



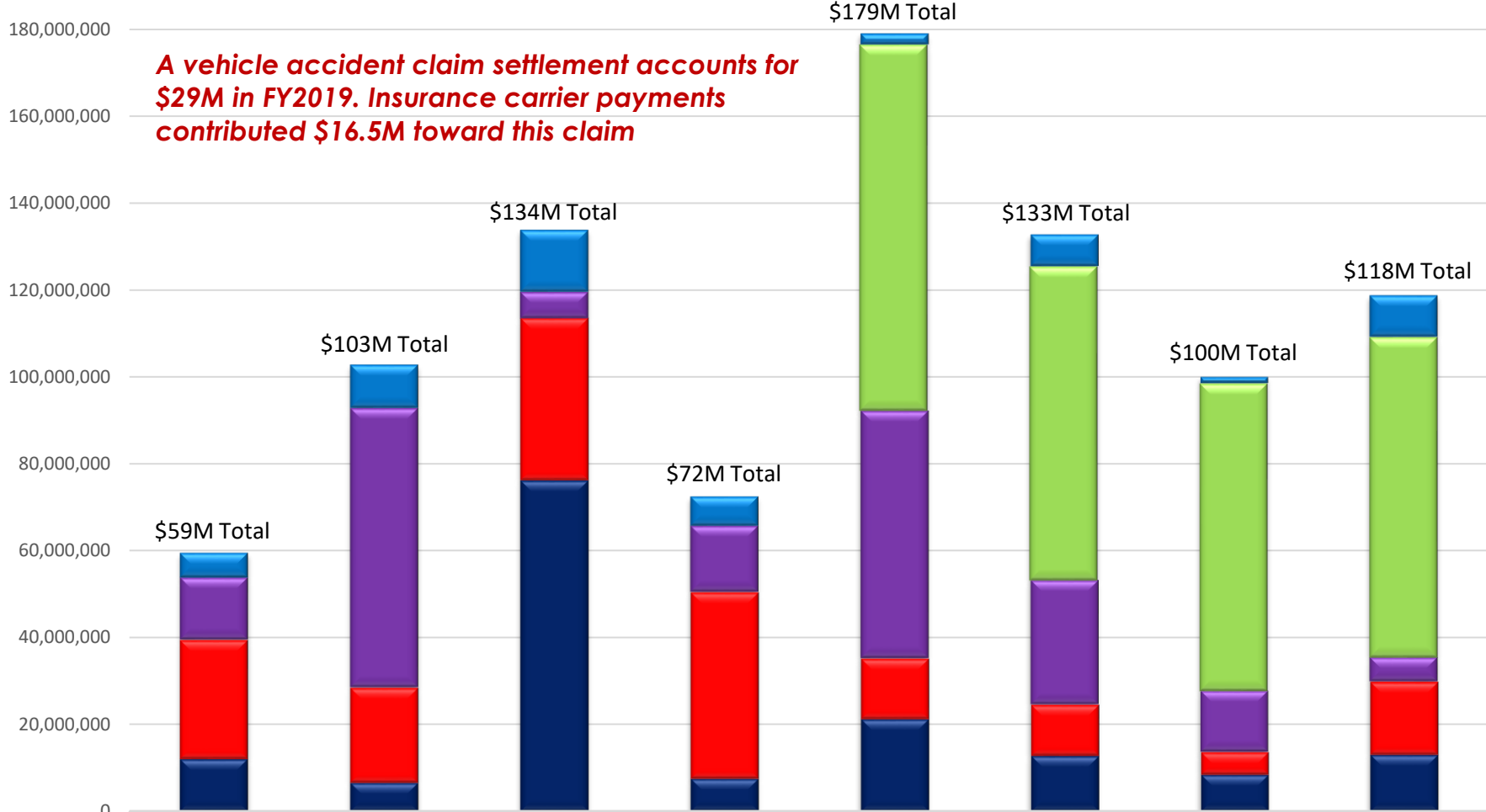
FISCAL YEAR 2022 TORT CLAIM INDEMNITY PAYOUT ANALYSIS

OFFICE OF RISK MANAGEMENT
Jason Siems, State Risk Manager
360-407-8729

August 29, 2022

Statewide Indemnity Payouts for FY 15-22

(Includes WSDOT Marine Division Payouts* and Excludes UW and Excess Insurance Refunds)

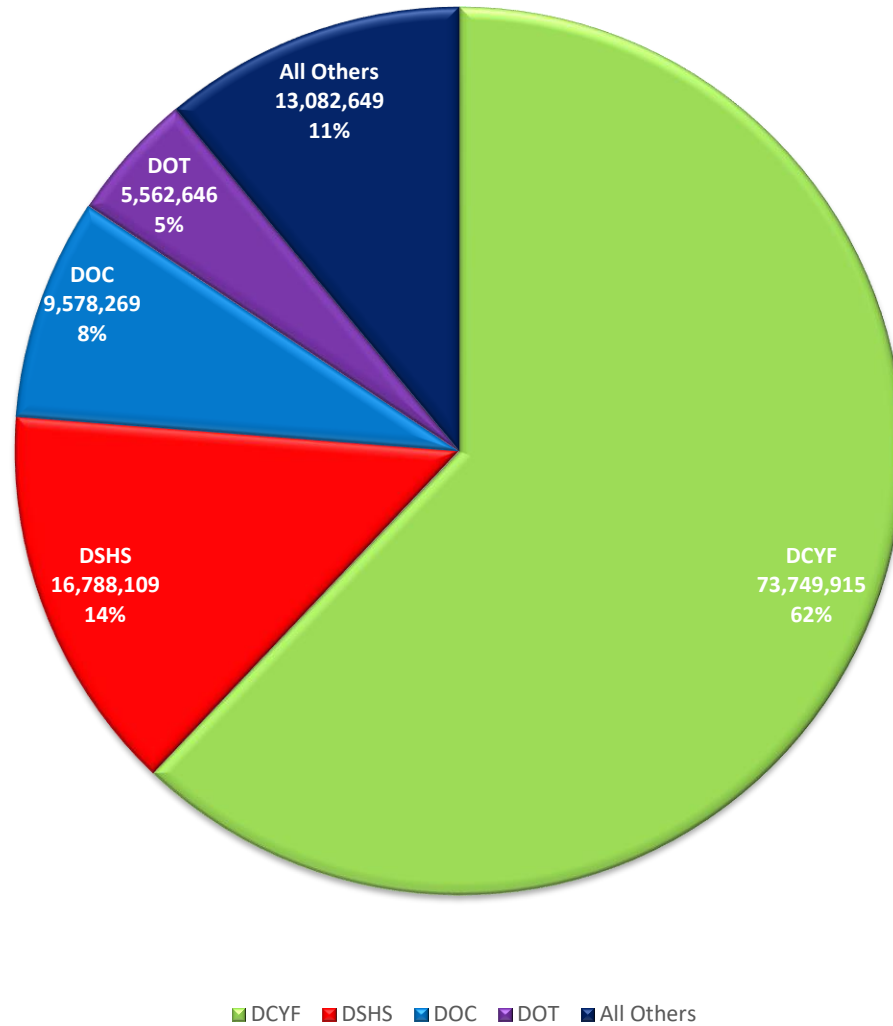


	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
DOC	5,665,919	9,978,979	14,234,869	6,734,919	2,561,134	7,309,248	1,412,958	9,578,269
DCYF	0	0	0	0	84,231,789	72,203,621	70,741,311	73,749,915
DOT	14,352,216	64,311,819	6,129,090	15,254,486	56,987,071	28,593,397	14,082,392	5,562,646
DSHS	27,394,840	21,894,312	37,262,249	42,910,700	13,965,032	11,810,843	5,228,304	16,788,109
All Others	12,090,114	6,607,157	76,159,009	7,571,290	21,260,749	12,808,066	8,470,860	13,082,649

