

Request for Board Action
HENDERSON COUNTY
BOARD OF COMMISSIONERS

MEETING DATE: 16 February 2005
SUBJECT: Settlement of lawsuit
ATTACHMENTS: None

SUMMARY OF REQUEST:

Henderson County has been defending the below-captioned lawsuit,

EDWARD AUDIA GILLIAM By and Through His Guardian ad Litem,
LEAH BROKER,
Plaintiff

v.

HENDERSON COUNTY HOSPITAL CORPORATION d/b/a
MARGARET R. PARDEE MEMORIAL HOSPITAL, DONALD A.
THOMAS, M.D., HENDERSONVILLE PEDIATRICS, P.A.,
HENDERSON COUNTY, HENDERSON COUNTY EMERGENCY
MEDICAL SERVICE, a Division of Henderson County, CARL
BRADBURN, Individually and in his official capacity with Henderson
County and/or Henderson County Emergency Medical Service, and
JAMES BEDDINGFIELD, Individually and in his official capacity with
Henderson County and/or Henderson County Emergency Medical
Service,

Defendants

(Henderson County Clerk of Court File Number 02 CVS 1184)

on behalf of the Henderson County Emergency Medical Service.

A tentative settlement has been reached whereby Safeco Insurance Company is to pay the sum of \$598,000.00 in full and final settlement of all claims against Henderson County and Henderson County Emergency Medical Service, and the employees of the County. This settlement was required to be approved by the Superior Court. The approval of the Honorable Zoro J. Guice, Senior Resident Superior Court Judge, was ordered 1 February 2005.

N.C. Gen. Stat. § 143-318.11(a)(3) requires that a settlement of a claim against the County be publicly reported and entered into the Board of Commissioner's minutes within a reasonable time after the settlement is concluded. You are requested to confirm this settlement and enter it into the minutes of today's meeting.