

**FY 2013-14
STATUS OF LAWSUITS
INVOLVING THE STATE OF MICHIGAN**



**SENATE FISCAL AGENCY
LANSING, MICHIGAN
JUNE 2015**

THE SENATE FISCAL AGENCY

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1. To provide technical, analytical, and preparatory support for all appropriations bills.
2. To provide written analyses of all Senate bills, House bills, and Administrative Rules considered by the Senate.
3. To review and evaluate proposed and existing State programs and services.
4. To provide economic and revenue analysis and forecasting.
5. To review and evaluate the impact of Federal budget decisions on the State.
6. To review and evaluate State issuance of long-term and short-term debt.
7. To review and evaluate the State's compliance with constitutional and statutory fiscal requirements.
8. To prepare special reports on fiscal issues as they arise and at the request of members of the Senate.

The Agency is located on the 8th floor of the Victor Office Center. The Agency is an equal opportunity employer.



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OVERVIEW

The information in this document is based on reports filed by State departments and agencies pursuant to Section 396(3) of the Management and Budget Act (Public Act 431 of 1984). Based on the amounts reported, the State of Michigan paid \$70.6 million for judgments and settlements in fiscal year (FY) 2013-14. Of the 92 cases that resulted in payments, 20 were judgments totaling \$6.3 million, and 72 were settlements totaling \$64.3 million. Payments in FY 2013-14 were \$15.0 million lower than the \$85.6 million reported in FY 2012-13. The department with the largest variation in payments from FY 2012-13 to FY 2013-14 was the Department of Treasury, where payments decreased by \$27.2 million, from \$62.2 million to \$35.0 million. Payments by the Department of Treasury over the last two fiscal years mainly resulted from cases involving large refunds of the Use Tax and the Single Business Tax.

Tables on pages 2, 3, and 4 provide a 10-year history (FY 2004-05 through FY 2013-14) of payments made by the State of Michigan. Table 1 provides information on total payments (judgments and settlements), Table 2 lists payments resulting from judgments only, and Table 3 lists settlements. Table 4 and the following narrative provide a summary of departments' FY 2013-14 payments totaling over \$1.0 million. Table 5 on page 8 provides a history of highway negligence payments from FY 1983-84 through FY 2013-14. Table 6 on page 9 includes a history of payments from the State's Risk Management Fund for automotive liability. Payments from the Fund are not included in amounts reported by departments. This report also includes an overview of cases that resulted in payments to the State of Michigan. Table 7 and information on pages 10, 11, and 12 provide an overview of amounts received by the State.

The FY 2013-14 reports submitted by State departments and agencies on payments made by the State follow, beginning on page 13. For each payment, the name of the case is listed along with information regarding the funding source, the county where the cause of action arose, and a brief description of the cause of action (summary of case). This report does not include payments resulting from workers' compensation and unemployment claims.

Table 1

TOTAL COURT JUDGMENTS AND SETTLEMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14
Community Health	\$156,000	\$1,428,000	\$800,000	\$2,481,500	\$615,000	\$0	\$365,185	\$338,296	\$916,000	\$1,071,950
Corrections	3,007,509	904,749	612,097	4,886,697	450,134	14,676,073	10,571,572	15,503,188	20,647,428	22,478,131
Education	1,717,015	1,163,905	309,441	573,965	455,791	76,458	46,561	49,316	175,000	1,403,678
Human Services	224,861	227,007	1,355,000	287,750	6,609,260	1,433,783	1,243,304	572,415	391,498	1,220,731
State Police	264,900	323,702	1,617,738	2,544,330	31,090	89,529	263,296	711,482	276,900	206,952
Transportation	3,045,406	743,500	8,466,876	316,000	582,000	2,716,961	230,662	2,538,165	322,900	4,352,879
Treasury	82,011	254	0	2,046,531	2,087,042	111,752	939,330	55,432,447	62,199,908	34,995,645
Other Departments	4,119,346	4,647,661	18,633,577	2,664,746	1,019,516	899,865	2,264,453	988,340	709,892	4,866,730
TOTAL	\$12,617,048	\$9,438,778	\$31,794,729	\$15,801,519	\$11,849,833	\$20,004,421	\$15,924,363	\$76,133,649	\$85,639,526	\$70,596,696

Table 2

COURT JUDGMENTS PAID BY THE STATE										
(Actual Dollars)										
DEPARTMENT	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14
Community Health	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Corrections	373,974	83,881	27,950	4,469	8,287	4,006	41,551	34,656	458,248	3,369
Education	1,717,015	1,159,905	309,441	210,965	455,791	76,458	46,561	49,316	0	1,348,678
Human Services	0	0	0	0	4,500	9,582	0	0	0	0
State Police	0	0	1,881	383	9,590	15,000	0	1,250	33,000	0
Transportation	0	0	0	0	0	0	0	0	0	0
Treasury	34,511	254	0	46,531	87,042	51,752	550,000	39,397,366	0	2,776,677
Other Departments	2,281,700	141,477	2,136,175	600	288,212	207,739	159,824	182,062	196,952	2,189,420
TOTAL	\$4,407,200	\$1,385,517	\$2,475,447	\$262,948	\$853,422	\$364,537	\$797,936	\$39,664,650	\$688,200	\$6,318,144