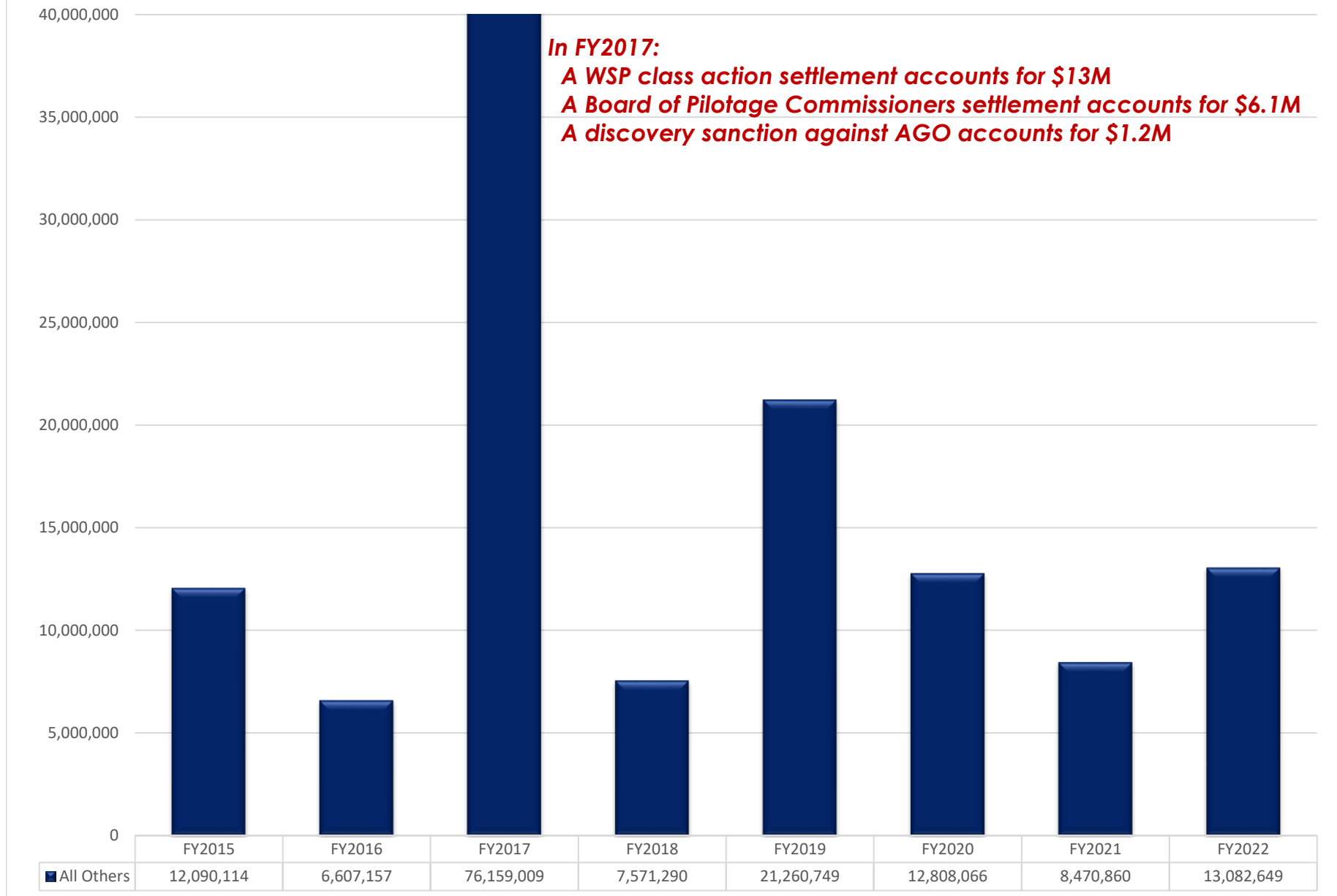
*Marine Division reimburses the self insurance fund for claims submitted after 06/30/2018.

FY 22 Statewide Indemnity Payout Distribution (\$118,761,588)

(Includes WSDOT Marine Division Payouts and Excludes UW and Excess Insurance Refunds)



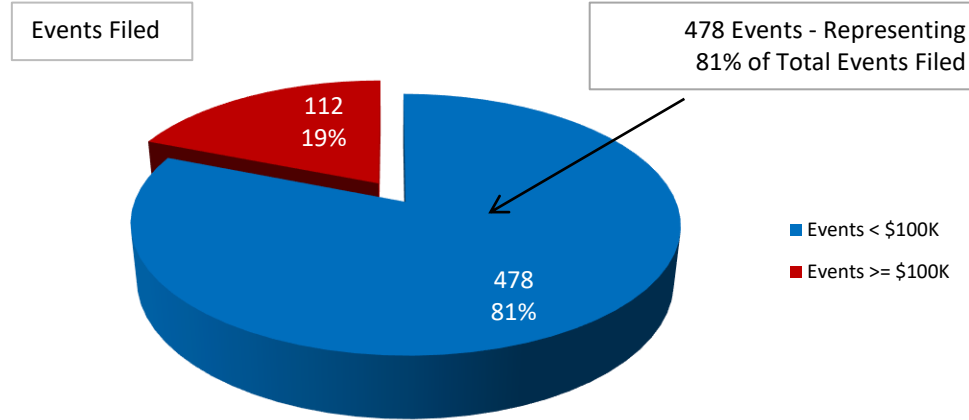
All Other State Agency Indemnity Payouts FY 15-22



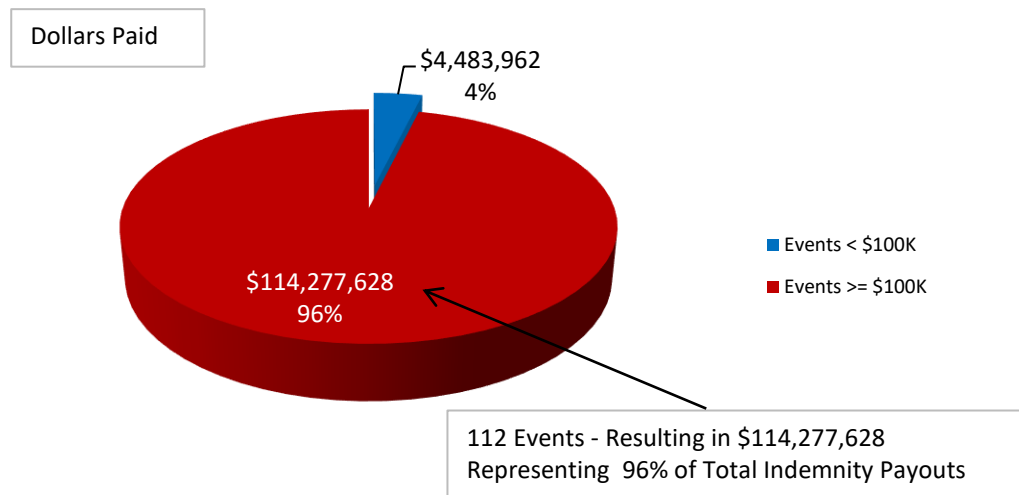
Fiscal Year 2022 Frequency / Severity

81% of event payouts are less than \$100,000 each and make up 4% of total dollars paid out for indemnities
The remaining 19% of event payouts make up 96% of total dollars paid out for indemnities

112 events resulting in claims paid are greater than \$100,000



Most of the events resulting in claims paid are for less than \$100,000



Large Payouts Result from a Small Number of Events (Severity = High / Frequency = Low)

