



**LAW DEPARTMENT**

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January 5, 2022

**HONORABLE CITY COUNCIL**

**RE: Merlene Bell, Primal Comfort, LLC and Renew Physical Therapy v. City of Detroit**

Case No: 20-005842-NF  
File No: L20-00185 CBO

We have reviewed the above-captioned lawsuit, the facts and particulars of which are set forth in a confidential memorandum that is being separately hand-delivered to each member of Your Honorable Body. From this review, it is our considered opinion that a settlement in the amount of **Twelve Thousand Seven Hundred and Fifty Dollars and <sup>NO</sup>/Cents (\$12,750.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **Twelve Thousand Seven Hundred and Fifty Dollars and NO/Cents (\$12,750.00)** and that Your Honorable Body direct the Finance Director to issue two drafts: one in that amount of **Eleven Thousand Five Hundred Dollars and <sup>NO</sup>/Cents (\$11,500.00)** payable to Primal Comfort Care, LLC and its attorney, **WHITING LAW** and the second draft in that amount of **One Thousand Two Hundred and Fifty Dollars and <sup>NO</sup>/Cents** payable to Renew Physical Therapy and its attorney, Issa Fawaz Law, PLC, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No.20-005842-NF, approved by the Law Department.

Respectfully submitted,  
Crystal Olmstead  
Senior Assistant Corporation Counsel

**APPROVED:**  
CHARLES RAIMI  
Corporation Counsel

BY: /s/James D. Noseda  
**James D. Noseda**  
Supervising Assistant Corporation Counsel

R E S O L U T I O N

**BY COUNCIL MEMBER \_\_\_\_\_:**

**RESOLVED**, that settlement of the above matter be and is hereby authorized in the amount of **Twelve Thousand Seven Hundred and Fifty Dollars and NO/Cents (\$12,750.00)**; and be it further

**RESOLVED**, that the Finance Director be and is hereby authorized and directed to draw two warrants upon the proper account in favor of Primal Comfort Care, LLC and its attorney, **WHITING LAW** in the amount of **Eleven Thousand Five Hundred Dollars and NO/Cents (\$11,500.00)** second draft in favor of Renew Physical Therapy and its attorney, **Issa Fawaz Law, PLC** that amount of **One Thousand Two Hundred and Fifty Dollars and NO/Cents (\$1,250.00)** in full payment for any and all claims which Primal Comfort Care, LLC and Renew Physical Therapy may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained By Merlene Bell on or about May 24, 2019, and otherwise set forth in Case No.20-005842-NF, that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 20-005842-NF and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

**APPROVED:**  
CHARLES RAIMI  
Corporation Counsel

BY: /s/James D. Noseda  
**James D. Noseda**  
Supervising Assistant Corporation Counsel

Approved by City Council: \_\_\_\_\_

Approved by the Mayor: \_\_\_\_\_