

**STATUS OF LAWSUITS
AGAINST THE STATE OF MICHIGAN
FY 1995-96 UPDATE**



SENATE FISCAL AGENCY
LANSING, MICHIGAN
JANUARY 1997

THE SENATE FISCAL AGENCY

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The purpose of the Agency, as defined by statute, is to be of service to the Senate Appropriations Committee and other members of the Senate. In accordance with this charge the Agency strives to achieve the following objectives:

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 and is subject to the Americans with Disabilities Act.



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OVERVIEW

The information in this document is based on reports filed by State departments and agencies pursuant to Section 396(4) of Public Act 431 of 1984 (The Management and Budget Act). Based on the amounts reported, the State of Michigan paid \$114,525,892 for judgments and settlements in fiscal year (FY) 1995-96. Of the amount paid, \$90,525,000 (79.0%) is due to two cases against the Department of Natural Resources for alleged taking of property rights (Miller Brothers, et al v Department of Natural Resources, et al and Carnagel Oil Associates, et al v Department of Natural Resources, et al). Of the 173 cases that resulted in payments, 32 were judgments totaling \$8,079,568, and 141 were settlements totaling \$106,446,324.

The funding sources for payments were as follows:

	<u>Amount</u>	<u>Percent</u>
Budget Stabilization Fund	\$ 90,375,000	78.9
State Trunkline Fund	9,567,095	8.3
State General Fund	8,500,652	7.4
State School Aid Fund	5,331,636	4.7
Other State Restricted Funds	693,509	0.6
Federal Funds	<u>58,000</u>	<u>0.1</u>
	\$114,525,892	100.0

The following tables provide a 10-year history (FY 1986-87 through FY 1995-96) of payments made by State departments and agencies. Table 1 provides information on total payments, Table 2 lists judgments, and Table 3 lists settlements. Payments do not include workers' compensation and unemployment cases. The FY 1995-96 payments reflect the reorganization of State departments. Departments eliminated include Labor, Mental Health, Public Health, and Social Services. New departments include Environmental Quality, Community Health, Consumer and Industry Services, and the Family Independence Agency.

Table 1

TOTAL COURT JUDGMENTS AND SETTLEMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	1986-87	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95	1995-96
Agriculture	\$1,898,800	\$1,122,915	\$0	\$800	\$0	\$0	\$30,895	\$75,800	\$34,000	\$100,500
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	3,000	0	0	0	0	0	0	0	757	0
Civil Service	0	13,250	221,978	0	0	130,775	0	0	0	0
Commerce	49,496	0	4,473	14,000	0	14,000	0	7,000	231,467	0
Community Health										727,838
Consumer & Industry Services										0
Corrections	1,761,396	1,389,491	1,444,860	1,149,955	3,184,181	1,145,294	1,859,508	3,554,111	4,969,224	2,581,259
Education	8,041,725	8,021,657	3,196,188	3,834,816	4,092,833	4,711,540	4,718,571	5,629,103	5,333,941	5,331,636
Environmental Quality										358,459
Executive	0	0	0	0	0	0	0	0	0	0
Family Independence Agency										511,587
Judiciary	0	0	0	0	424,000	0	0	248,332	268,250	45,000
Labor	688,794	658,594	212,625	80,000	1,204,071	12,347	16,300	306,700	0	0
Library of Michigan	0	0	0	0	0	0	0	1,109,312	0	0
Licensing & Regulation	3,951	13,250	0	0	0	0	0	0	0	0
Lottery	0	0	4,012	0	0	0	0	55,721	4,000	0
Management & Budget	115,589	785,168	4,591,412	46,446	494,777	38,500	21,000	113,863	85,000	126,170
Mental Health	1,387,304	1,123,585	332,078	3,621,074	380,095	389,468	2,140,651	379,850	515,500	0
Michigan Jobs Commission									1,951,024	3,500
Military Affairs	12,000	0	250,000	0	0	0	0	0	0	25,000
Natural Resources	1,593,182	121,463	256,268	322,623	304,035	108,642	310,338	6,951,821	2,005,360	93,859,495
Public Health	69,722	625,490	25,000	0	0	81,586	687,240	38,365	318,959	0
Social Services	57,992	159,065	158,291	345,726	3,670,848	4,010,689	1,095,341	274,776	2,727,681	0
State	750	37,760	16,182	0	81,818	0	0	77,500	3,400	67,500
State Police	163,630	840,400	56,090	389,750	101,169	91,310	5,698,133	137,850	1,268,771	1,220,853
Transportation	28,659,135	16,454,263	16,626,950	20,709,143	22,784,855	12,861,671	20,922,840	12,871,557	9,882,412	9,567,095
Treasury	996,324	33,620	2,609	630,000	0	122,000	0	968,328	7,500	0
TOTAL:	\$45,502,790	\$31,399,971	\$27,399,016	\$31,144,333	\$36,722,682	\$23,717,822	\$37,500,817	\$32,799,989	\$29,607,246	\$114,525,892

