



LAW DEPARTMENT

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March 18, 2024

HONORABLE CITY COUNCIL

**RE: SELECT MEDICAL GROUP (DENNIS WEATHERBY) ET AL. V CITY OF
DETROIT**
CASE NO: 21-005103-NF
FILE NO: L21-00414 (AA)

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 **NINE THOUSAND SEVEN HUNDRED AND FIFTY Dollars and ^{NO}/Cents (\$9,750.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **NINE THOUSAND SEVEN HUNDRED AND FIFTY Dollars and ^{NO}/Cents (\$9,750.00)** and that Your Honorable Body direct the Finance Director to issue **two drafts in the amount of FOUR THOUSAND DOLLARS and No Cents (\$4,000)** payable to **SELECT MEDICAL GROUP and THEIR attorney, HIRSCH, GAUGIER & KHAN; and FIVE THOUSAND SEVEN HUNDRED AND FIFTY DOLLARS (\$5,750.00)** payable to **METRO TOXICOLOGY and THEIR attorney, HIRSCH, GAUGIER & KHAN**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No. 21-005103-NF, approved by the Law Department.

Respectfully submitted,
/s/ Alfred Ashu
Alfred Ashu
ACC

APPROVED:
CONRAD MALLET
Corporation Counsel

BY: /s/ Krystal A. Crittendon
Krystal A. Crittendon
Supervising Assistant Corporation Counsel

Attachments

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 **NINE THOUSAND SEVEN HUNDRED AND FIFTY Dollars and ^{NO}/Cents (\$9,750.00)**; 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 **SELECT MEDICAL GROUP and THEIR attorneys, HIRSCH, GAUGIER & KHAN** in the amount of **FOUR THOUSAND DOLLARS and No Cents (\$4,000)**; and **METRO TOXICOLOGY and THEIR attorney, HIRSCH, GAUGIER & KHAN** in the amount of **FIVE THOUSAND SEVEN HUNDRED AND FIFTY DOLLARS (\$5,750.00)**, in full payment for any and all claims which **SELECT MEDICAL GROUP AND METRO TOXICOLOGY** may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about **04/22/2019**, and otherwise set forth in Case No. 21-005103-NF, that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 21-005103-NF and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

APPROVED:
CONRAD MALLETT
Corporation Counsel

BY: /s/Krystal A. Crittendon
Krystal A. Crittendon
Supervising Assistant Corporation Counsel

Approved by City Council: _____

Approved by the Mayor: _____