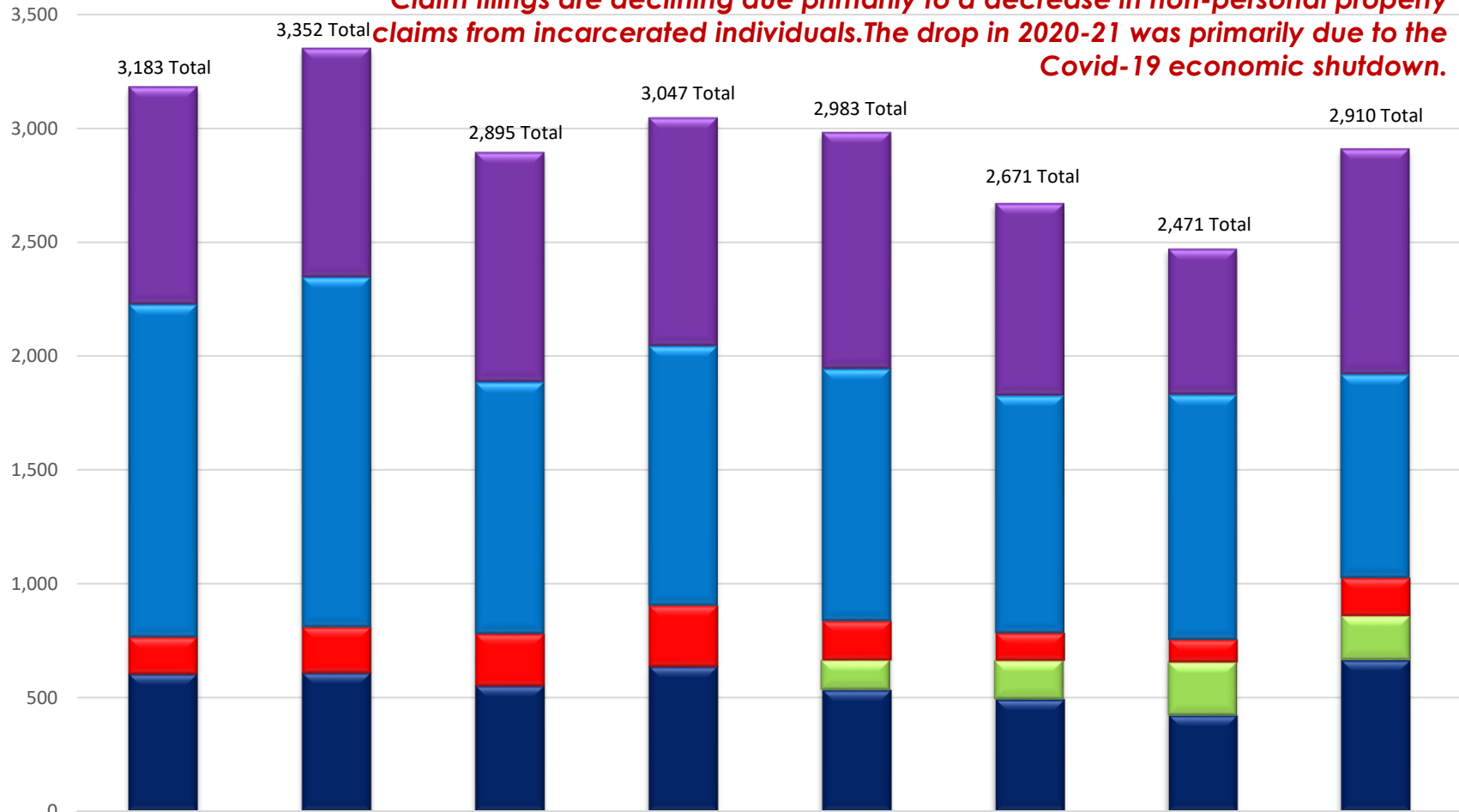
(Includes WSDOT Marine Division Payouts and Excludes UW and Excess Insurance Refunds)

FY 2015	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	2	5,272,877	96%	12	26,733,397	98%	5	5,013,910	88%	16	12,861,588	90%	17	5,170,221	78%
Events < \$100K	36	211,669	4%	48	661,443	2%	178	652,009	12%	215	1,490,628	10%	45	1,435,347	22%
Total FY 2015	38	5,484,546		60	27,394,840		183	5,665,919		231	14,352,216		62	6,605,568	
FY 2016	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	3	665,000	60%	24	21,184,206	97%	9	9,425,000	94%	13	63,027,201	98%	12	3,798,515	69%
Events < \$100K	48	434,895	40%	71	710,106	3%	220	553,979	6%	193	1,284,619	2%	43	1,708,748	31%
Total FY 2016	51	1,099,895		95	21,894,312		229	9,978,979		206	64,311,819		55	5,507,263	
FY 2017	DNR	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	1	50,000,000	100%	21	36,648,745	98%	10	13,751,530	97%	9	4,942,459	81%	13	23,863,222	92%
Events < \$100K	9	87,041	0%	70	613,505	2%	197	483,339	3%	238	1,186,631	19%	44	2,208,745	8%
Total FY 2017	10	50,087,041		91	37,262,249		207	14,234,869		247	6,129,090		57	26,071,968	
FY 2018	DNR	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	0	0	0%	22	42,076,618	98%	4	5,923,738	88%	13	13,979,904	92%	13	6,111,105	81%
Events < \$100K	9	59,549	100%	77	834,082	2%	177	811,181	12%	182	1,274,582	8%	43	1,400,637	19%
Total FY 2018	9	59,549		99	42,910,700		181	6,734,919		195	15,254,486		56	7,511,741	
FY 2019	DNR	Amount	Percent	DSHS	Amount	Percent	DCFY	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	2	12,275,000	100%	6	13,584,279	97%	26	83,954,194	100%	20	56,124,708	98%	17	8,953,346	78%
Events < \$100K	11	28,348	0%	42	380,753	3%	21	277,595	0%	160	862,363	2%	42	2,565,189	22%
Total FY 2019	13	12,303,348		48	13,965,032		47	84,231,789		180	56,987,071		59	11,518,535	
FY 2020	DCYF	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	28	71,962,191	100%	17	11,211,391	95%	15	6,800,486	93%	14	27,691,231	97%	17	11,037,963	86%
Events < \$100K	23	241,430	0%	40	599,452	5%	182	508,762	7%	128	902,166	3%	176	1,770,103	14%
Total FY 2020	51	72,203,621		57	11,810,843		197	7,309,248		142	28,593,397		193	12,808,066	
FY 2021	DCYF	Amount	Percent	DSHS	Amount	Percent	WSU	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	39	70,546,293	100%	8	4,841,784	93%	3	3,247,500	96%	11	13,393,750	95%	15	4,782,936	74%
Events < \$100K	11	195,018	0%	25	386,521	7%	8	143,295	4%	88	688,642	5%	281	1,710,086	26%
Total FY 2021	50	70,741,311		33	5,228,305		11	3,390,795		99	14,082,392		296	6,493,022	
FY 2022	DCYF	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	49	73,478,530	100%	10	5,210,865	94%	7	16,152,501	96%	17	8,717,423	91%	29	10,718,309	82%
Events < \$100K	13	271,385	0%	41	351,781	6%	143	635,608	4%	118	860,847	9%	163	2,364,341	18%
Total FY 2022	62	73,749,915		51	5,562,646		150	16,788,109		135	9,578,270		192	13,082,650	

Statewide Tort Claim Filing for FY 15-22

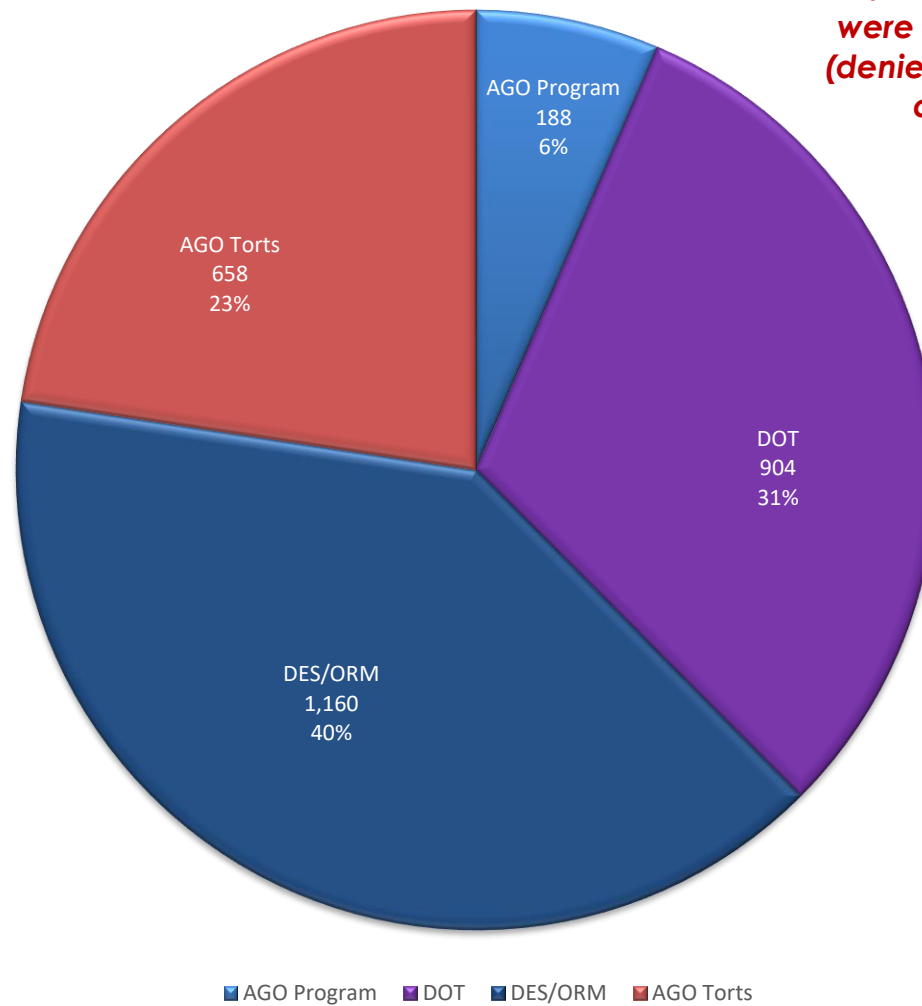
(Excludes UW, Counties, Cities, Public School Districts, and Non State Entities)

Claim filings are declining due primarily to a decrease in non-personal property claims from incarcerated individuals. The drop in 2020-21 was primarily due to the Covid-19 economic shutdown.