Table 2

COURT JUDGMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	1986-87	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95	1995-96
Agriculture	\$1,708,800	\$1,122,915	\$0	\$800	\$0	\$0	\$30,895	\$0	\$0	\$0
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	0	0	0	0	0	0	0	0	757	0
Civil Service	0	0	221,978	0	0	50,000	0	0	0	0
Commerce	19,405	0	4,473	14,000	0	0	0	0	0	0
Community Health										50,000
Consumer & Industry Services										0
Corrections	391,719	996,839	1,040,684	502,516	2,325,847	815,634	1,224,624	2,589,407	3,784,529	1,472,162
Education	8,041,725	8,016,657	3,123,831	3,818,166	4,071,961	4,650,249	4,718,571	5,629,103	5,333,941	5,331,636
Environmental Quality										239,459
Executive	0	0	0	0	0	0	0	0	0	0
Family Independence Agency										0
Judiciary	0	0	0	0	0	0	0	0	0	0
Labor	679,044	652,994	0	0	1,737	0	0	251,700	0	0
Library of Michigan	0	0	0	0	0	0	0	1,109,312	0	0
Licensing & Regulation	0	0	0	0	0	0	0	0	0	0
Lottery	0	0	4,012	0	0	0	0	0	0	0
Management & Budget	113,589	167,168	4,563,672	0	1,500	0	0	113,863	45,000	120,000
Mental Health	226,529	9,781	16,055	1,663,846	244,570	22,500	87,500	0	0	0
Michigan Jobs Commission									0	3,500
Military Affairs	12,000	0	0	0	0	0	0	0	0	0
Natural Resources	0	88,760	145,628	10,178	276,335	82,526	0	192,870	242,834	201,811
Public Health	69,722	625,490	0	0	0	80,336	0	38,365	60,289	0
Social Services	45	93,459	4,845	0	2,767,641	2,900,000	29,223	1,520	2,137	0
State	750	260	16,182	0	63,818	0	0	2,500	0	0
State Police	74,380	675,000	15,090	0	3,728	71,810	5,125,633	9,650	762,500	0
Transportation	22,894,279	5,195,040	2,996,707	11,160,062	12,036,801	6,018,686	11,290,468	5,107,256	1,871,956	661,000
Treasury	996,324	0	2,609	630,000	0	122,000	0	8,328	0	0
TOTAL:	\$35,228,311	\$17,644,363	\$12,155,766	\$17,799,568	\$21,793,938	\$14,813,741	\$22,506,914	\$15,053,874	\$12,103,943	\$8,079,568

Table 3

SETTLEMENTS PAID BY THE STATE (Actual Dollars)										
DEPARTMENT	1986-87	1987-88	1988-89	1989-90	1990-91	1991-92	1992-93	1993-94	1994-95	1995-96
Agriculture	\$190,000	\$0	\$0	\$0	\$0	\$0	\$0	\$75,800	\$34,000	\$100,500
Attorney General	0	0	0	0	0	0	0	0	0	0
Civil Rights	3,000	0	0	0	0	0	0	0	0	0
Civil Service	0	13,250	0	0	0	80,775	0	0	0	0
Commerce	30,091	0	0	0	0	14,000	0	7,000	231,467	
Community Health										677,838
Consumer & Industry Services										0
Corrections	1,369,677	39,265	404,176	647,439	858,334	329,660	634,884	964,704	1,184,695	1,109,097
Education	0	5,000	72,357	16,650	20,872	61,291	0	0	0	0
Environmental Quality										119,000
Executive	0	0	0	0	0	0	0	0	0	0
Family Independence Agency										511,587
Judiciary	0	0	0	0	424,000	0		248,332	268,250	45,000
Labor	9,750	5,600	212,625	80,000	1,202,334	12,347	16,300	55,000	0	
Library of Michigan	0	0	0	0	0	0	0	0	0	0
Licensing & Regulation	3,951	13,250	0	0	0					
Lottery	0	0	0	0	0	0	0	55,721	4,000	0
Management & Budget	2,000	61,800	27,740	46,446	493,277	38,500	21,000	0	40,000	6,170
Mental Health	1,160,775	11,138	316,023	1,957,228	135,525	366,968	2,053,151	379,850	515,500	
Michigan Jobs Commission									1,951,024	0
Military Affairs	0	0	250,000	0	0	0	0	0	0	25,000
Natural Resources	1,593,182	32,703	110,640	312,445	27,700	26,116	310,338	6,758,951	1,762,526	93,657,684
Public Health	0	0	25,000	0	0	1,250	687,240	0	258,670	
Social Services	57,947	65,606	153,446	345,726	903,207	1,110,689	1,066,118	273,256	2,725,544	
State	0	37,500	0	0	18,000	0	0	75,000	3,400	67,500
State Police	89,250	16,540	41,000	389,750	97,441	19,500	572,500	128,200	506,271	1,220,853
Transportation	5,764,856	11,259	13,630,243	9,549,081	10,748,054	6,842,985	9,632,372	7,764,301	8,010,456	8,906,095
Treasury	0	33,620	0	0	0	0	0	960,000	7,500	0
TOTAL:	\$10,274,479	\$13,755,608	\$15,243,250	\$13,344,765	\$14,928,744	\$8,904,081	\$14,993,903	\$17,746,115	\$17,503,303	\$106,446,324

Payments by Departments

Five departments made payments totaling over one million dollars. Table 4 lists total cases and payments by State department.

Table 4

FY 1995-96 PAYMENTS BY DEPARTMENT				
DEPARTMENT	NUMBER OF CASES	PERCENT OF TOTAL	STATE PAYMENTS	PERCENT OF TOTAL
CORRECTIONS	55	31.8	\$2,581,259	2.3
EDUCATION	1	0.6	5,331,636	4.7
NATURAL RESOURCES	8	4.6	93,859,495	82.0
STATE POLICE	17	9.8	1,220,853	1.1
TRANSPORTATION	56	32.4	9,567,095	8.4
OTHER DEPARTMENTS	36	20.8	1,965,554	1.7
TOTAL:	173	100.0%	\$114,525,892	100.0

Department of Corrections

The Department of Corrections made payments in 55 cases totaling \$2,581,259, a decrease of \$2,387,965 (48.1%) from the \$4,969,224 paid in FY 1994-95 for 88 cases. The largest payment was \$1,026,738 in Ina Grant, et al v MDOC, et al for an employee discrimination case. The case involved plaintiffs who alleged race discrimination in hiring and promotion practices. The lowest payments were \$20 each for Clinton Allen v MPBD and Charles M. Hebestreit v Parole Board for costs associated with appeals of parole board decisions. The median payment was \$10,000. Six cases with payments over \$100,000 accounted for \$1,716,174 (66.5%).

