

OnBase ID # 85941

June 21, 2021

To: Honorable Members of the  
Board of Acquisition and Contract

From: John M. Nonna  
County Attorney

Re: Request for Authorization to Settle the Lawsuit Sire Lewis v. Westchester  
County, Westchester County Department of Corrections in the amount of  
\$30,000.00.

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Attached for your consideration is a resolution which, if approved by your Honorable Board, would authorize settlement of the lawsuit Sire Lewis v. Westchester County, Westchester County Department of Corrections.

This action was commenced by Plaintiff, Sire Lewis, in the Supreme Court of the State of New York, Westchester County. Plaintiff alleges that on July 4, 2016 in the Two Northwest Housing Unit of the Westchester County Jail, while an inmate, he was approached from behind and attacked by another inmate with a razor blade during a tele-visit. As a result, the Plaintiff sustained a laceration and scar on the right side of his face, from his ear to his eye. For your information, the County is not in possession of the subject razor, and notably, our expert witness was unable to provide a strong opinion in defense of the County in this matter.

Plaintiff is represented by Clifford S. Nelson, of the Law Offices of Michael H. Joseph, PLLC.

In light of the nature of plaintiff's injuries and the position of our expert witness, a settlement of \$30,000.00 is proposed, and plaintiff's counsel has indicated that such an amount would be acceptable to plaintiff.

JMN/cb

**RESOLUTION**

Upon the communication of the County Attorney, it is hereby

RESOLVED, that the County Attorney is hereby authorized to settle the lawsuit Sire Lewis v. Westchester County, Westchester County Department of Corrections by payment from the County of Westchester to Sire Lewis in the amount of \$30,000.00; and it is further

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

Original Agreement	\$	N/A
First Amendment	\$	N/A
This Amendment	\$	N/A
<b>TOTAL</b>	<b>\$</b>	<b>N/A</b>

Account to be Charged/Credited

Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
615	59	0696/4050	4280/04	N/A	\$30,000.00

Budget Funding Year(s) 2016 Start Date 1/1/2016 End Date 12/31/2016  
(must match resolution)

Funding Source Tax Dollars \_\_\_\_\_

State Aid \_\_\_\_\_

**\$ 30,000.00** Federal Aid \_\_\_\_\_

(must match resolution) Other Self-Insurance Retention 6N \_\_\_\_\_