Resolution 24 -07

Disallowance of Claims of Dorothy G. Johnson and of Maria Hudson, Kathy Hudson, Bonnie Smith and Dwaine Johnson, survivors of Dorothy G. Johnson, as made by Maria Hudson, Special Administrator of the Estate of Dorothy G. Johnson.

WHEREAS, a Notice of Claim was filed with the Polk County Clerk on November 27, 2006; and

WHEREAS, said Notice of Claim by Special Administrator Maria Hudson alleges that Dorothy G. Johnson sustained the damages of pain and suffering and damages for funeral medical expenses and alleges that said damages were caused by Polk County and the Golden Age Manor Nursing Home, by and through its employees; and

WHEREAS, said Notice of Claim by Special Administrator further alleges that Maria Hudson, Kathy Hudson, Bonnie Smith and Dwaine Johnson, survivors of Dorothy G. Johnson, sustained pecuniary injuries and loss of society and companionship and further alleges that said damages and the wrongful death of Dorothy G. Johnson were caused by Polk County and the Golden Age Manor Nursing Home, by and through its employees.

WHEREAS, after review of said claims, insurance defense counsel has recommended denial of said claims.

NOW, THEREFORE, BE IT RESOLVED that the Polk County Board of Supervisors denies the claims of Dorothy G. Johnson and of Maria Hudson, Kathy Hudson, Bonnie Smith and Dwaine Johnson, survivors of Dorothy G. Johnson, as made by Maria Hudson, Special Administrator to the Estate of Dorothy G. Johnson.

BE IT FURTHER RESOLVED that pursuant to Wisconsin Statute Section 893.80(1g) no action or claim may be brought against Polk County, the Golden Age Manor Nursing Home, or any of its officers, boards, committees, agents or employees after six months from the date of service of this notice.

BE IT FURTHER resolved that this resolution shall constitute a Notice of Disallowance and that a certified copy of same be served by certified mail, return receipt requested, to Maria Hudson and her attorney, Meshbesher & Spence, LTD.

Funding Source: N/A
Funding Amount: N/A
Date Finance Committee Advised: N/A
Effective Date: Upon Passage
Approved as to form: Jeffrey B. Fuge
Jeffrey B. Fuge, Corporation Counsel
Dated Submitted to County Board: April 17, 2007

County Board Action: Adopted.

Submitted at the recommendation of the Golden Age Manor Governing Committee

Wayne Tomfohrde

Gary P. [illegible]

Arthur A. Gamache

[illegible]

Eugene A. Dorlman