Department of Education

The \$5,331,636 paid in FY 1995-96 represents continuing payments in the Berry v Benton Harbor Area School District desegregation case. The defendants in that case included the Benton Harbor Area School District, the Coloma School District, the Eau Claire School District, the Berrien County Intermediate School District, the State Board of Education, and the Superintendent of the Michigan Department of Education. The United States District Court for the Western District of Michigan, Southern Division, directed the State of Michigan to pay certain expenses related to the court's desegregation remedy plan detailed in the court's order dated May 1, 1981. Most of the payments relate to maintenance funding to school districts for students who elected to transfer to another school district and transportation costs. State payments for this case have totaled \$52.6 million from FY 1980-81 through FY 1995-96.

Department of Natural Resources

Of the \$93,859,495 paid for eight cases, \$90,525,000 (96.4%) was due to two cases (Miller Brothers, et al v DNR, et al and Carnagel Oil Associates, et al v DNR, et al) for inverse condemnation actions. In 1986, Miller Brothers submitted a proposed hydrocarbon development plan for the Nordhouse

Dunes Area. In April 1987, the Department of Natural Resources issued conclusive findings and determinations prohibiting hydrocarbon exploration and production in defined protected areas. The mineral lessees (Miller Brothers) and the mineral rights owners/lessors (Carnagel Oil Associates and Porter-Mulder) brought inverse condemnation actions in the Court of Claims. In August 1989, the Court of Claims issued an opinion and order granting summary disposition for the plaintiffs. On February 22, 1994, the Court of Appeals affirmed the decision that the Department of Natural Resources was liable. Subsequent legal proceedings led to settlement payments of \$60,525,000 to Miller Brothers, \$14,450,000 to Carnagel Oil Associates, and \$15,550,000 to Porter-Mulder.

Department of State Police

Payments totaled \$1,220,853 for 17 cases. Payments ranged from \$320 in Ladd v MSP for damage to the plaintiff's lawn when defendant's vehicle was stuck in plaintiff's driveway, to \$930,353 in Morris v Kaatz, et al for alleged negligence.

Department of Transportation

The Department of Transportation made payments in 56 cases totaling \$9,567,095. This represents a decrease of \$315,317 (3.2%) from the \$9,882,412 paid in FY 1994-95. Fifty-two of the cases were highway negligence actions which accounted for \$9,074,595 (94.9%) of the total amount paid by the Department of Transportation. Payments for highway negligence cases ranged from \$500 in Arnold v MDOT for a failure to maintain highway (pothole) case to \$1,500,000 in Grimaldi v MDOT for alleged unnatural accumulation of snow. The median payment in highway negligence cases was \$40,000. There were 35 cases with payments of less than \$100,000. Eight cases with payments over \$500,000 accounted for \$6,101,082 (67.2%) of highway negligence payments.

Table 5 and Table 6 on page 8 provide statistics on highway negligence payments over the last 10 years. From FY 1986-87 through FY 1995-96 the State paid \$160 million for 750 cases. Annual payments ranged from \$9.1 million in FY 1995-96 to \$26.7 million in FY 1986-87.

Table 5

HIGHWAY NEGLIGENCE STATISTICS NUMBER OF CASES					
	JUDGMENTS	PERCENT OF TOTAL	SETTLEMENTS	PERCENT OF TOTAL	TOTAL CASES
FY 1986-87	26	37.7	43	62.3	69
FY 1987-88	10	12.3	71	87.7	81
FY 1988-89	10	11.1	80	88.9	90
FY 1989-90	15	17.4	71	82.6	86
FY 1990-91	3	3.6	80	96.4	83
FY 1991-92	11	11.8	82	88.2	93
FY 1992-93	6	8.6	64	91.4	70
FY 1993-94	3	3.8	76	96.2	79
FY 1994-95	3	6.4	44	93.6	47
FY 1995-96	1	1.9	51	98.1	52
TOTAL:	88	11.7	662	88.3	750

Table 6

HIGHWAY NEGLIGENCE STATISTICS PAYMENTS					
	JUDGMENTS (millions)	PERCENT OF TOTAL	SETTLEMENTS (millions)	PERCENT OF TOTAL	TOTAL (millions)
FY 1986-87	\$22.6	84.6	\$ 4.1	15.4	\$ 26.7
FY 1987-88	5.2	32.3	10.9	67.7	16.1
FY 1988-89	2.9	19.3	12.1	80.7	15.0
FY 1989-90	8.9	51.1	8.5	48.9	17.4
FY 1990-91	10.0	49.3	10.3	50.7	20.3
FY 1991-92	6.0	47.6	6.6	52.4	12.6
FY 1992-93	11.3	55.7	9.0	44.3	20.3
FY 1993-94	5.1	40.5	7.5	59.5	12.6
FY 1994-95	1.9	19.2	8.0	80.8	9.9
FY 1995-96	0.7	7.7	8.4	92.3	9.1
TOTAL:	\$74.6	46.6	\$85.4	53.4	\$160.0

