

REQUEST FOR LEGAL SERVICES

RECEIVED

By Dept. of The Corporation Counsel at 3:51 pm, Dec 04, 2017

Date: December 4, 2017
From: Don S. Guzman, Chair
Parks, Recreation, Energy, and Legal Affairs Committee



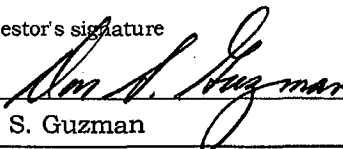
TRANSMITTAL
Memo to:

DEPARTMENT OF THE CORPORATION COUNSEL
Attention: Moana Lutey, Esq.

Subject: LITIGATION MATTERS (SETTLEMENT AUTHORIZATION: IVANETTE P. BLEVINS V. SHAWN K. MIDA, COUNTY OF MAUI, ET AL.; CIVIL 16-1-0191(2)) (PRL-1(28))

Background Data: Please incorporate minor revisions to title of proposed resolution, as shown on the attached. A hard copy of the revised proposed resolution is required.

Work Requested: FOR APPROVAL AS TO FORM AND LEGALITY
 OTHER:

Requestor's signature  Don S. Guzman	Contact Person Carla Nakata (Telephone Extension: 7659)	RECEIVED 2017 DEC -4 PM 4: 24 OFFICE OF THE COUNTY COUNCIL
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ROUTINE (WITHIN 15 WORKING DAYS) RUSH (WITHIN 5 WORKING DAYS)
 PRIORITY (WITHIN 10 WORKING DAYS) URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): December 6, 2017
REASON: For posting on the December 15, 2017 Council agenda.

FOR CORPORATION COUNSEL'S RESPONSE

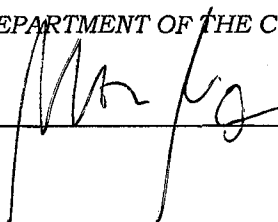
ASSIGNED TO: MML	ASSIGNMENT NO. 2017-0099	BY: kku
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TO REQUESTOR: APPROVED DISAPPROVED OTHER (SEE COMMENTS BELOW)
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE):

DEPARTMENT OF THE CORPORATION COUNSEL

Date DEC 04 2017

By 

(Rev. 7/03)

prl:ltr:001(28)acc01:cmn

Attachment

Resolution

No. _____

AUTHORIZING SETTLEMENT OF
IVANETTE P. BLEVINS VS. SHAWN K. MIDA;
COUNTY OF MAUI, ET AL., CIVIL NO. 16-1-0191 (2)

WHEREAS, Plaintiff Ivanette P. Blevins filed a lawsuit in the Circuit Court of the Second Circuit in the State of Hawaii on April 14, 2016, Civil No. 16-1-0191(2), against the County of Maui, et al., alleging physical injuries and emotional distress caused by a motor vehicle accident that occurred on Makawao Avenue, Maui, Hawaii, on August 15, 2013; and

WHEREAS, the County of Maui, to avoid incurring expenses and the uncertainty of a judicial determination of the parties' respective rights and liabilities, will attempt to reach a resolution of this case by way of a negotiated settlement or Offer of Judgment; and

WHEREAS, having reviewed the facts and circumstances regarding this case and being advised of attempts to reach resolution of this case by way of a negotiated settlement or Offer of Judgment by the Department of the Corporation Counsel, the Council wishes to authorize the settlement; now, therefore,

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

Resolution No. _____

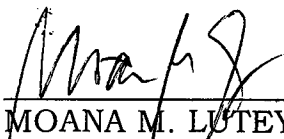
1. That it hereby approves settlement of this case under the terms set forth in an executive meeting before the Parks, Recreation, Energy, and Legal Affairs Committee; and

2. That it hereby authorizes the Mayor to execute a Release and Settlement Agreement on behalf of the County in this case, under such terms and conditions as may be imposed, and agreed to, by the Corporation Counsel; and

3. That it hereby authorizes the Director of Finance 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 certified copies of this resolution be transmitted to the Mayor, the Director of Finance, the Chief of Police, and the Corporation Counsel.

APPROVED AS TO FORM
AND LEGALITY:



MOANA M. LUTEY
Deputy Corporation Counsel
County of Maui
Lit 5725 Blevins v. COM