

RESOLUTION NO. RS2018-1042 (VERCHER) – This resolution would authorize the Department of Law to settle the personal injury claim of Ms. Kenya Lovell against the Metropolitan Government in the amount of \$45,000.

On January 29, 2016, Ms. Lovell was driving north on Clarksville Pike on the Martin Luther King bridge near Cliff Drive. A Metro Police officer behind her did not see that traffic had come to a sudden stop. The patrol car struck the back of Ms. Lovell's car, pushing it into the vehicle in front of her.

Ms. Lovell sought treatment for back, neck, and shoulder injuries. She has agreed to accept a total of \$45,000 in full settlement of this case, based upon \$22,070.21 for reimbursement of her medical expenses, physical therapy, and lost wages, plus \$22,929.79 for pain and suffering.

The Department of Law recommends settlement of this claim for \$45,000. The immunity extended to governmental entities under Tennessee's Governmental Tort Liability Act is removed for injuries resulting from negligent operations by any employee of a motor vehicle, (Tenn. Code Ann. §29-20-202).

Disciplinary action against the employee consisted of a two-day suspension.

Fiscal Note: This settlement would reduce the balance of the Self-Insured Liability Fund by \$45,000.