FISCAL YEAR 1995-96

DEPARTMENT: Agriculture

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Lionel Swan v State of Michigan and Office of Racing Commissioner	\$10,500.00	\$ 0	General Fund	Wayne	Plaintiff was alleging that the abolishment of his supervisor job after he won a Civil Service grievance decision was an act of retaliation and/or race discrimination. Settlement was negotiated.
Charles Rathka v David Tyner, et al	90,000.00	0	General Fund	Genesee	Wrongful death case.
FY 1995-96 TOTAL:	\$ 100,500.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Community Health

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
United States Environmental Protection Agency v Kalamazoo Psy. Hospital	\$50,000.00	\$ 0	General Fund	Kalamazoo	Violation of Section 113(d) of Clean Air Act.
FY 1995-96 TOTAL:	\$50,000.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Community Health

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Reece v SOM, et al	\$12,000.00	\$ 0	General Fund	Oakland	Injury to client at Clinton Valley Center.
Deborah Gross v NRPH, et al	175,000.00	0	General Fund	Wayne	Violations of civil rights and sexual harassment.
Ronald Sears v KPH	2,552.83	0	General Fund	Kalamazoo	Damage to employees personal property.
Acord v SOM, et al	1,495.00	0	General Fund	Tuscola	Patient personal property loss.
Betty Rice v CS Kim, et al	75,000.00	0	General Fund	Kalamazoo	Patient death.
Patterson v Kleiman	56,000.00	0	General Fund	Wayne	Patient death.
Lawrence Chadzynski	130,713.60	0	General Fund	Ingham	Administrative grievance.
Ute Von Der Heyden	170,576.66	0	General Fund	Ingham	Administrative grievance.
James J. Polonis v Standish Community Hospital, et al	54,500.00	0	Federal Title XVIII	Arenac	Hospital inspection.

FY 1995-96 TOTAL:

\$ 677,838.09 \$ 0

FISCAL YEAR 1995-96

DEPARTMENT: Corrections

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Clinton Allen v MPBD	\$ 20.00	\$ 0	General Fund	Lenawee	Parole release process.
Jerry Dowell Bailey, Jr. v DOC	65.00	0	General Fund	Ionia	Failure to protect-prisoner.
Theodis Bates v John Cotton & John Jabe	3,500.00	0	General Fund	Jackson	Failure to protect-prisoner.
Bibbs v Ranger, et al	48,129.44	129.44	General Fund	Jackson	Failure to protect-prisoner.
Cain v MDOC	78,894.74	0	General Fund	Multiple Counties	Property-attorney fees & monitoring charges.
Campbell v Esch	22,856.75	0	General Fund	Muskegon	Harassment-prisoner.
Roderick Conley v MDOC	70.00	0	General Fund	Chippewa	Petition for judicial review.
Richard Courtemanche v MDOC	72.00	0	General Fund	Lenawee	Mail, non-legal.
Mary Glover, et al v Perry Johnson, et al	124,435.99	0	General Fund	Multiple Counties	Female offenders, equality.
Ina Grant, et al v MDOC et al	1,026,738.00	0	General Fund	Wayne	Employee discrimination.
Alphonse Gucci v McCarthy	150.00	0	General Fund	Chippewa	Harassment-prisoner.
Gene R. Harper v DOC	5,365.00	0	General Fund	Lenawee	Time Computation-attorney fees.
Hartsfield v D. Isom, et al	576.00	0	General Fund	Ionia	Harassment-prisoner.
Napoleon Hartsfield v Terry Pitcher	3,702.30	0	General Fund	Arenac	Attorney fees.
Charles M. Hebestreit v Parole Board	20.00	0	General Fund	Wayne	Parole violation process.
William C. Hunt, #187238 v MDOC	41.90	0	General Fund	Lenawee	FOIA.
Ronald Jordon v D. Majurin, et al	219.54	0	General Fund	Marquette	Discrimination-prisoner.

FISCAL YEAR 1995-96

DEPARTMENT: Corrections

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Jungling v Mich. Dept. of Civil Service/MDOC	3,288.95	0	General Fund	Ingham	Employee-other.
Landis v MDOC	102.00	0	General Fund	Muskegon	FOIA.
William Miller v George Field, et al	150,000.00	0	General Fund	Alger	Failure to protect-prisoner-judgment \$50,000 - attorney fees \$100,000.
Schneider v MDOC	80.00	0	General Fund	Ingham	Security classification.
Sweeton v Brown, et al	914.38	0	General Fund	Ingham	Parole release-attorney fees.
Melody A.P. Wallace v DOC	2,819.96	0	General Fund	Ingham	Employee discrimination.
Larry Wohn v Michigan Parole Board	100.00	0	General Fund	Lenawee	Parole release process.

FY 1995-96 TOTAL:

