



LAW DEPARTMENT

Coleman A. Young Municipal Center
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July 10, 2025

HONORABLE CITY COUNCIL

RE: Dorothy McElrath and Diane Davis v the City of Detroit

Wayne County Circuit Court Case No: 24-004999-NI
Citylaw File No: L24-00874 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 **Two Hundred and Fifty-Five Thousand Dollars and NO/Cents (\$255,000.00)** is in the best interest of the City of Detroit.

We, therefore, request authorization to settle this matter in the amount of **Two Hundred and Fifty-Five Thousand Dollars and NO/Cents (\$255,000.00)** and that Your Honorable Body direct the Finance Director to issue two drafts. The first payable to Dorothy McElrath and her attorney, Dan Makled Law, in the amount of **Eighty Thousand Dollars and No/Cents (\$80,000.00)** and the second payable to Diane Davis and her attorney, Dan Makled Law, in the amount of **One Hundred and Seventy-Five Thousand Dollars and No/Cents (\$175,000.00)**, to be delivered upon receipt of properly executed Releases and Stipulation and Order of Dismissal entered in Lawsuit No.24-004999-NI, approved by the Law Department.

Respectfully submitted,
Crystal Olmstead
Senior Assistant Corporation Counsel

APPROVED:
CONRAD MALLET
Corporation Counsel

BY: /s/Eric Gaabo
Eric Gaabo
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 **Two Hundred Fifty-Five Thousand Dollars and ^{NO}/Cents (\$255,000.00)**; and be it further

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw two warrants. The first upon the proper account in favor of Dorothy McElrath and her attorney, Dan Makled Law, in the amount of **Eighty Thousand Dollars and No/Cents (\$80,000.00)** and the second upon the proper account in favor of Diane Davis and her attorney, Dan Makled Law, in the amount of **One Hundred and Seventy-Five Thousand Dollars and No/Cents (\$175,000.00)** in full payment for any and all claims which Dorothy McElrath and Diane Davis may have against the City of Detroit and any other City of Detroit employees, including those related to her alleged injuries sustained on or about August 23, 2023, and otherwise set forth in Wayne County Circuit Court Case No.24-004999-NI, that said amount be paid upon receipt of properly executed Releases and a Stipulation and Order of Dismissal entered in Lawsuit No. 24-004999-NI and, where deemed necessary by the Law Department, a properly executed Medicare/CMS Final Demand Letter.

APPROVED:
CONRAD MALLET
Corporation Counsel

BY: /s/Jerry L. Ashford
Jerry L. Ashford
Chief of Litigation

Approved by City Council: _____

Approved by the Mayor: _____