

47685

June 30, 2015

To: Honorable Members of the
Board of Acquisition and Contract

From: Robert F. Meehan
County Attorney

Re: Request for Authorization to Settle the Lawsuit of Allstate Insurance Company
A/S/O Tajon Williams v. The County of Westchester in the amount of
\$12,378.01 inclusive of attorney's fees.

Attached for your consideration is a resolution which, if approved by your Honorable Board, would authorize settlement of the lawsuit entitled Allstate Insurance Company A/S/O Tajon Williams v. The County of Westchester.

This action was commenced by plaintiff, Allstate Insurance Company as subrogee of Tajon Williams, in the Supreme Court of the State of New York, Westchester County. Plaintiff alleges that on January 27, 2014, a car owned by Tajon Williams was traveling through the intersection of Webster and Mayflower Avenues, in the City of New Rochelle, when her vehicle was struck by a vehicle owned by the County of Westchester. Plaintiff's son was driving her car at the time of the accident. This claim was for property damage only. Plaintiff submitted repair estimates in support of her claim that her vehicle sustained damage in the amount of \$24,756.02.

At trial, Plaintiff will argue that the County driver failed to yield at a red light. Plaintiff will argue that this alleged deviation from the standard of care was the cause of the damage to her car.

The Plaintiff is represented by Brian Suchoff Esq., Ross & Suchoff, L.L.C., 60 East 42nd Street, Suite 4600, New York, NY 10165.

In light of the nature of damage to the Plaintiff's car and the possibility that a jury may believe that the operator of the County vehicle was negligent and his actions were the proximate



cause of the damage, a settlement of \$12,378.01 is proposed, and Plaintiff's counsel has indicated that such an amount would be acceptable to Plaintiff.

RFM/dp

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/12/2015 - JOAN COCCIARDI, SECRETARY

RESOLUTION

Upon the communication of the County Attorney, it is hereby

RESOLVED, that the County Attorney is hereby authorized to settle the lawsuit of Allstate Insurance Company A/S/O Tajon Williams v. The County of Westchester by payment from the County of Westchester to Allstate Insurance Company A/S/O Tajon Williams in an amount not to exceed \$12,378.01; and it is further

RESOLVED, that the County Attorney or his designee is authorized to execute any documents necessary to implement this resolution.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
615	59	0691/3520	4280/05		\$12,378.01

Budget Funding Year(s) 2015 Start Date 1/1/2015 End Date 12/31/2015
(must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$ 12,378.01 Federal Aid _____

(must match resolution) Other 6N fund _____