\$ 1,472,161.95 \$ 129.44

FISCAL YEAR 1995-96

DEPARTMENT: Corrections

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Kristel Aldrich v MDOC, et al	\$ 24,000.00	\$ 0	General Fund	Gratiot	Employee sexual harassment.
Toni Faye Austin v MDOC	72.00	0	General Fund	Macomb	FOIA.
Philip & Faith Baribeau	25,000.00	0	General Fund	Branch	LCF Staff shrub removal.
Bout v Abramajtys	9,840.00	0	General Fund	Muskegon	Legal mail.
Bowman v Watson, et al	11,000.00	0	General Fund	Jackson	Failure to protect-prisoner.
Bright v McGinnis, et al	200.00	0	General Fund	Chippewa	Classification.
Cornell & Winifred Burris v MDOC	135,000.00	0	General Fund	Wayne	Employee discrimination.
Karri Chamberlin v SOM, et al	11,000.00	0	General Fund	Gratiot	Employee discrimination.
Ilene Edwards v Keith Hickmon, et al	130,000.00	0	General Fund	Washtenaw	Failure to protect (public).
Matthew Felder v MDOC	20,500.00	0	General Fund	Arenac	Time computation.
Geir v MDOC	45,000.00	0	General Fund	Tuscola	Employee discrimination.
Holts v MDOC, et al	150,000.00	0	General Fund	Wayne	Employee discrimination.
Marion Honyoust v MDOC	20,000.00	0	General Fund	Branch	Employee discrimination.
Dwight Conrad Hughes v MDOC, et al	60,000.00	0	General Fund	Jackson	Personal injury-prisoner.
Fatima Hunter v Walter Baraboll	43,000.00	0	General Fund	Wayne	Employee-other.
Erick Jacobson v MDOC, et al	35,000.00	0	General Fund	Jackson	Employee discrimination.
Elaine Johnson v MDOC	4,000.00	0	General Fund	Gratiot	Employee discrimination.
Willie Jones v Robyn Cole, et al	1,000.00	0	General Fund	Jackson	Medical prisoner.
Mandrell v Davis	1,500.00	0	General Fund	Washtenaw	Use of force.

FISCAL YEAR 1995-96

DEPARTMENT: Corrections

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
McCleese v Todd, et al	95,000.00	0	General Fund	Muskegon	Personal injury-prisoner.
Nelson v MDOC	17,400.00	0	General Fund	Marquette	Employee-other.
Norman v Nobles, et al	9,000.00	0	General Fund	Washtenaw	Attorney fees and costs.
Vernon Reynolds, et al v Sandra Strittmatter	76,000.00	0	General Fund	Jackson	Medical - prisoner.
Linda Richardson v MDOC, et al	10,000.00	0	General Fund	Gratiot	Employee discrimination.
Simmons v MDOC, et al	75,000.00	0	General Fund	Oakland	Employee discrimination.
Karen Sleva v MDOC	15,000.00	0	General Fund	Oakland	Employee discrimination.
Spruytte v Anthony Owens	4,800.00	0	General Fund	Ionia	Prisoner property.
Timothy Taylor v Dale Foltz	48,285.40	0	General Fund	Jackson	Failure to protect-prisoner.
Tripp v MDOC	7,500.00	0	General Fund	Arenac	Harassment - employee.
Wilson v Avery	15,000.00	0	General Fund	Jackson	Harassment - prisoner.
Woods v Zavisa, et al	10,000.00	0	General Fund	Montcalm	Failure to protect-prisoner.

FY 1995-96 TOTAL:

\$ 1,109,097.40 \$ 0

FISCAL YEAR 1995-96

DEPARTMENT: Education

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Berry v Benton Harbor Area School District	\$5,331,636.20	\$ 0	State School Aid Fund	Berrien	School desegregation.
FY 1995-96 TOTAL:	\$5,331,636.20	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Environmental Quality

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
USA and State of Michigan v Production Plated Plastics	\$239,458.57	\$ 0	Environmental Bond Fund	Kalamazoo	Administrative court registry account to compensate a third party trustee.
FY 1995-96 TOTAL:	\$ 239,458.57	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Environmental Quality

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
State of Michigan v Watkins Oil Company, Inc., Folk Oil Company, Inc. and Convenience King Group, Inc. and Folk Oil Company and Convenience King Group, Inc. v MPD Petroleum, Inc. and MUSTFA Administrator	\$119,000.00	\$ 0	MUSTFA	Calhoun	Payment of sum to resolve third party indemnification claim made for past response activity costs at 1344 E. Columbia Rd., Battle Creek, Calhoun County, Michigan.
FY 1995-96 TOTAL:	\$119,000.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Family Independence Agency

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Michigan Association of Ambulance Services, et al v FIA	\$ 29,175.33	\$ 0	General Fund	Ingham	Attorney fees.
Hansen Travel Agency v FIA	1,155.75	0	General Fund	Oakland	Reimbursement for airfare needed for Medicaid recipient's medical treatment.
Lake County Corp., d/b/a the Sheraton of Lansing v FIA	2,255.75	0	General Fund	Ingham	Payment for use of conference facilities.
Morgan, Susan v MDSS, et al	10,500.00	0	General Fund	Ingham	Sex discrimination.
Kirchner, Raymond v FIA	10,000.00	0	General Fund	Wayne	Reasonable work accommodations.
Dickman, Marcia v FIA, et al	100,000.00	0	General Fund	Wayne	Reasonable work accommodations.
Hough, Blaque, et al v FIA, et al	2,500.00	0	General Fund	Allegan	Plaintiff alleged her children were abused while in foster care.
Mackenzie, Patricia v FIA	7,500.00	0	General Fund	St. Joseph	Slip and fall at local FIA office.
Smith, Vincent, et al v FIA	500.00	0	General Fund	Ottawa	Alleged negligent placement of foster child.
Parker, Mary, et al v FIA, et al	30,000.00	0	General Fund	Ottawa	Alleged negligence of an APS worker.
Coker, Craig v FIA	40,000.00	0	General Fund	St. Joseph	Alleged negligent placement of his son in foster care.

FISCAL YEAR 1995-96

DEPARTMENT: Family Independence Agency

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Thorpe, Beverly, et al v Womens Resource, et al	50,000.00	0	General Fund	Emmet	Plaintiff alleged his children were abused by a FIA/CWEP worker.
Paavo, Carolyn, et al v FIA	38,000.00	0	General Fund	Gogebic	Wrongful death.
Kemperman, Richard, et al v FIA, et al	115,000.00	0	General Fund	Kent	Wrongful death.
Blakeslee, Neil, (Sara Miller), et al v FIA, et al	75,000.00	0	General Fund	Kent	Wrongful death.

