

Analysis

On May 28, 2017, Shelly Raley was walking with her husband James in downtown Nashville near the intersection of John Lewis Way and Korean Veterans Boulevard. The two stopped at the intersection and waited for the crosswalk sign. The two checked for cars and proceeded through the crosswalk. In the middle of the crosswalk, Ms. Raley tripped on a water valve box that was protruding above the walking surface of the roadway. She fell to the ground and injured her elbow.

At the hospital, it was determined that she broke her right elbow and required surgery. After surgery, she also was required to complete four months of physical therapy. Ms. Raley's medical bills to date total \$60,927.73. Mr. Raley has also brought a loss of consortium claim related to his wife's injury.

The Department of Law recommends settlement of this case for \$140,000.

Fiscal Note: This \$140,000 settlement would be the 15th payment from the Self-Insured Liability Fund in FY22 for a cumulative total of \$874,068. The fund balance would be \$865,261 after these payments.