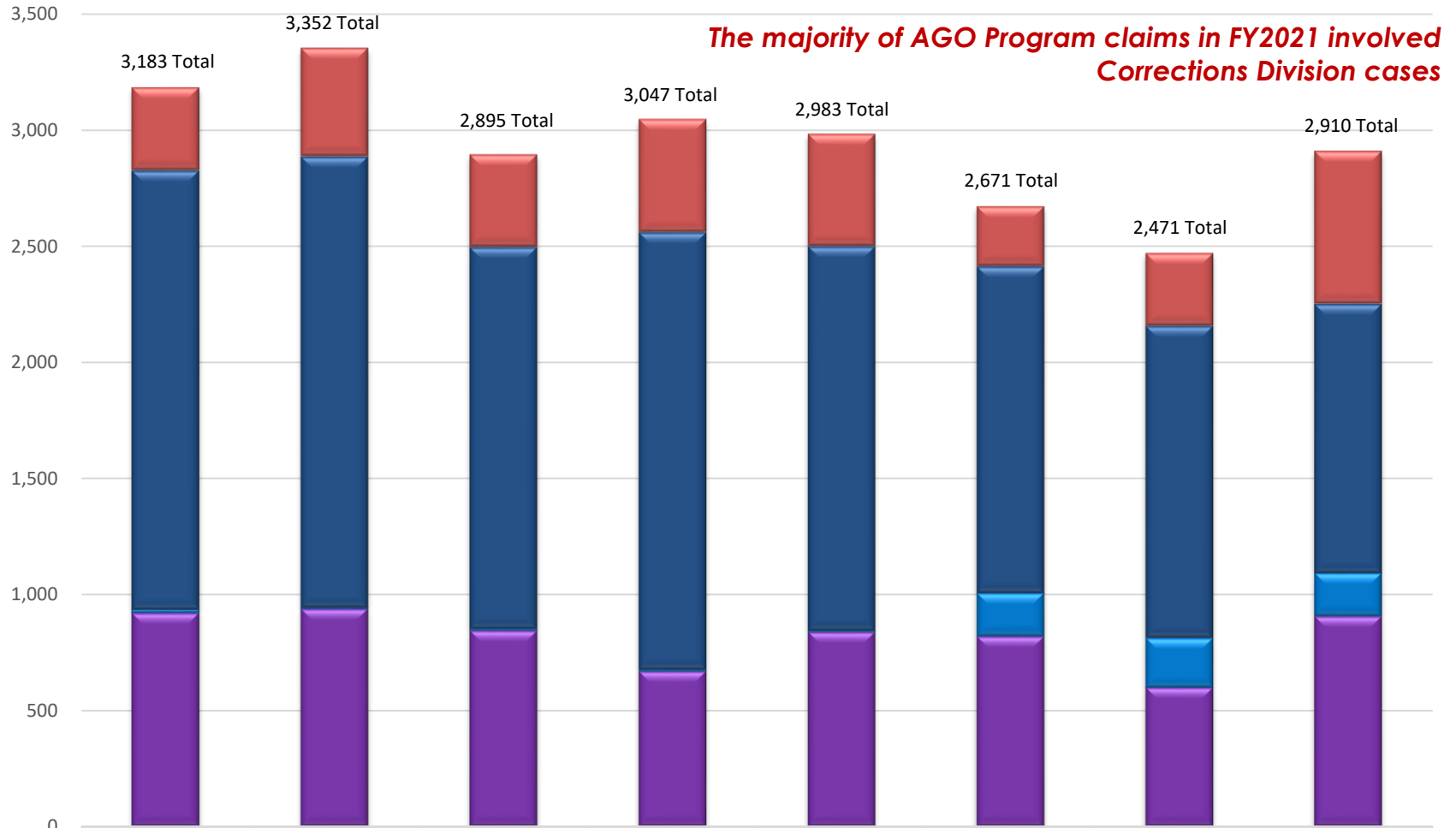
	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
■ DOT	958	1,008	1,010	1,004	1,040	845	642	992
■ DOC	1,459	1,533	1,104	1,138	1,106	1,042	1,073	892
■ DSHS	163	204	230	270	174	122	102	169
■ DCYF	0	0	0	0	132	172	233	196
■ All Others	603	607	551	635	531	490	421	661

FY 22 Tort Claim Filing by Investigative Office Assigned



40% of tort claims filed in FY-22 were administratively handled (denied or settled) by the Office of Risk Management

FY 15-22 Tort Claim Filing by Investigative Office Assigned



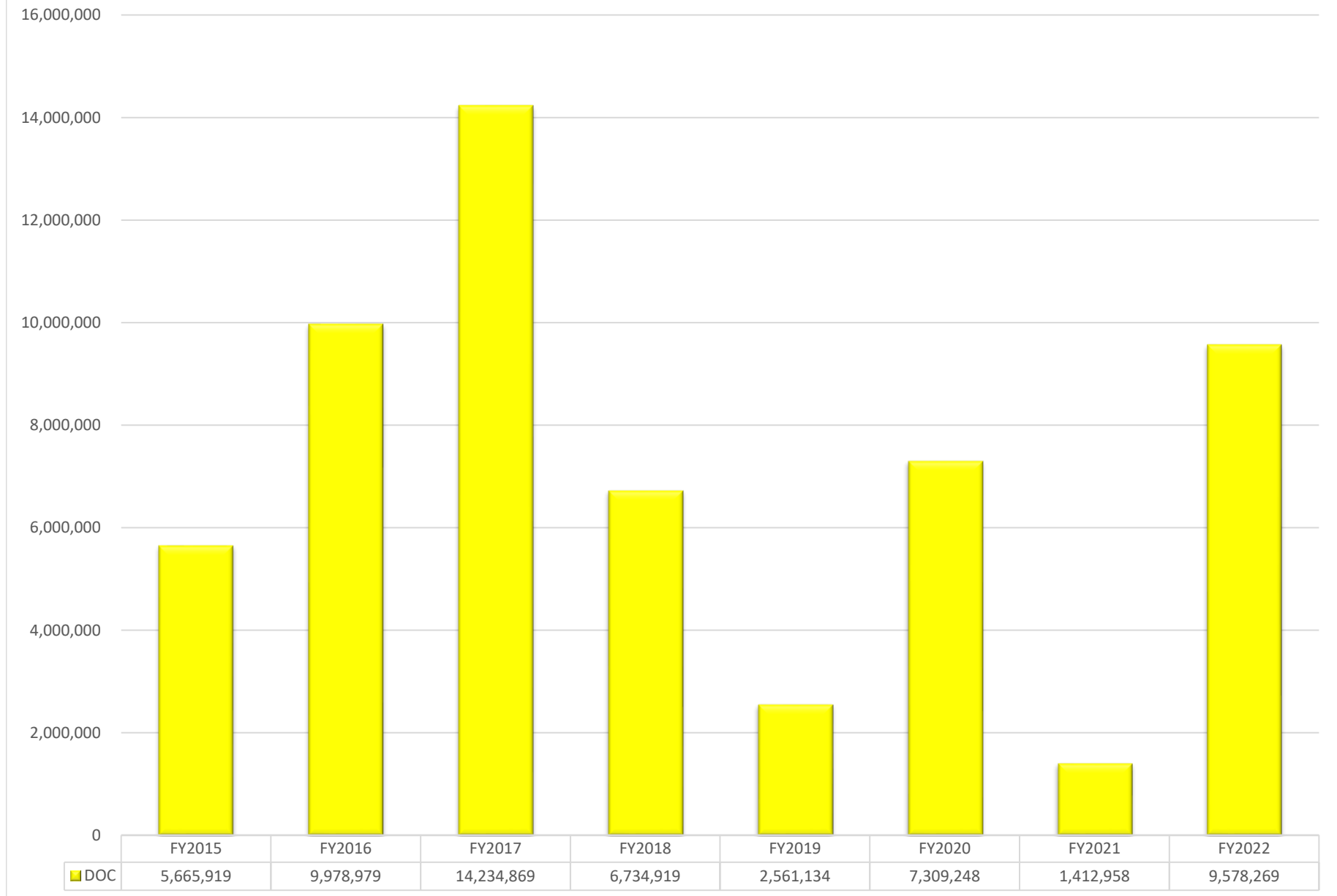
	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
AGO Torts	357	466	398	486	483	257	313	658
DES/ORM	1,891	1,942	1,645	1,884	1,656	1,408	1,344	1,160
AGO Program	16	8	9	8	7	188	215	188
DOT	919	936	843	669	837	818	599	904