FY 1995-96 TOTAL:

\$ 511,586.83 \$ 0

FISCAL YEAR 1995-96

DEPARTMENT: Judiciary

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Monroe County v Michigan Supreme Court & SCAO	\$15,000.00	\$ 0	General Fund	Monroe	Employment action.
Linda Ashford v State Judicial Council, et al	30,000.00	0	General Fund	Wayne	Failure to promote.
FY 1995-96 TOTAL:	\$ 45,000.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Management and Budget

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Willie Johnson v State of Michigan Department of Management and Budget, et al	\$120,000.00	\$ 0	State Restricted	Wayne	Employment dispute.
FY 1995-96 TOTAL:	\$120,000.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Management and Budget

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Grievance #94-AS-DMB 23-N-01 and 02	\$6,170.16	\$ 0	Retirement Pension Funds	Ingham	Arbitration bill. 50% paid by the State and 50% paid by employee's union.
FY 1995-96 TOTAL:	\$6,170.16	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Michigan Jobs Commission

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Charles Dircken v State of Michigan Department of Education, Vocational Rehabilitation	\$ 3,500.00	\$ 0	DED-OSERS Federal Funds	Kalamazoo	State of Michigan employee mediation award.
FY 1995-96 TOTAL:	\$ 3,500.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Military Affairs

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Rebecca R. Bradley v Michigan Veterans Facility	\$25,000.00	\$ 0	General Fund	Kent	Settlement for patient death.
FY 1995-96 TOTAL:	\$ 25,000.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Natural Resources

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Platt Lake Improvement Association	\$176,196.92	\$ 0	Game & Fish Fund	Benzie	Phosphorous levels at Fisheries Platte River Hatchery.
James G. Truchan v Michigan Department of Natural Resources (DNR) and the Michigan Civil Service Commission	25,614.40	0	General Fund	Ingham	Breach of Agreement - DNR failed to pay Plaintiff at the CES IC pay rate as promised following his reassignment to a lower level CES position.
FY 1995-96 TOTAL:	\$ 201,811.32	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Natural Resources

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Lease Management, Inc. v MDNR	\$ 8,100.00	\$ 0	Game & Fish Fund	Marquette	Dispute over contract work.
Commercial License Holders v MDNR	3,100,000.00	0	General Fund	Ingham	Claiming among other things that the "zeroing out" of permissible catch totals for licenses of plaintiffs constituted an unconstitutional taking of plaintiffs' respective property interests in said licenses without just compensation and the deprivation of their civil rights.
Koniewski, Roman, v State of Michigan	23,341.45	0	Land Sale Fund	Wayne	Fire started in tax-reverted building causing damage to plaintiff's building.
Russell, Linda H. v State of Michigan	1,242.50	0	Land Sale Fund	Wayne	Fire started in tax-reverted building causing damage to plaintiff's building.

FISCAL YEAR 1995-96

DEPARTMENT: Natural Resources

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Miller Brothers, et al v Department of Natural Resources, et al ¹	\$60,525,000.00	\$ 0	\$60,375,000 Budget Stabilization Fund \$150,000 General Fund	Mason	Alleged regulatory taking of property rights - inverse condemnation actions.
Carnagel Oil Associates, et al v Department of Natural Resources, et al ¹	30,000,000.00	0	Budget Stabilization Fund	Mason	Alleged regulatory taking of property rights - inverse condemnation actions.
FY 1995-96 TOTAL:	\$ 93,657,683.95	\$ 0			

¹These cases were originally filed against the Department of Natural Resources (DNR) in May 1988, prior to the Executive Order that created the Department of Environmental Quality (DEQ) effective October 1, 1995. The payment to Miller Brothers included \$59,500,000 for the court settlement, and \$1,025,000 for a late payment charge of \$25,000 per day. The amount was due October 3, 1995, and actually paid on November 13, 1995. The settlement for the Carnagel Oil case included payments of \$14,450,000 to Carnagel Oil Associates and \$15,550,000 to Porter-Mulder. The appropriation for the settlement contained in Public Act 195 of 1995 was made to the Department of Natural Resources.

FISCAL YEAR 1995-96

DEPARTMENT: State

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
ACORN v Miller and LaPalm v Engler	\$ 67,500.00	0.00	General Fund	Statewide	Noncompliance with the National Voter Registration Act.
FY 1995-96 TOTAL:	\$ 67,500.00	\$ 0.00			

FISCAL YEAR 1995-96

DEPARTMENT: State Police

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Spriks v Hartwig	\$ 5,000.00	0	General Fund	Delta	Plaintiff claimed she was pulled from her vehicle, assaulted and falsely arrested.
Richardson v MSP	25,000.00	0	General Fund	Wayne	Plaintiff claimed she was sexually harassed by her superior.
Blase v Appicelli	60,000.00	0	General Fund	Wayne	Plaintiff was arrested for disorderly conduct and claimed the arrest was unlawful.
Gordon v Greenway	21,150.00	0	General Fund	Bay	Plaintiff claimed the Defendant pointed a gun at him during an off-duty altercation.
Erwin v Arciniega	35,000.00	0	General Fund	Ingham	Plaintiff claimed he was pistol-whipped by Defendant.
Ryznar Trucking v MSP	1,500.00	0	General Fund	Monroe	Plaintiff wanted to be reimbursed for a citation he was issued that was later dismissed.
Townshend v Hazelroth, et al	50,000.00	0	General Fund	Ingham	Plaintiff claimed the Defendants were guilty of slander and tried to ruin his career as a firearms expert witness.

