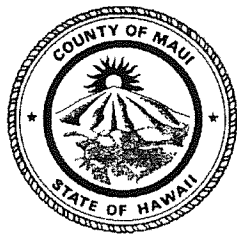


ALAN M. ARAKAWA  
Mayor



PATRICK K. WONG  
Corporation Counsel  
  
EDWARD S. KUSHI  
First Deputy  
  
LYDIA A. TODA  
Risk Management Officer  
Tel. No. (808) 270-7535  
Fax No. (808) 270-1761

DEPARTMENT OF THE CORPORATION COUNSEL  
COUNTY OF MAUI  
200 SOUTH HIGH STREET, 3<sup>RD</sup> FLOOR  
WAILUKU, MAUI, HAWAII 96793  
EMAIL: CORPCOUN@MAUICOUNTY.GOV  
TELEPHONE: (808) 270-7740  
FACSIMILE: (808) 270-7152

April 10, 2017

RECEIVED  
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OFFICE OF THE  
COUNTY ATTORNEY

MEMO TO: Donald S. Guzman, Chair  
Parks, Recreation, Energy, and Legal Affairs Committee  
  
FROM: Caleb P. Rowe, Deputy Corporation Counsel *[Signature]*  
  
SUBJECT: Litigation Matters – Settlement of Claims and Lawsuits (PRL-1)  
Patricia Ann Marino-Johnson v. County of Maui  
Case No. DCD 7-12-01211

Our Department respectfully request the opportunity to present to the Committee a proposed settlement demand with regard to the above-referenced workers compensation claim in this matter.

A copy of the proposed Resolution is attached.

It is anticipated that an executive session may be necessary to discuss questions and issues pertaining to the powers, duties, privileges, immunities, and liabilities of the County, the Council, and the Committee.

Should you have a questions or concerns, please do not hesitate to contact me.

CPR:cs  
Enclosure

cc: Ka'ala Buenconsejo, Director Department of Parks & Recreation  
Brianne L. Savage, Deputy Director of Parks & Recreation

# Resolution

No. \_\_\_\_\_

AUTHORIZING SETTLEMENT OF  
PATRICIA ANN MARINO-JOHNSON V. COUNTY OF MAUI,  
DISABILITY COMPENSATION DIVISION CASE NO. 7-12-01211

WHEREAS, Claimant Patricia Ann Marino-Johnson filed a Workers' Compensation Claim alleging work-related injuries sustained on June 15, 2012; and

WHEREAS, having reviewed the facts and circumstances regarding this matter and being advised of the proposed settlement by the Department of the Corporation Counsel, the Council wishes to authorize the settlement of the Workers' Compensation Claim under the terms and conditions proposed in an executive meeting before the Parks, Recreation, Energy, and Legal Affairs Committee; now therefore,

BE IT RESOLVED by the Council of the County of Maui:

1. That it hereby approves settlement of Patricia Ann Marino-Johnson v. County of Maui, Disability Compensation Division Case No. 7-12-01211, under the terms set forth in an executive meeting before the Parks, Recreation, Energy, and Legal Affairs Committee; and

2. That it hereby authorizes the Mayor to execute a Stipulation and Settlement Agreement on behalf of the County in this case; and

**Resolution No. \_\_\_\_\_**

3. That it hereby authorizes the Director of Finance of the County of Maui to satisfy said settlement of this case, under such terms and conditions as may be imposed, and agreed to, by the Corporation Counsel; and

4. That payment is authorized to satisfy this settlement following approval of the Stipulation and Settlement Agreement by the Department of Labor and Industrial Relations, State of Hawaii; and

5. That certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Director of Parks & Recreation, and the Corporation Counsel.

APPROVED AS TO FORM  
AND LEGALITY:



CALEB P. ROWE  
Deputy Corporation Counsel  
County of Maui