Table 3

SETTLEMENTS PAID BY THE STATE										
(Actual Dollars)										
DEPARTMENT	2004-05	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14
Community Health	\$156,000	\$1,428,000	\$800,000	\$2,481,500	\$615,000	\$0	\$365,185	\$338,296	\$916,000	\$1,071,950
Corrections	2,633,535	820,868	584,147	4,882,228	441,847	14,672,067	10,530,021	15,468,532	20,189,180	22,474,762
Education	0	4,000	0	363,000	0	0	0	0	175,000	55,000
Human Services	224,861	227,007	1,355,000	287,750	6,604,760	1,424,201	1,243,304	572,415	391,498	1,220,731
State Police	264,900	323,702	1,615,857	2,543,947	21,500	74,529	263,296	710,232	243,900	206,952
Transportation	3,045,406	743,500	8,466,876	316,000	582,000	2,716,961	230,662	2,538,165	322,900	4,352,879
Treasury	47,500	0	0	2,000,000	2,000,000	60,000	389,330	16,035,081	62,199,908	32,218,968
Other Departments	1,837,646	4,506,184	16,497,402	2,664,146	731,304	692,126	2,104,629	806,278	512,940	2,677,310
TOTAL	\$8,209,848	\$8,053,261	\$29,319,282	\$15,538,571	\$10,996,411	\$19,639,884	\$15,126,427	\$36,468,999	\$84,951,326	\$64,278,552

PAYMENTS BY DEPARTMENTS

In FY 2013-14, seven departments and the Michigan Strategic Fund each made payments totaling more than \$1.0 million. Table 4 and the following narrative summarize these payments.

Table 4
FY 2013-14
PAYMENTS BY DEPARTMENT

DEPARTMENT	STATE PAYMENTS	PERCENT OF TOTAL
Community Health	\$1,071,950	1.5%
Corrections	22,478,131	31.8
Education	1,403,678	2.0
Environmental Quality	2,025,857	2.9
Human Services	1,220,731	1.7
Transportation	4,352,879	6.2
Treasury	34,995,645	49.6
Treasury - Michigan Strategic Fund	1,500,000	2.1
Other Departments	1,547,825	2.2
TOTAL	\$70,596,696	100.0%

Community Health

The Department of Community Health made payments in five cases totaling \$1,071,950. Payments ranged from \$1,950 for a final payment in the class action Medicaid ineligibility case of Crawley v Corrigan, to \$450,000 in Quigley v Correctional Medical Services, et al., a wrongful death case.

Corrections

The Department of Corrections made payments in 34 cases totaling \$22.5 million, accounting for 31.8% of the payments made by the State in FY 2013-14. Payments ranged from \$1 in Hood v Woods et al., a conditions of confinement case, to \$20.0 million in Neal, et al. v Department of Corrections et al./Anderson et al. v Department of Corrections, a class action that involved allegations of sexual assault and harassment by male prison guards. The Neal case was filed in 1996. Subsequent to jury verdicts in Neal and Anderson, the State entered into a settlement agreement in 2009 to pay \$100.0 million for class members, costs, and attorney fees over a five-year period, as follows:

October 15, 2009: \$10.0 million
October 15, 2010: \$10.0 million
October 15, 2011: \$15.0 million
October 15, 2012: \$20.0 million
October 15, 2013: \$20.0 million
October 15, 2014: \$25.0 million

There were a total of 806 claimants who qualified for payments under the class action settlement. At the time of the settlement, 677 of the claimants were not in the custody of the State Department of Corrections and 129 were still incarcerated. Six cases with payments over \$200,000 accounted for \$22.3 million (99.4%) of the amount paid by the Department of Corrections in FY 2013-14. After the FY 2013-14 Neal payment, the next-highest payment by the Department was \$882,000 in Hester v MDOC, a case alleging employee discrimination based on race. Of the 34 cases with payments, 24 had payments of \$5,000 or less; of those 24 cases, 17 had payments of \$800 or less.

Education

The Department of Education paid \$1.4 million for two cases in FY 2013-14. Of that amount, Adair v State of Michigan accounted for \$1.3 million. The case involves ongoing litigation alleging insufficient State funding for record-keeping and reporting duties required by the State. Plaintiffs include 467 school districts and one taxpayer from each of those districts. The FY 2013-14 payment was for plaintiffs' costs and attorney fees.

Environmental Quality

Of the \$2,025,857 paid by the Department of Environmental Quality, \$2.0 million was for attorney fees and costs in Rexair LLC, which involved the Department's attempt to require additional investigation and response action stemming from a 1991 consent decree to remediate and halt the migration of trichloroethylene.