Distribution of DOC Claims Filed FY 15-22



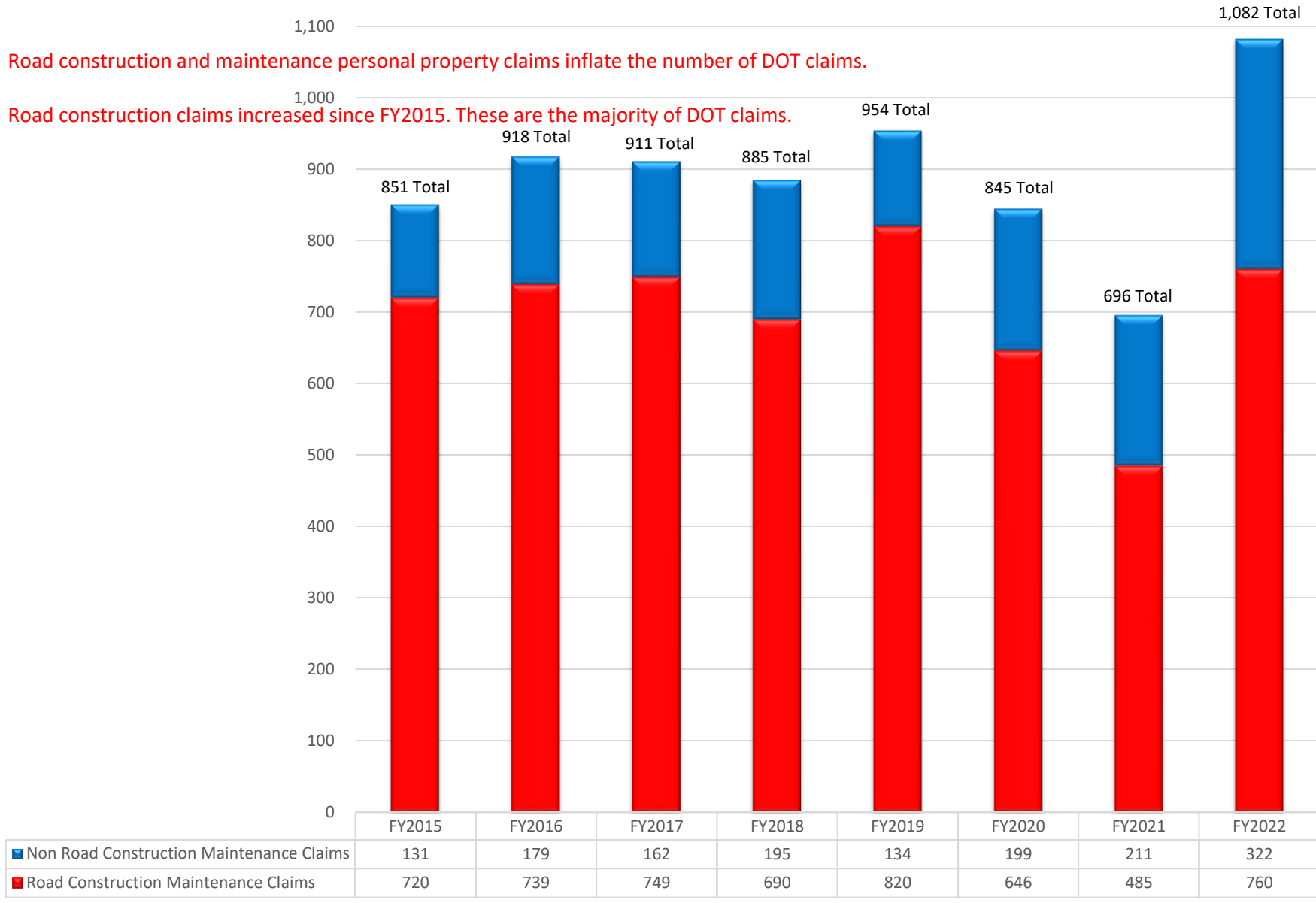
	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Non-incarcerated	63	71	102	95	116	76	75	88
Incarcerated PP	909	824	708	716	645	590	661	461
Incarcerated Non-PP	487	638	294	327	345	376	337	343

DOC Indemnity Payouts FY 15-22

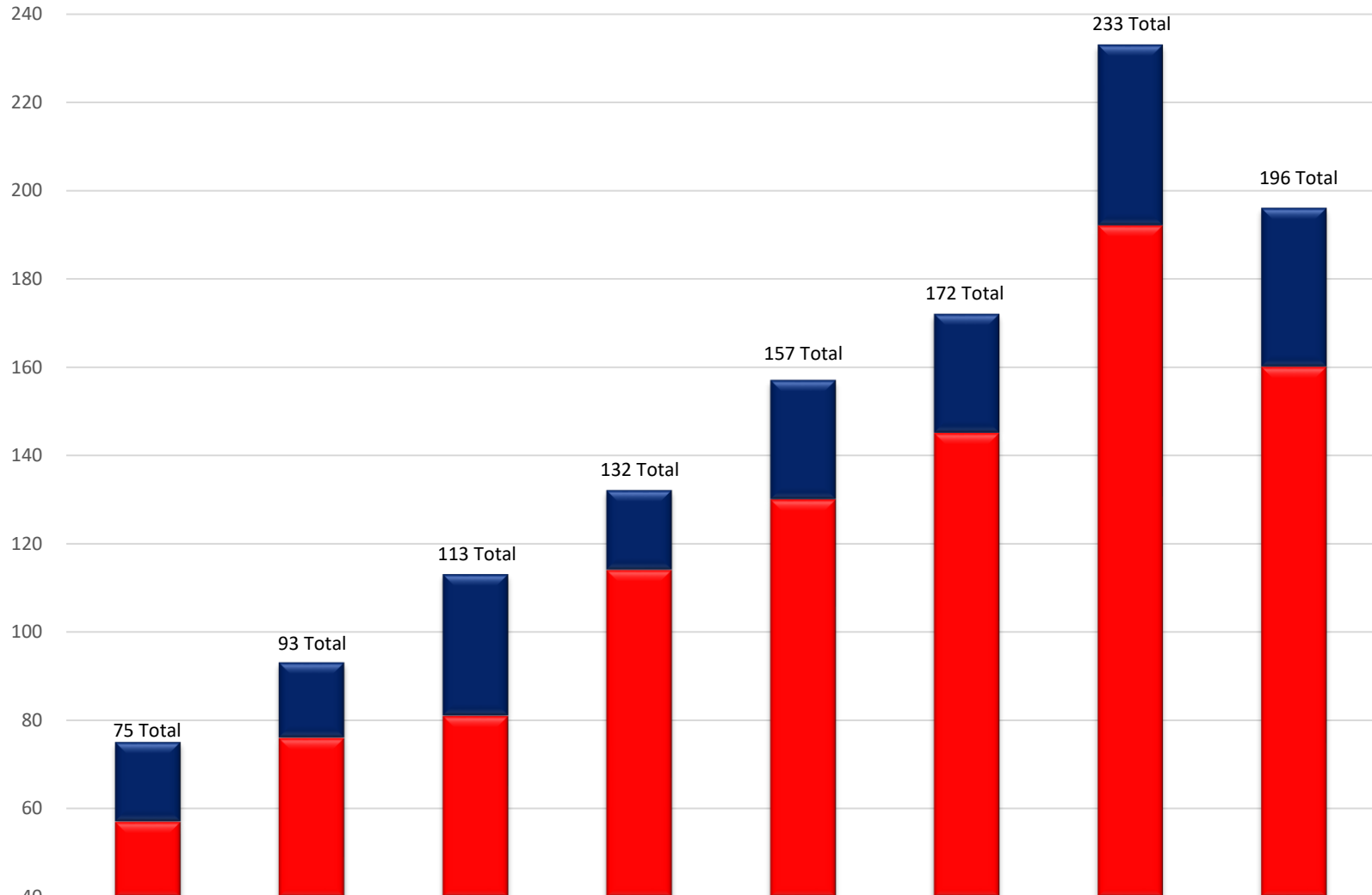


Distribution of DOT Claims Filed FY 15-22

(Includes WSDOT Ferries Claims)

