

Memorandum

To: Claims Committee
From: Risk Management
Date: March 7, 2023
Re: Janelle Swilley v. Polk County Sheriff's Office

Claim Description: On February 26, 2019, Ms. Swilley was driving on Spirit Lake Rd., preparing to turn left onto Winter Lake Rd., when a deputy merged his agency vehicle into the left turn lane, resulting in impact with Ms. Swilley's vehicle.

Bodily Injury: Following this crash Ms. Swilley reported injuries to her head, neck, wrist and knee. However, continuing treatment was focused on her neck. She had an MRI which showed degenerative bulges and herniated discs at C2-3 and C3-4. She underwent branch blocks and a cervical radiofrequency ablation procedure. She has approximately \$40,000.00 in unpaid medical expenses related to this treatment.

We were able to obtain a favorable CME attributing a portion of her injuries to pre-existing arthritis. However, we were not successful in identifying any prior treatment related to this condition.

This case was set for trial beginning March 13, 2023.

Request: We are requesting \$70,000.00 to settle this claim. Ms. Swilley and her attorney Dena Dymtrow, of Pawlowski & Mastrilli Law Group, agree to settle this claim in exchange for a full release.

Additional: Please review the attached letter from our retained counsel, Attorney Jonathan Trohn, with The Law Offices of Campbell, Trohn, Tamayo & Aranda. He was able to negotiate a \$70,000.00 settlement, contingent upon the Board's approval.

SETTLEMENT REQUEST: \$70,000.00

- 
- 
- 
- 