Human Services

The Department of Human Services (DHS) made payments in eight cases totaling \$1.2 million, with payments ranging from \$5,000 for a case alleging that the DHS failed to pay for services provided, to \$850,000 in Wendrow v DHS, a claim alleging improper removal of a child from the home.

Transportation

Michigan Department of Transportation (MDOT) payments in four cases totaled \$4.4 million. Payments ranged from \$2,878.74 for a case alleging damage to the plaintiff's vehicle caused by an MDOT snow removal truck, to \$2.4 million in Dan's Excavating, Inc. v MDOT, a case alleging breach of contract. There were no payments for cases alleging highway negligence in FY 2013-14. This is an anomaly based on the time period for which this report has been produced. From FY 1983-84 through FY 2012-13, the State paid \$236.7 million resulting from 1,173 highway negligence cases. While total payments and the number of cases resulting from highway negligence litigation have declined dramatically over recent years, FY 2013-14 is the first year in which no payments resulted from defective highway claims. Of the total amount paid for highway negligence cases since FY 1983-84, \$225.4 million was paid before FY 2000-01. The reduction in payments is attributed to statutory changes (tort reform) and rulings by the Michigan Supreme Court that limited the State's exposure to liability. Table 5 provides a history of highway negligence payments by fiscal year from FY 1983-84 through FY 2013-14.

Table 5

HIGHWAY NEGLIGENCE STATISTICS				
FISCAL YEAR	NUMBER OF CASES	JUDGMENTS	SETTLEMENTS	TOTAL PAYMENTS
1983-84	62	\$12,541,651	\$2,444,976	\$14,986,627
1984-85	55	4,399,001	4,128,751	8,527,752
1985-86	64	3,242,143	4,347,140	7,589,283
1986-87	69	22,699,603	4,151,959	26,851,562
1987-88	81	5,195,041	10,897,265	16,092,306
1988-89	90	2,869,944	12,151,689	15,021,633
1989-90	86	8,908,886	8,460,458	17,369,344
1990-91	83	10,043,560	10,353,328	20,396,888
1991-92	93	6,018,686	6,606,453	12,625,139
1992-93	70	11,290,468	8,968,167	20,258,635
1993-94	79	5,107,256	7,472,542	12,579,798
1994-95	47	1,871,956	8,010,456	9,882,412
1995-96	52	661,000	8,413,595	9,074,595
1996-97	50	1,331,974	9,679,852	11,011,826
1997-98	39	0	6,084,715	6,084,715
1998-99	33	0	4,721,422	4,721,422
1999-2000	34	2,875,000	9,461,500	12,336,500
2000-01	12	0	668,400	668,400
2001-02	14	0	1,222,240	1,222,240
2002-03	10	0	458,500	458,500
2003-04	12	0	1,521,200	1,521,200
2004-05	10	0	1,443,250	1,443,250
2005-06	9	0	614,000	614,000
2006-07	6	0	1,327,776	1,327,776
2007-08	4	0	246,000	246,000
2008-09	2	0	520,000	520,000
2009-10	1	0	2,500,000	2,500,000
2010-11	1	0	10,000	10,000
2011-12	2	0	679,000	679,000
2012-13	3	0	122,900	122,900
2013-14	0	0	0	0
TOTAL	1,173	\$99,056,169	\$137,687,534	\$236,743,703
Source: Michigan Department of Transportation				

Treasury

The Department of Treasury made payments in 15 cases totaling \$35.0 million. Payments ranged from \$7,792 for attorney fees in a Freedom of Information Act (FOIA) case to \$29.7 million in Chrysler LCC, a case involving Single Business Tax refunds.

Treasury - Michigan Strategic Fund

The \$1.5 payment by the Michigan Strategic Fund involved a settlement with a bankruptcy trustee representing a failed manufacturer and its parent company, Energy Conversion Devices. The plaintiff alleged that the City of Greenville and the Michigan Strategic Fund owed funds under the terms and conditions of a Community Development Block Grant.

RISK MANAGEMENT FUND

The Risk Management Fund was administratively established to account for specific centralized risk management functions performed for all State agencies by the Department of Management and Budget (now the Department of Technology, Management, and Budget). Effective July 1, 1992, the State became self-insured for automotive liability claims. Motor transport charges to State departments and agencies include a cost associated with projected automotive liability. This amount is deposited in the State's Risk Management Fund. Automotive liability payments that do not exceed \$1.0 million are paid from the Fund. Table 6 provides a history of payments from the Fund. Amounts are reported based on the fiscal year in which the payment was made, and therefore do not necessarily reflect the year in which the liability occurred.