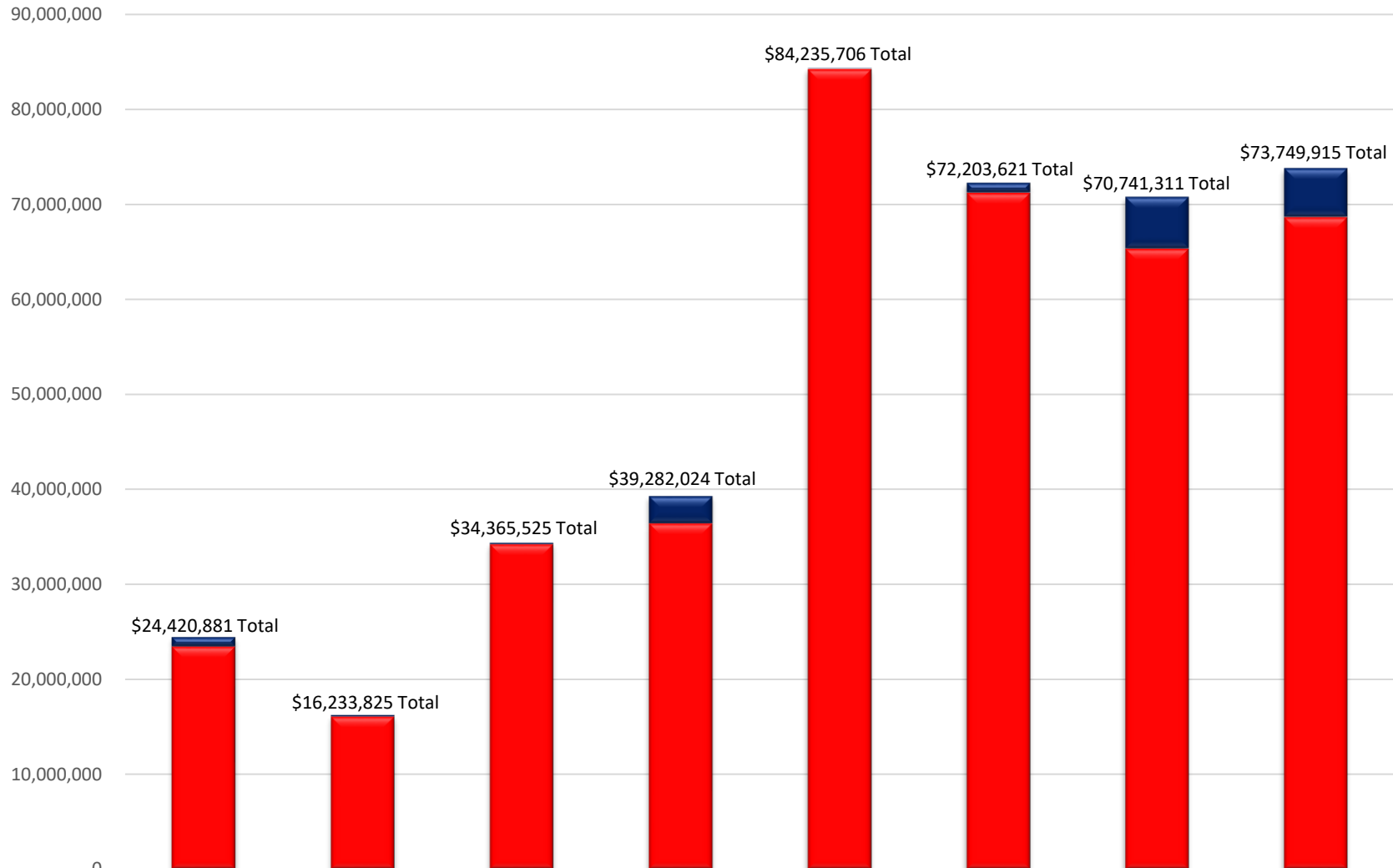


Distribution of DCYF Claims Filed FY 15-22



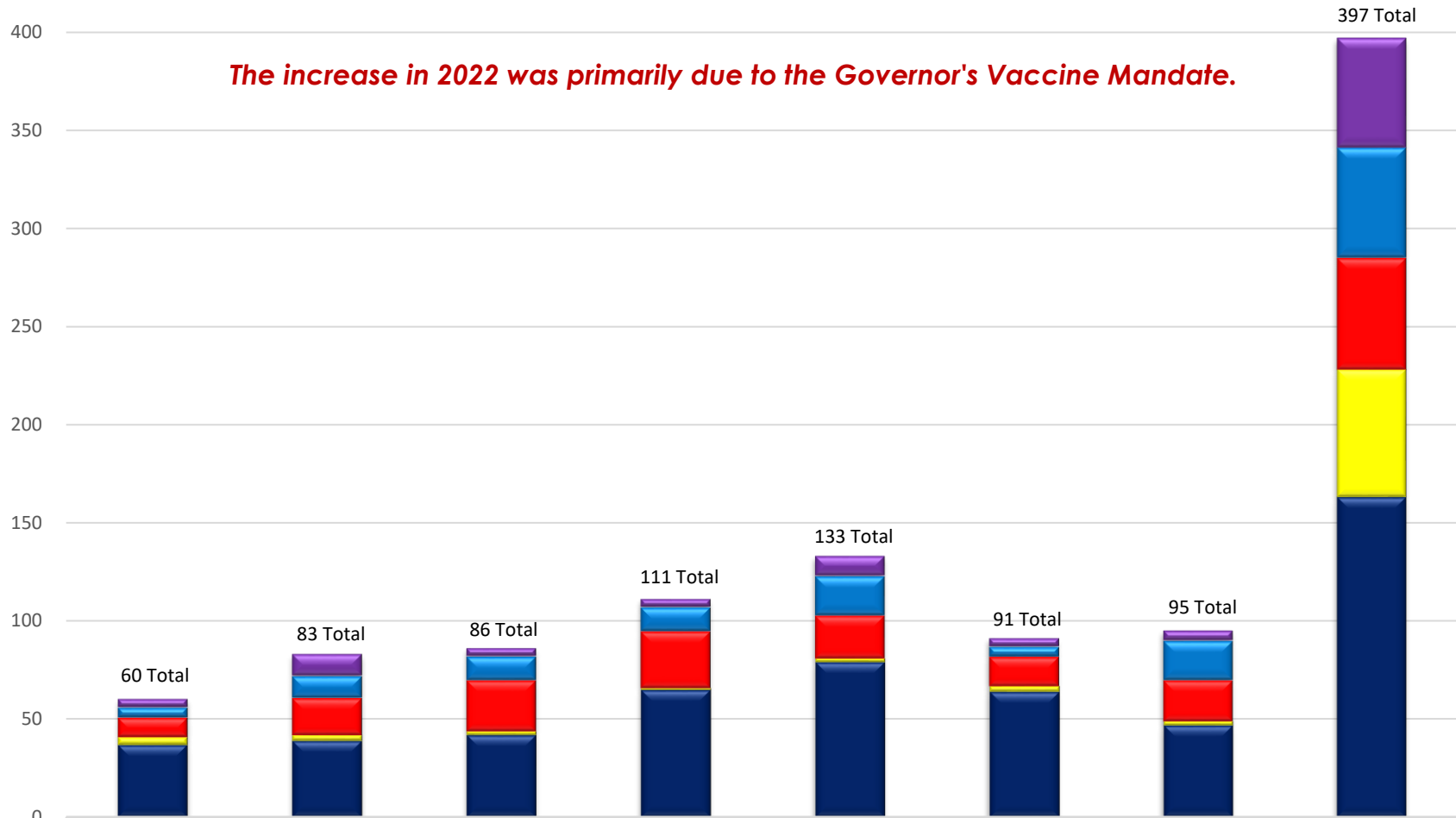
■ Non-Children Admin
■ Children Admin

DCYF Indemnity Payouts FY 15-22



	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Non-Children Admin	978,356	164,690	155,331	2,861,932	4,554	1,011,759	5,424,972	5,122,383
Children Admin	23,442,525	16,069,135	34,210,194	36,420,092	84,231,153	71,191,862	65,316,338	68,627,532

