



LAW DEPARTMENT

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March 17, 2022

HONORABLE CITY COUNCIL

**RE: NICK FRONTCZAK, AS THE PUBLIC ADMINISTRATOR FOR THE ESTATE OF
MICHAEL MCSHANE, DECEASED v. CITY OF DETROIT
18-13781
L18-00747(PMC)**

On **February 1, 2022**, your Honorable Body approved the settlement in the above captioned lawsuit. That resolution authorized the Finance Director to issue a draft in that amount to the plaintiffs NICK FRONTCZAK, as the Public Administrator for the Estate of MICHAEL McSHANE, deceased, and MICHAEL VALENTINO, and their attorneys. The name of the plaintiff was not correctly stated in that resolution. MICHAEL VALENTINO's claims were previously dismissed by the court. The remaining plaintiff is NICK FRONTCZAK, as the Public Administrator for the Estate of MICHAEL McSHANE. The Law Department is, therefore, recommending that this Honorable Body RESCIND the Resolution authorizing the Finance Director to issue a draft to NICK FRONTCZAK, as the Public Administrator for the Estate of MICHAEL McSHANE, deceased, *and* MICHAEL VALENTINO.

We, therefore, request your Honorable Body to rescind the original Resolution and adopt the amended resolution authorizing the Finance Director to draw a warrant upon the proper account in favor of NICK FRONTCZAK, as the Public Administrator for the Estate of MICHAEL McSHANE, deceased, and his attorneys, Dettmer & Deszi, PLLC.

WAIVER OF RECONSIDERATION REQUESTED.

Respectfully submitted,

/s/ Patrick M. Cunningham

Senior Assistant Corporation Counsel

APPROVED:

CHARLES RAIMI
Acting Corporation Counsel

BY: /s/ Jerry L. Ashford

Jerry L. Ashford
Chief of Litigation

Attachment

RESOLUTION

BY COUNCIL MEMBER: _____

RESOLVED, that the resolution of February 1, 2022, authorizing settlement in the above matter is hereby **RESCINDED**; and be it further

RESOLVED, that the Finance Director be and is hereby authorized and directed to draw a warrant upon the proper account in favor of NICK FRONTCZAK, as the Public Administrator for the Estate of MICHAEL McSHANE, deceased, and his attorneys, Dettmer & Deszi, PLLC, in the amount of **Sixty Thousand Dollars and NO/Cents (\$60,000.00)** in full payment for any and all claims which NICK FRONTCZAK, as the Public Administrator for the Estate of MICHAEL McSHANE, deceased, may have against the City of Detroit and any other City of Detroit employees by reason of alleged injuries sustained on or about, August 22, 2020 and otherwise set forth in Case No. 18-13781, that said amount be paid upon receipt of properly executed Releases, Stipulation and Order of Dismissal entered in Lawsuit No. 18-13781 and, where deemed necessary by the Law Department a properly executed Medicare/CMS Final Demand Letter.

APPROVED:

CHARLES RAIMI
Acting Corporation Counsel

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