Table 6

RISK MANAGEMENT FUND AUTOMOTIVE LIABILITY PAYMENTS			
FY 1991-92	\$28,318	FY 2003-04	\$2,718,182
FY 1992-93	\$138,194	FY 2004-05	\$2,941,684
FY 1993-94	\$435,862	FY 2005-06	\$1,457,041
FY 1994-95	\$1,135,659	FY 2006-07	\$2,506,962
FY 1995-96	\$1,977,178	FY 2007-08	\$1,316,613
FY 1996-97	\$1,743,580	FY 2008-09	\$1,432,166
FY 1997-98	\$1,223,622	FY 2009-10	\$863,269
FY 1998-99	\$3,985,189	FY 2010-11	\$798,449
FY 1999-2000	\$775,972	FY 2011-12	\$1,840,225
FY 2000-01	\$2,590,458	FY 2012-13	\$188,624
FY 2001-02	\$1,780,009	FY 2013-14	\$464,963
FY 2002-03	\$2,487,429		

PAYMENTS TO THE STATE OF MICHIGAN

The following table provides a summary of FY 2013-14 lawsuit payments to the State as reported by departments pursuant to Section 396(3) of the Management and Budget Act.

Table 7

FY 2013-14 JUDGMENTS AND SETTLEMENTS PAID TO THE STATE (Actual Dollars)	
DEPARTMENT	FY 2013-14
Attorney General	\$218,919,816.10
Community Health	690,000.00
Corrections	2,891,985.34
Environmental Quality	7,304,261.64
Human Services	106,561.68
Michigan Strategic Fund	2,024,053.00
Natural Resources	3,142,326.77
Transportation	710,034.36
Treasury	61,085,092.88
TOTAL	\$296,874,131.77

Attorney General

Of the amount reported by the Department of Attorney General, approximately \$192.8 million resulted from annual payments under the Master Settlement Agreement. The 1998 settlement resolved public health-related claims filed by Michigan and other states against the nation's major tobacco companies. The total FY 2013-14 amount received by the State under the Master Settlement Agreement was \$253.9 million. The difference between that amount and the amount credited to the Department of Attorney General is accounted for under payments to the Department of Treasury (\$61.1 million) and is due to securitization of a portion of the payments owed to the State. The next-largest payment to the Department of Attorney General was \$19.6 million for a multistate case handled by the Health Care Fraud Division (Janssen Pharmaceutical Products). The case involved the misbranded drug, Risperdal. Payments reported by the Department of Attorney General only include lawsuit proceeds deposited into the State Treasury by the Attorney General. They do not include lawsuit proceeds deposited in the State Treasury by other State agencies.

Community Health

The \$690,000 reported by the Department of Community Health (DCH) was from the settlement of one case, In Matter of Mobile Dentists, regarding overpayment to Medicaid providers. The Department's report does not include \$98.4 million in activity reported by the DCH Third Party Liability Division. These recoveries include payments by health insurance providers and estate recovery cases. The Department of Attorney General was

involved in approximately \$2.6 million of activity reported by the Third Party Liability Division (\$2.1 million in Medicaid subrogation cases and \$532,590 in estate recovery cases).

Corrections

All of the payments listed by the Department of Corrections resulted from cases filed under the State Correctional Facility Reimbursement Act. The Department reported 280 cases with payments totaling \$2.9 million. Payments to the State ranged from \$20 to \$119,883.39. There were 190 cases with payments of less than \$10,000, accounting for \$742,355.74. Ninety cases with payments of \$10,000 or more accounted for \$2,149,649.60 of the amount recovered by the Department of Corrections. The median payment was \$5,741. Pursuant to Section 309 of the FY 2013-14 General Government appropriation act (Article VIII of Public Act 59 of 2013), the Department of Attorney General received an appropriation of \$614,400 from the prisoner reimbursement funds to support activities related to the State Correctional Facility Reimbursement Act. In addition, this appropriation act specified that, if the Department of Attorney General collected in excess of \$1,131,000 in gross annual prisoner reimbursement receipts provided to the General Fund, the excess, up to a maximum of \$1.0 million was appropriated to the Department of Attorney General and could be spent on the representation of the Department of Corrections and its officers, employees, and agents, including, but not limited to, the defense of litigation against the State, its departments, officers, employees, or agents in civil actions filed by prisoners.

Environmental Quality

Most of the \$7.3 million received by the Department of Environmental Quality (DEQ) in FY 2013-14 involved reimbursement for environmental contamination and other violations of the Natural Resources and Environmental Protection Act. Recoveries in those cases were deposited into various funds. Settlement revenue is restricted by legal agreements or court orders for specific environmental cleanup activities at specific sites of environmental contamination or restricted to other environmental programs as appropriated. Of the 198 cases reported by the DEQ, 32 were judgments totaling \$1.5 million, and 166 were settlements or the result of other agreements totaling \$5.8 million. The largest payment reported was \$2.0 million in Michelin North America, Inc. for the settlement to partially resolve Michelin's liability for past and future response activity costs regarding the contamination at the former Uniroyal plant site in Detroit. There were two other cases with payments of \$1.0 million or more: Enbridge Energy with a \$1.1 million payment for a Part 201 violation and BP Products North America, Inc. with a \$1.0 million payment for delinquency in submitting complete reports at former gasoline station sites. The State has received payments from Enbridge for several years. Most of the money has been paid to the DEQ, with smaller amounts going to the Department of Attorney General and the Department of Natural Resources. From October 2011 through February 2014, the DEQ collected \$11.25 million from Enbridge.