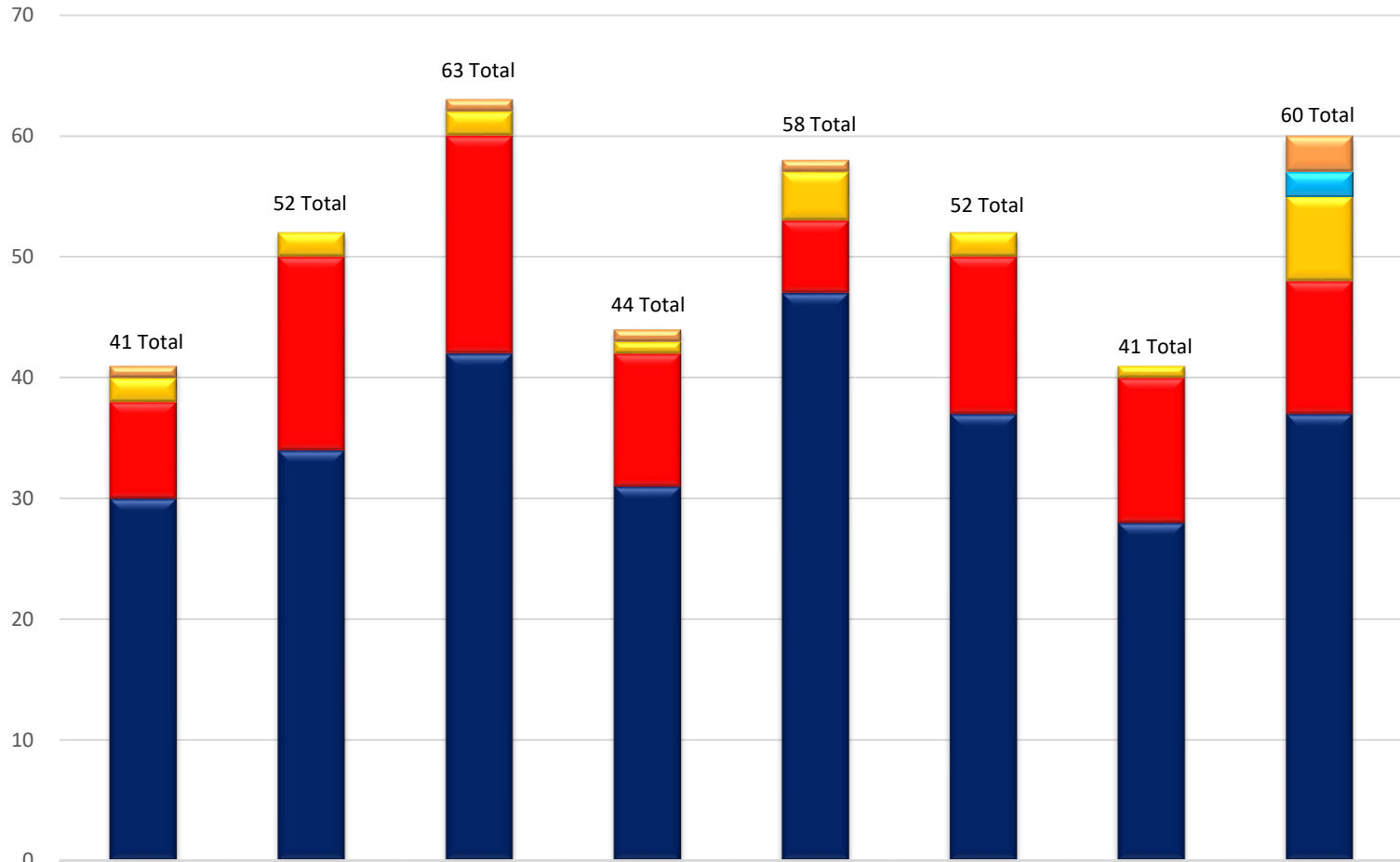
Employment Tort Claims Filed FY 15-22



The increase in 2022 was primarily due to the Governor's Vaccine Mandate.

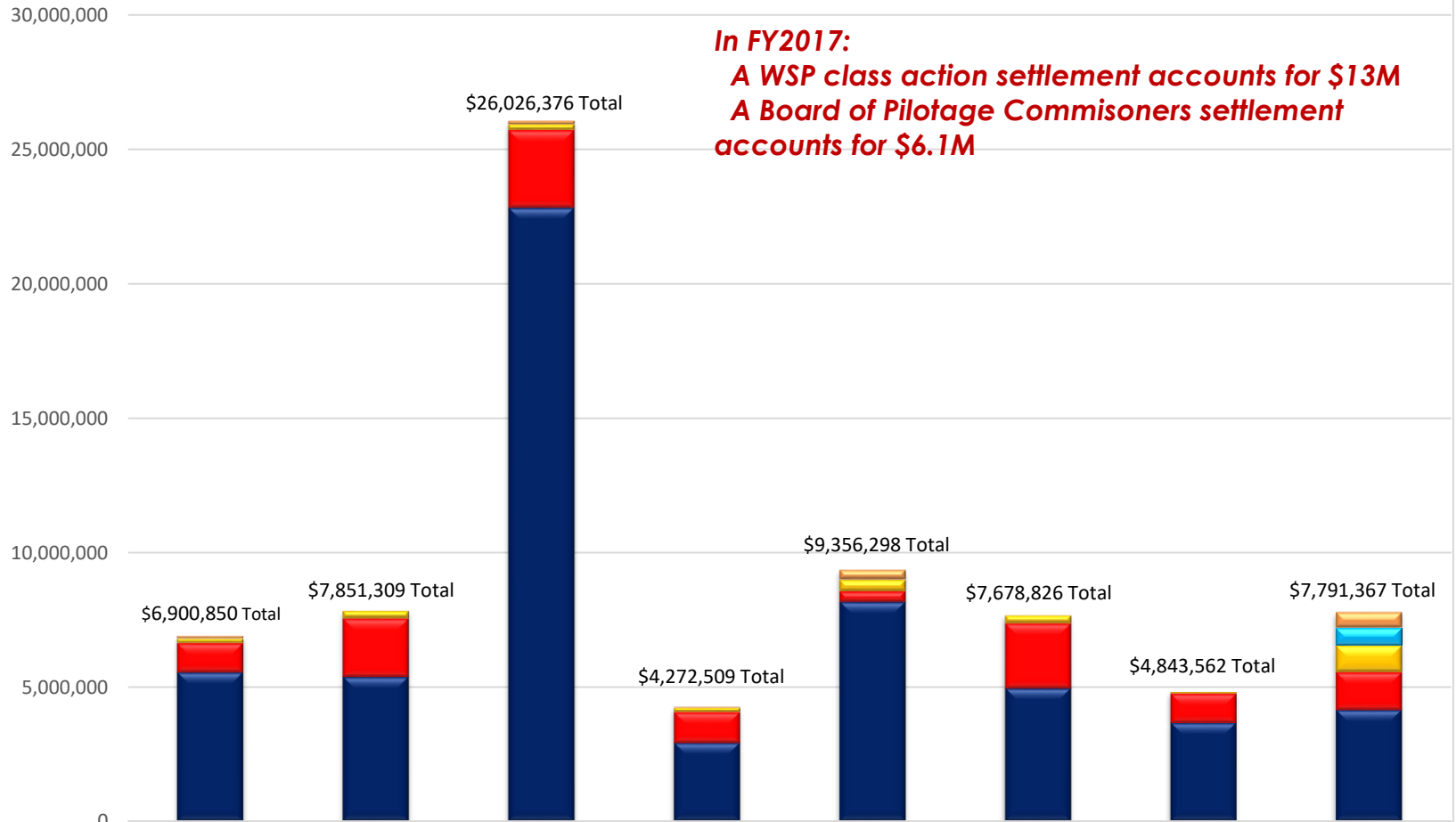
	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
■ DOT	4	11	4	4	10	4	5	56
■ DOC	5	11	12	12	20	5	20	56
■ DSHS	10	19	26	29	22	15	21	57
■ WSP	4	3	2	1	2	3	2	65
■ All Others	37	39	42	65	79	64	47	163

