’s side of Ms. Marshall’s vehicle.

Ms. Marshall sought treatment at the emergency room, with complaints of chest, abdominal, back, neck, and extremity pain. Bloodwork, x-rays, and CT scan were ordered. She was diagnosed with a head injury, cervical strain, left wrist strain, lumbar strain, elevated blood pressure, and contusions of the abdomen, chest, and left knee. Ms. Marshall followed up with her primary care provider, complaining of pain in her back, legs, knee, and shoulder. She was treated for persistent neck pain, left trapezius pain, and difficulty turning her head. She received 33 physical therapy sessions. She incurred \$69,314.99 in medical bills and \$2,658.40 in lost wages. Metro has previously paid for the property damage to her vehicle.

The Metropolitan Department of Law recommends settlement of Ms. Marshall’s personal injury claim for \$110,000.

Fiscal Note: This \$110,000 settlement, along with the settlements per Resolution Nos. RS2023-2104, RS2023-2114, and RS2023-2120 would be the 26th, 27th, 28th and 29th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$1,010,921. The fund balance would be \$18,891,688 after these payments.