Natural Resources

The Department of Natural Resources reported four cases with payments to the State totaling \$3,143,826.77. Of that amount, \$2.5 million was from State of Michigan v Encana, a settlement for the alleged violation of the Michigan Antitrust Reform Act in the acquisition of oil and gas leases during a State auction. The next-largest payment was \$642,295.71 in MDNR, et al. v Consumer Energy, a multiyear settlement with Consumers Energy for fisheries damage from hydropower operations. The Fisheries Settlement Fund was established to receive payments by Consumers. Under the settlement, payments will continue through 2035. Settlement funds are earmarked and subsequently used for habitat mitigation work in the area or watershed where the violation occurred. Since 1995, payments by Consumers have totaled \$12.7 million.

Transportation

Payments to the Michigan Department of Transportation (MDOT) included 32 cases totaling \$710,034.36. Twenty-seven cases alleging damage to bridges, guardrails, traffic signals, signs, and other State property resulted in payments totaling \$604,359.72. Fiscal year 2013-14 payments to MDOT ranged from \$85 for damage to MDOT's traffic signal control box on Kalamazoo Avenue in Kalamazoo, to \$249,573.68 for damage to the Blossomland Bridge on M-63 over the St. Joseph River.

Treasury

The Department of Treasury reported payments of \$253.9 million related to the Master Settlement Agreement with the tobacco companies. To avoid double-counting due to the amount reported by the Department of Attorney General for that case, the amount listed under Department of Treasury in Table 6 reflects only the \$61.1 million allocated for debt service on the securitized portion of the Master Settlement Agreement revenue.

Treasury - Michigan Strategic Fund

The Michigan Strategic Fund reported receiving \$2.0 million resulting from a claim in bankruptcy proceedings (A123 Systems) for repayment of a loan, plus interest.

FISCAL YEAR 2013-14

DEPARTMENT: ATTORNEY GENERAL

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
SEIU Healthcare MI v Snyder, et al.	\$315,000.00	\$0	General Fund	Statewide	Attorney fees and costs in case challenging the constitutionality of Public Act 76 of 2012.
FY 2013-14 TOTAL:	\$315,000.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: COMMUNITY HEALTH

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Crawley v Corrigan	\$1,950.00	\$0	\$975 - General Fund \$975 - Medicaid	Statewide	Final payment in class action Medicaid ineligibility case. From FY 2010-11 through FY 2013-14, the DCH paid the Center for Civil Justice \$212,863.
Encorp Boulevard Hills and Geneva Management Inc. v MDCH	125,000.00	0	General Fund	Oakland	Debtor/Provider reimbursement Medicaid skilled facilities services.
Medversant Technologies LLC v State of Michigan, et al.	350,000.00	0	General Fund	Ingham	Contractual breach.
Matthew McGuire v MDCH, et al.	145,000.00	0	General Fund	Isabella	Patient abuse.
Quigley v Correctional Medical Services, et al.	450,000.00	0	General Fund	Jackson	Wrongful death.
FY 2013-14 TOTAL:	\$1,071,950.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: CORRECTIONS

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Allen, Edward, et al v Daniel Heyns, et al	\$1,380.77	\$0	General Fund	Ionia	Time Computation-Costs: Class action lawsuit alleging MDOC was misinterpreting MCL 791.234(3) to determine parole eligibility date for prisoners serving a parolable life sentence and a consecutive term of years.
Heard, Lamont, et al v Tom Finco, et al	800.00	0	General Fund	Branch	Religion-Costs: Plaintiffs claimed Ramadan meals did not meet minimum caloric content required by prior court order.
Hood, Ronald King v Jeffrey Woods, et al	1.00	0	General Fund	Gratiot	Conditions of Confinement: Plaintiff alleged retaliation based on complaint he filed against staff.
Jackson, Christine v MDOC	150.00	0	General Fund	Washtenaw	Petition for Review-Costs: Petitioner appealed assault and battery misconduct and prevailed.
Johns, Ronnie v Sean Lockhart, et al	2.83	0	General Fund	Chippewa	Mail-Legal: Plaintiff alleged his legal mail was opened outside of his presence and received delayed processing.
Peoples, Chad v MDOC	170.00	0	General Fund	Baraga	Petition for Review-Costs: Petitioner appealed two misconducts and prevailed on one of the appeals.
Reeves, Robert v MDOC	20.00	0	General Fund	Ionia	Petition for Review-Costs: Petitioner prevailed on misconduct appeal.
Selby, Charles v Patricia Caruso, et al	478.98	0	General Fund	Marquette	Security Classification/Segregation - Costs: Plaintiff prevailed on appeal of lower court dismissal.
Steed, Larry v MDOC	150.00	0	General Fund	Luce	Time Computation: Plaintiff alleged his time was not computed correctly.