FISCAL YEAR 1995-96

DEPARTMENT: State Police

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Zdun v Nunn, et al	16,000.00	0	General Fund	Wayne	Plaintiff claimed he was assaulted and handcuffed, and that Defendants pointed their guns at him during an illegal search of his business.
Wardell v MSP	3,950.00	0	General Fund	Clare	Plaintiff claimed the Defendants were pursuing a felon and damaged his trailer by forcing entry.
Patrick v MSP	580.00	0	General Fund	Ingham	Denied FOIA request.
Meckley v Diekema	36,000.00	0	General Fund	Hillsdale	Plaintiff claimed the Defendants assaulted her during an illegal search of her home.
Morris v Kaatz, et al	930,353.00	0	General Fund	Monroe	Plaintiff claimed the Defendant was negligent when he informed her and her family to remain in their disabled vehicle on the shoulder of the road and that he would call a towing service. Towing service never arrived and another vehicle collided with their vehicle, seriously injuring their young son.

FISCAL YEAR 1995-96

DEPARTMENT: State Police

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Fitzgerald v Willing	7,000.00	0	General Fund	Cass	Plaintiff claimed the Defendants confiscated and destroyed his fireworks without a warrant or court order.
Ladd v MSP	320.00	0	General Fund	Hillsdale	Plaintiff claimed his lawn was damaged by Defendants when their vehicle got stuck in his driveway and needed to be removed by a tow truck.
Nettleton v Willing	7,500.00	0	General Fund	Saginaw	Plaintiff claimed the Defendants broke down her door and assaulted her while executing a search warrant.
Abner v MSP	1,500.00	0	General Fund	Wayne	Plaintiff, during a routine traffic stop, was arrested for no operators license in possession and she claimed she was falsely arrested.
Mitchell v Cardenas	20,000.00	0	General Fund	Washtenaw	Plaintiff claimed the Defendants negligently entrapped him into committing a crime and falsely arrested and imprisoned him.
FY 1995-96 TOTAL:	\$ 1,220,853.00	\$ 0			

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 1: JUDGMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Markillie v MDOT	\$661,000.00	\$151,557.78	State Trunkline Fund	Livingston	Failure to properly sign intersection.
FY 1995-96 TOTAL:	\$661,000.00	\$151,557.78			

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Arnold v MDOT	\$ 500.00	\$ 0	State Trunkline Fund	Oakland	Failure to maintain due to pothole.
Bakshi v MDOT	50,000.00	0	State Trunkline Fund	Wayne	Accumulation of snow and ice at bottom of freeway ramp due to improper design, failure to warn and maintain.
Branner v MDOT	25,000.00	0	State Trunkline Fund	Oakland	Traffic light malfunctioning.
Buskell v MDOT	40,000.00	0	State Trunkline Fund	Sanilac	Too many curb cuts, improper striping, improper signing, improper curb parking and lane designation, improper allowance of passing.
Cole v MDOT	562,500.00	0	State Trunkline Fund	Livingston	Improper design, failure to mark, warn, delineate, sign, grade and signalize.
Collins v MDOT	50,000.00	0	State Trunkline Fund	Wayne	Failure to maintain and warn due to pothole.
Coombs v MDOT	10,000.00	0	State Trunkline Fund	Oakland	Failure to post signs, traffic control devices, warnings, improper signal visor, lack of visors on signal and back plate on signal, improper aiming of device.
Delongchamp v MDOT	10,000.00	0	State Trunkline Fund	Oakland	Failure to properly position traffic signal, install visor, back plate.

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Ellison V MDOT	48,000.00	0	State Trunkline Fund	Wayne	Failure to maintain and warn regarding pothole.
Farmer v MDOT	25,000.00	0	State Trunkline Fund	Jackson	Failure to correct bridge height or properly warn of bridge height.
Greco v MDOT	100,000.00	0	State Trunkline Fund	Wayne	Failure to warn, properly blockade with tapers, adequately sign.
Grimaldi v MDOT	1,500,000.00	0	State Trunkline Fund	Wayne	Unnatural accumulation of snow.
Harris v MDOT	20,000.00	0	State Trunkline Fund	Oakland	Malfunctioning traffic signal, inadequate sight distance, improper speed posting, lack of adequate delineations/reflectors.
Hayes v MDOT	700,000.00	0	State Trunkline Fund	Osceola	Improper design of curve, lack of guardrails, improper slope, lack of proper speed & warning signs, failure to appropriately bank.
Johnson v MDOT	5,000.00	0	State Trunkline Fund	Midland	Improper shoulder super-elevation, shoulder dropoff from travel to paved shoulder and paved shoulder to unpaved shoulder; improper gravel shoulder composition.

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Joslin v MDOT	10,000.00	0	State Trunkline Fund	Marquette	Failure to warn of pedestrian traffic, warn pedestrians to use caution, lack of crosswalks, inadequate traffic signal sequencing.
LaClaire v MDOT	281,612.00	0	State Trunkline Fund	Ottawa	Improper design of intersection and adjacent railroad, improper elevation, improper positioning of stop sign, lack of second stop sign, lack of traffic light.
Lebar v MDOT	175,000.00	0	State Trunkline Fund	Wayne	Unnatural accumulation of water and improper maintenance by snowblading accumulated water.
Lefler v MDOT	725,000.00	0	State Trunkline Fund	Washtenaw	Water on road due to malfunctioning water extractor.
Mire v MDOT	45,000.00		State Trunkline Fund	Kent	Malfunctioning traffic signal and failure to warn for same.
Papple v MDOT	45,250.00		State Trunkline Fund	Macomb	Improper signing, warning devices, traffic control devices and sight lines.