FISCAL YEAR 2013-14

DEPARTMENT: CORRECTIONS

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Suggs, Ronny v Kathleen Nelson, et al	200.00	0	General Fund	Luce	Property: Plaintiff alleged property was confiscated in violation of policy.
Wilcox, Steven Jon	15.01	0	General Fund	Montcalm	Miscellaneous - Costs: Prisoner claimed MDOC collected on debt discharged in bankruptcy.
FY 2013-14 TOTAL:	\$3,368.59	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Babb, Thomas Daniel v Michael Martin	\$400.00	\$0	General Fund	Chippewa	Religion: Plaintiff alleged he was denied a religious diet.
Bennett, Marvin v MDOC, et al	5,000.00	0	General Fund	Wayne	Medical: Plaintiff alleged defendants did not comply with terms of his special accommodation notice.
Boles, Robert Lee Jr. v Marcia Sorensen	3,750.00	0	General Fund	Gratiot	Harassment/Retaliation: Plaintiff alleged defendant denied plaintiff adequate law library time in retaliation for filing grievance regarding his unsatisfactory work assignment evaluation.
Brown, Gregory v Patrick Harrington, et al	500.00	0	General Fund	Chippewa	Parole Appeal/Release: Plaintiff alleged parole board was provided incorrect information in his Parole Eligibility Report.
Caver, Larry T v MDOC	150.00	0	General Fund	Statewide	Petition for Review: Substance abuse misconduct.
Chandler, Daniel Rey v Noe Alvarado	650.00	0	General Fund	Jackson	Harassment/Retaliation: Plaintiff alleged he was removed from programming in retaliation for complaints he made.
Christian, Kimberly v MDOC	5,000.00	0	General Fund	Wayne	Employee-Discrimination: Plaintiff alleged she was not rehired after a waived rights leave of absence due to her race.
Dowdy-EL, et al v Patricia Caruso, et al	248,560.99	0	General Fund	Statewide	Religion: Plaintiffs alleged defendants refused to accommodate plaintiffs' religious beliefs.
Floyd, Adron Littlmane v Patricia Caruso, et al	500.00	0	General Fund	Baraga	Use of Force: Plaintiff alleged excessive force was used against him by four defendants while other defendants failed to intercede on his behalf.

FISCAL YEAR 2013-14

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Fox, Demone v Keith Snyder, et al	350.00	0	General Fund	Baraga	Religion: Plaintiff alleged he was denied a diet that was in accordance with his religious beliefs.
Gordon, Deontae v Unknown Benson, et al	2,000.00	0	General Fund	Manistee	Discrimination/Retaliation: Plaintiff alleged he was discriminated against in his work assignment due to his religion and retaliated against for filing grievances.
Hester, Michael v MDOC	882,000.00	0	General Fund	Wayne	Employee-Discrimination: Plaintiff alleged disparate treatment based on race.
Jacobson, John v Danny Cathcart	250.00	0	General Fund	Jackson	Personal Injury-Prisoner: Plaintiff alleged health-related problems due to inhaling cleaning agents used in his cell.
Johnson, Kenneth v Jim Bos, et al	24,999.89	0	General Fund	Muskegon	Access to Courts: Plaintiff alleged his disbursement for filing fees was not processed appropriately and his appeal was therefore dismissed.
Lynch-Bey, Anthony v Toni Corsi	3,000.00	0	General Fund	Macomb	Medical: Plaintiff claimed he was not provided a bite guard to address his dental needs.
Mills, Vester v Blain Lafler, et al.	12,000.00	0	General Fund	Gratiot	Failure to Protect - Prisoner: Plaintiff alleged that his request for protection was not acted upon in a timely manner.
Neal, et al v MDOC/Anderson, et al v MDOC, et al	20,000,000.00	0	General Fund	Washtenaw	Failure to Protect - Prisoners: Fifth of six installment payments to be made 10/15/09-10/2014.
Neal, et al v MDOC/Anderson, et al v MDOC, et al	2,030.59	0	General Fund	Washtenaw	Failure to Protect-Prisoners: Payment to special master for services rendered 1/3/13 through 11/26/13.
Parsons, Randy J, deceased v Jessica Pausits, et al	55,000.00	0	General Fund	Ingham	Medical: Estate alleged prisoner died due to not receiving prescribed medications.

FISCAL YEAR 2013-14

DEPARTMENT: CORRECTIONS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Rankin-Crosby, Delores v MDOC	401,621.00	0	General Fund	Muskegon	Employee-Discrimination: Plaintiff alleged she was discriminatorily discharged.
Taylor, Tracy v MDOC	205,000.00	0	General Fund	Luce	Employee: Plaintiff alleged she was improperly terminated from employment during probationary phase.
Tolbert, Johnny, et al v MDOC	600,000.00	0	General Fund	Wayne	Employee-Discrimination: Plaintiffs alleged disparate treatment based on race and hostile work environment.
Valerio, Bonnie v MDOC	22,000.00	0	General Fund	Washtenaw	Employee/Other: Plaintiff alleged violations of Michigan Whistleblowers Protection Act, race/sex/age discrimination under Elliott-Larsen Civil Rights Act (ELCRA), and retaliation under ELCRA.
FY 2013-14 TOTAL:	\$22,474,762.47	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: EDUCATION

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Adair v State of Michigan	\$1,348,677.60	\$0	School Aid Fund	Statewide	Prohibition of unfunded mandates under Headlee Amendment, Const 1963, Article 9, Section 29.
FY 2013-14 TOTAL:	\$1,348,677.60	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: EDUCATION

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Srda v Michigan School for the Deaf	\$55,000.00	\$0	General Fund	Genesee	Lawsuit between student/resident of Michigan School for the Deaf and Michigan School for the Deaf.
FY 2013-14 TOTAL:	\$55,000.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: ENVIRONMENTAL QUALITY

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Rexair LLC	\$2,000,000.00	\$0	Environmental Protection Bond Fund	Wexford	Attorney fees and costs of hearings.
Jentz-Pflanzer	25,856.75	0	Land and Water Permit Fees Fund	Sanilac	Part 303, Part 301, Part 31, and Part 91 of the Natural Resources and Environmental Protection Act.
FY 2013-14 TOTAL:	\$2,025,856.75	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: Human Services

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Dwayne B. v DHS	\$34,500.00	\$0	General Fund	Statewide	Attorney fees; Class action lawsuit re: MI foster care system.
Wendrow v DHS	850,000.00	0	General Fund	Oakland	Claim that DHS improperly removed child from home.
Dwayne B. v DHS	48,500.00	0	General Fund	Statewide	Attorney fees; see above.
Bailey, Aaron v DHS	6,249.68	0	Title IV-E Funding	Mackinac	Claim that Title IV-E funding was improperly denied.
Lighthouse, Inc. v DHS	5,000.00	0	Wayne County Child Care Fund	Wayne	Claim that DHS failed to pay for services provided.
Bildner, Courtney v DHS	30,000.00	0	General Fund	Wayne	Claim of sexual harassment by employee.
Zola H. et al. v Corrigan, et. al	241,173.44	0	General Fund	Statewide	Claim of wrongful adoption; adoption subsidy denials.
Baker, Kelly v MRS	5,308.00	0	Title I	Washtenaw	Claim that Michigan Rehabilitation Services failed to pay for services client qualified for.

FY 2013-14 TOTAL: \$1,220,731.12

FISCAL YEAR 2013-14

DEPARTMENT: LICENSING AND REGULATORY AFFAIRS

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Medversant Tech. v SOM	\$550,000.00	\$0	Medical Marihuana	Ingham	Disagreement on contractual services.
Michael Baer, Cheri Eagle, Risa Patrick-Langtry, and Joseph Sontag v SOM	7,500.00	0	General Fund	Eaton and Oakland	Related to the process of awarding of vending facilities for operation by licensed blind vendors.
FY 2013-14 TOTAL:	\$557,500.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: NATURAL RESOURCES

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Platte Lake Improvement Assoc. v DNR	\$163,563.00	\$0	Game & Fish Protection Fund	Benzie	Support of court-appointed expert pursuant to consent judgment dated March 10, 2000 regarding effluent discharge from State hatchery.
FY 2013-14 TOTAL:	\$163,563.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: NATURAL RESOURCES

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Digit v DNR	\$5,760.00	\$0	Game & Fish Protection Fund	Van Buren	Good faith restitution for trees lost due to erosion of banks on the 25 th St. ditch.
FY 2013-14 TOTAL:	\$5,760.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: STATE

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
In Re: Richfield Equities, LLC Samuel D. Sweet v MDOS	\$18,000.00	\$0	Transportation Administration Collection Fund	Genesee	Adversary action of a bankruptcy where debtor paid renewals or related vehicle fees during 90-day period prior to filing bankruptcy.
Judy L. Quicksey	21,000.00	0	Transportation Administration Collection Fund	Ingham	Grievant brought a grievance against MDOS. Matter was settled prior to arbitration.
Michael Matwyuk and David DeVarti v Ruth Johnson and Michael Fildey	21,500.00	0	Transportation Administration Collection Fund	Kent	Case brought to protect First Amendment rights regarding personalized license plate program.
Robert Dascola v City of Ann Arbor and Secretary of State Ruth Johnson	4,700.00	0	General Fund	Wayne	Secretary of State filed a Motion to Intervene due to interest relating to the administration of elections and the process by which ballots are counted in the State of Michigan.
Ederl Edna Moore, et al. v Ruth Johnson and Cathy Garrett	68,849.50	0	Transportation Administration Collection Fund	Wayne	Suit challenging the constitutionality of Michigan statute that requires an individual to be a registered voter in order to circulate nominating petitions. Payments of \$34,424.75 each were made to two plaintiffs.
FY 2013-14 TOTAL:	\$134,049.50	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: STATE POLICE