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Prater v MDOT	25,000.00		State Trunkline Fund	Wayne	Lack of stopping and decisional and intersection sight distance, excessive speed limit, inadequate skid resistance, inadequate width of travel lanes and shoulder.
Price v MDOT	120,000.00		State Trunkline Fund	Wayne	Steam from manhole decreased visibility and failure to warn for.
Richards v MDOT	37,500.00		State Trunkline Fund	Wayne	Malfunctioning traffic signal and failure to warn for.
Sackett v MDOT	37,500.00		State Trunkline Fund	Lenawee	Failure to design, mark, use appropriate traffic control devices at intersection.
Sanchez v MDOT	60,000.00		State Trunkline Fund	Branch	Failure to warn, barricade, sign, maintain re: pothole.
Scheiern v MDOT	20,000.00		State Trunkline Fund	Gratiot	Failure to maintain surface such that excessive rainwater accumulated and failure to warn regarding hazard.
Schmidt & Logan v MDOT	285,000.00		State Trunkline Fund	Lapeer	Shoulder rutting and failure to warn.
Schoos v MDOT	4,000.00	0	State Trunkline Fund	Keweenaw	Failure to maintain due to sand on highway.
Shepard v MDOT	35,000.00	0	State Trunkline Fund	Wayne	Absent overhead traffic signal, lack of sign warning for.

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Shirely v MDOT	750,000.00	0	State Trunkline Fund	Gratiot	Improper design resulting in unnatural accumulation of water.
Shourd, Terry v MDOT	185,000.00	0	State Trunkline Fund	Isabella	Failure to warn, maintain regarding indentations resulting in hydroplaning.
Shourd, William v MDOT	200,000.00	0	State Trunkline Fund	Isabella	Failure to maintain and warn regarding tire track indentations resulting in water accumulation.
Simmons v MDOT	30,000.00	0	State Trunkline Fund	Huron	Failure to design, mark, sign, warn re: hazardous condition.
Slimmen v MDOT	6,344.33	0	State Trunkline Fund	Benzie	Failure to maintain due to gravel on highway.
Smith, Carolyn v MDOT	452,581.66	2,581.66	State Trunkline Fund	Wexford	Improper construction, design & maintenance resulting in slippery road surface and failure to warn for.
Smith, Scot v MDOT	50,000.00	0	State Trunkline Fund	Oakland	Improper maintenance of shoulder and median.
St. Amour v MDOT	250,000.00	0	State Trunkline Fund	Kent	Inadequately controlled intersection, lack of sight distance.
Taylor v MDOT	9,000.00	0	State Trunkline Fund	Wayne	Failure to maintain due to obstruction (open gate on service drive).

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Teelander v MDOT	25,000.00	0	State Trunkline Fund	Oakland	Lack of warnings and traffic control signal, presence of dip that obscured intersection, excessive speed limit.
Turner v MDOT	50,000.00	0	State Trunkline Fund	Wayne	Failure to maintain due to pothole.
Twarog v MDOT	700.00	0	State Trunkline Fund	Saginaw	Flail mower was operated negligently hurling up gravel.
Vandenheuvel v MDOT	600,000.00	0	State Trunkline Fund	Gratiot	Improper design and maintenance resulting in unnatural water accumulation and failure to warn for.
Wallace v MDOT	40,000.00	0	State Trunkline Fund	Wayne	Failure to maintain road surface due to flooding and lack of warnings/barricades.
Weber v MDOT	19,000.00	0	State Trunkline Fund	Oakland	Failure to maintain and warn regarding concrete chunk that was propelled up out of the highway.
Wehmeyer v MDOT	602,581.69	2,581.66	State Trunkline Fund	Wexford	Improper construction, design & maintenance resulting in slippery road surface and failure to warn.
WMU v MDOT	4,025.31	0	State Trunkline Fund	Jackson	Failure to maintain (loosened pavement marker).

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Highway Negligence Litigation

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Wieland v MDOT	40,000.00	0	State Trunkline Fund	Bay	Failure to place flashers, warnings re: obstruction of vision due to dust from grading operation.
Williams, Alan v MDOT	10,000.00	0	State Trunkline Fund	Wayne	Failure to maintain due to pothole.
Williams, Gail v MDOT	30,000.00	0	State Trunkline Fund	Macomb	Improperly angled intersection, lack of signal, fail to intersect with another road, sight problems.
Wood v MDOT	7,500.00	0	State Trunkline Fund	Wayne	Depressed uneven pavement.
FY 1995-96 TOTAL:	\$ 8,413,594.99	\$5,163.32			

FISCAL YEAR 1995-96

DEPARTMENT: Transportation - Transportation Division

FORM 2: SETTLEMENTS PAID BY THE STATE

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Elkie v MDOT	\$25,000.00	\$ 0	State Trunkline Fund	Presque Isle	Condemnation-abandonment of acquisition after tenant moved and costs incurred.
Korneffel v MDOT	27,500.00	0	State Trunkline Fund	Wayne	Alleged additional costs from defective plans and unsafe traffic control.
Kountoupes Painting v MDOT	300,000.00	0	State Trunkline Fund	Wayne	Bridge painting contractor alleged MDOT required extra work not fairly disclosed by plans without compensation.
Pacer Contracting v MDOT	140,000.00	0	State Trunkline Fund	Oscoda	Changed conditions and extra work - additional earth work; sign and utility interference.
FY 1995-96 TOTAL:	\$ 492,500.00	\$ 0			



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MONTH OF PUBLICATION

o Higher Education Summary Periodically
o Monthly Revenue Report Monthly
o Notes on the Budget and Economy Bimonthly
o Statistical Report November
o Status of Lawsuits Involving the State of Michigan February