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Hester v Miller	\$16,500.00	\$0	General Fund	Wayne	Excessive force lawsuit.
Ford v Rodgers	90,000.00	0	General Fund	Oakland	Excessive force lawsuit.
Karnack v City of Marquette, et al.	8,500.00	0	General Fund	Kent	False arrest lawsuit.
Louis Foltz	553.00	0	General Fund	Oakland	False arrest lawsuit.
Martin v Emmet County, et al.	40,000.00	0	General Fund	Emmet	Excessive force lawsuit.
King v MSP	1,399.00	0	General Fund	Oakland	FOIA lawsuit.
Busby v Janes	20,000.00	0	General Fund	Van Buren	Excessive force lawsuit.
Kerr v Jarrett	15,000.00	0	General Fund	Monroe	Excessive force lawsuit.
McCurtis v Henry, et al.	10,000.00	0	General Fund	Wayne	Excessive force lawsuit.
Duran-Baber v MSP, et al.	5,000.00	0	General Fund	Saginaw	Excessive force lawsuit.
FY 2013-14 TOTAL:	\$206,952.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: TECHNOLOGY, MANAGEMENT, AND BUDGET

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
MI Building & Construction Trades Council v Richard Snyder	\$165,000.00	\$0	General Fund	Statewide	Payment to AFL - CIO for attorney fees related to challenging statute.
FY 2013-14 TOTAL:	\$165,000.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: TRANSPORTATION

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Bridgeview Hotel Assoc. Ltd v MDOT	\$1,595,000.00	\$0	State Trunkline Fund	St. Clair	Plaintiff alleged inverse condemnation, requested just compensation for plaintiff's property located in Port Huron.
Dan's Excavating, Inc. v MDOT	2,440,000.00	0	State Trunkline Fund	Wayne	Plaintiff alleged breach of contract and quantum meruit for construction of a screen wall along M-39.
Western Michigan Boaters & Campers, Inc. v MDOT	315,000.00	0	State Trunkline Fund	Ottawa	Plaintiff claimed inverse condemnation, due process violation, and promissory estoppel.
LaSata v MDOT	2,878.74	0	State Trunkline Fund	Berrien	Damage to plaintiff's vehicle caused by one of MDOT's snow removal trucks.
FY 2013-14 TOTAL:	\$4,352,878.74	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: TREASURY

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Allingham Corporation	\$308,406.00	\$0	General Fund	Statewide	Single Business Tax refund per Court of Claims.
Central Michigan Cementing Services, LLC	300,124.00	0	General (\$200,093) and Restricted (\$100,031) Funds	Statewide	Use Tax refund per Court of Claims.
BNP Media II, LLC	549,740.00	0	General Fund	Statewide	Single Business Tax refund per Court of Claims.
Country Crossing Food Store, Inc.	14,506.00	0	General (\$3,868) and Restricted (\$10,638) Funds	Statewide	Refund owed from Michigan Tax Tribunal Final Opinion and Judgment.
Pfizer, Inc.	1,603,901.00	0	General Fund	Statewide	Single Business Tax refund per Court of Claims.
FY 2013-14 TOTAL:	\$2,776,677.00	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: TREASURY

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Kazi Management St. Croix, LLC	\$29,178.00	\$0	General Fund	Statewide	Refund owed from Court of Claims case per Settlement Agreement.
Michael Cook, COL Kazi Foods	31,723.48	0	General Fund	Statewide	Refund for assessment per Stipulation and Order to Dismiss.
Robert B. and Ann S. Aikens	901,255.00	0	General (\$686,676) and Restricted (\$214,579) Funds	Ingham County	Refund of assessment per Court of Appeals.
Chrysler LCC	29,680,089.00	0	General Fund	Statewide	Single Business Tax refund per Court of Claims.
Hope 4 Homeowners/Harry Joseph Barnett	113,642.00	0	Restricted Funds	Oakland County	Foreclosure rescue scam victim restitution reimbursement payments.
Impact Homeowners Services, LCC	75,195.00	0	Restricted Funds	Macomb County	Foreclosure rescue scam victim restitution reimbursement payments.
Kenneth Sandoval and Zacharia Ortiz	747,094.00	0	Restricted Funds	Wayne County	Foreclosure rescue scam victim restitution reimbursement payments.
Citizens United Against Corrupt Government	7,792.00	0	General Fund	Wayne County	Attorney fees for the plaintiff's counsel.
Sherwin Williams Corp	33,000.00	0	General (\$8,800) and Restricted (\$24,200) Funds	Statewide	Refund owed from Court of Claims case per Settlement Agreement.
American Beverage Association	600,000.00	0	General Fund	Statewide	Settlement for unconstitutionality of MCL 457.572a(10).
FY 2013-14 TOTAL:	\$32,218,968.48	\$0			

FISCAL YEAR 2013-14

DEPARTMENT: TREASURY - MICHIGAN STRATEGIC FUND

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Energy Conversion Devices, Inc.	\$1,500,000.00	\$0	HUD/CDBG	Montcalm	Energy Conversion Devices Settlement Agreement.
FY 2013-14 TOTAL:	\$1,500,000.00	\$0			