Employment Tort Claims Paid FY 15-22



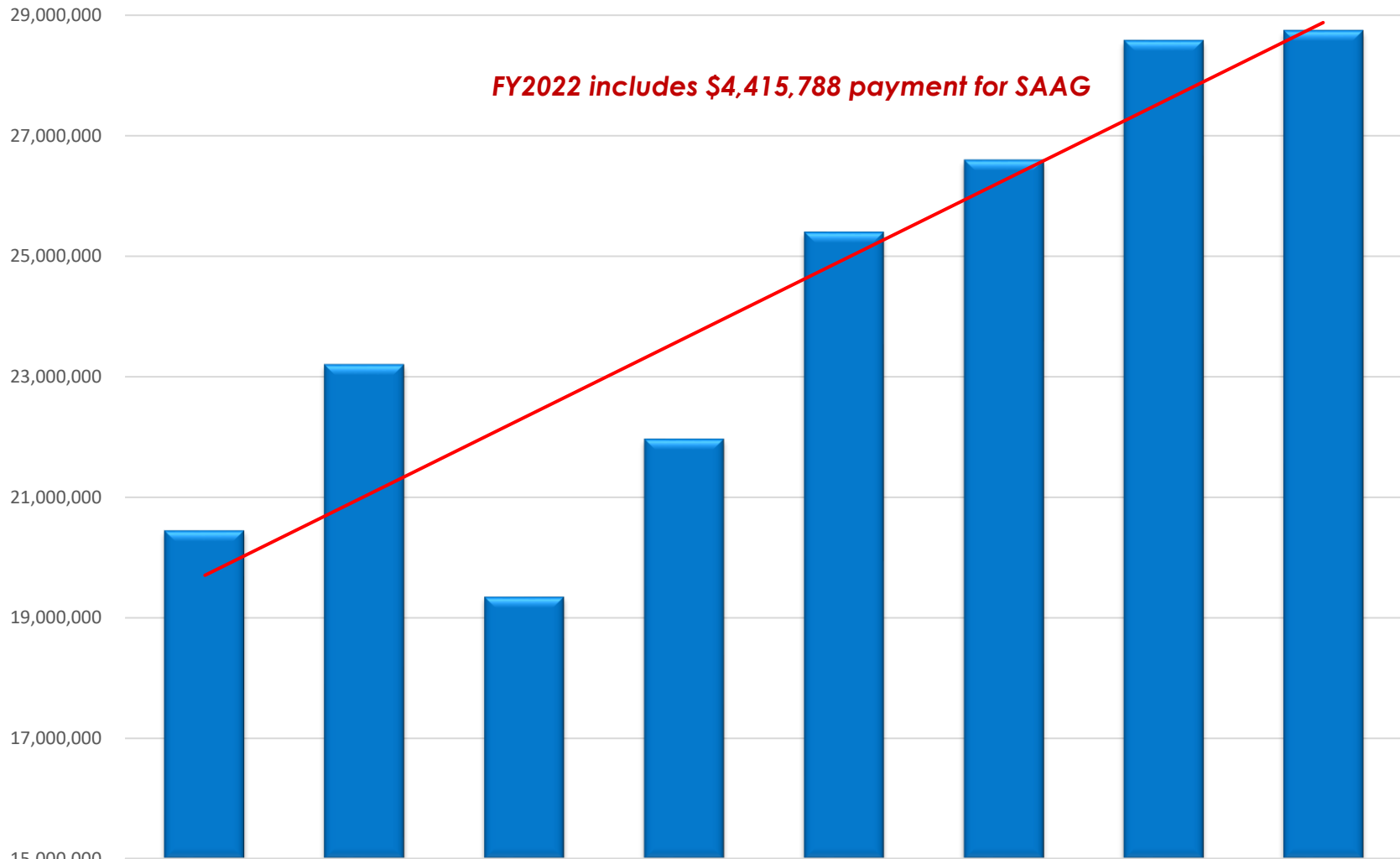
	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
Total	41	52	63	44	58	52	41	60
All Others	30	34	42	31	47	37	28	37
DSHS	8	16	18	11	6	13	12	11
WSU	2	2	2	1	4	2	1	7
Dairy Products Commission	0	0	0	0	0	0	0	2
Bates Technical College	1	0	1	1	1	0	0	3

Employment Indemnity Payouts by Agency FY 15-22



	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	FY2022
■ Bates Technical College	92,500	0	125,000	26,000	346,611	0	0	580,000
■ Dairy Products Commission	0	0	0	0	0	0	0	639,639
■ WSU	147,666	271,665	200,000	150,000	431,308	285,701	53,988	984,702
■ DSHS	1,100,756	2,186,522	2,898,412	1,150,469	394,664	2,427,512	1,100,518	1,423,746
■ All Others	5,559,928	5,395,099	22,802,965	2,946,040	8,183,715	4,965,613	3,689,056	4,163,280

**Total AGO Defense Costs
FY 15-22
\$194,330,694**



FY2022 includes \$4,415,788 payment for SAAG

■ AGO Defense Costs

**Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts**

Washington State Department of Children, Youth and Families Claims and Litigation

Claim: 30770130

Claimants:	M. M. T. M.
Date of Incident:	07/27/2011
Date Claim Filed:	06/24/2019
Indemnity Paid:	\$7,100,000

Plaintiffs claimed that DCYF negligently placed twin minor plaintiffs in the custody of their biological father without doing a proper investigation resulting in the twins being subjected to severe abuse. Plaintiffs claimed emotional, psychological, and severe physical damages and financial liability.

Claim: 3071000514

Claimant:	M. B.
Date of Incident:	03/11/2019
Date Claim Filed:	08/27/2019
Indemnity Paid:	\$6,500,000

Plaintiff alleged that DCYF negligently placed her in a foster home where she sustained severe injury. Plaintiff claimed physical and psychological damages and financial liability.

Claims: 30770024
3071004007

Claimants:	E. H. T. H. T. B. K. M. C. H-C.
Date of Incidents:	12/12/1980 11/24/1980
Date Claims Filed:	08/30/2018 10/29/2020
Indemnity Paid:	\$4,175,000

Plaintiffs alleged DCYF negligently placed them in foster homes where they were subjected to repeated physical and sexual abuse. Plaintiffs further alleged that DCYF failed to investigate allegations of abuse. PlaintiffS claimed physical and psychological damages and financial liability.

Claim: 30072054

Claimants:	S. F. M. G.
Date of Incident:	01/01/2010
Date Claim Filed:	03/16/2018
Indemnity Paid:	\$4,000,000

Plaintiff minors alleged that DSHS-CA (now DCYF) failed to properly investigate safety concerns, provide a reasonable standard of care, and failed to remove them from a home where they were sexually abused and assaulted. Plaintiffs claimed emotional and psychological damages, physical injuries, pain and suffering, and loss of enjoyment of life.

Claim: 3071000036

Claimants:	J. H. R. H.
Date of Incident:	11/01/2003
Date Claim Filed:	07/12/2019
Indemnity Paid:	\$2,600,000

Plaintiffs alleged that DCYF negligently investigated multiple reports of abuse while they resided in the home of their biological father. Plaintiffs claimed emotional, physical, psychological, and financial damages.

Claim: 30770021

Claimant:	S. M.
Date of Incident:	06/01/2001
Date Claim Filed:	08/21/2018
Indemnity Paid:	\$2,585,000

Plaintiff alleged that DCYF failed to protect her from being sexually abused by the son of her foster mother despite having received reports of sexual abuse in the foster home. Plaintiff claimed emotional, physical, and financial damages.

Claims: 3071004714
3071005031

Claimants:	S. M. A. A.
Date of Incidents:	01/01/1999 01/01/1998
Date Claims Filed:	02/03/2021 03/05/2021
Indemnity Paid:	\$2,500,000

The claimants alleged DCYF negligently investigated or failed to investigate several reports of abuse and neglect. The claimants alleged that, due to the agencies' negligence, claimants suffered severe physical, psychological, and sexual abuse. The claimants alleged emotional, physical, and psychological injuries and financial liability.

Claim: 3071003921

Claimant:	R. B.
Date of Incident:	01/01/1992
Date Claim Filed:	10/19/2020
Indemnity Paid:	\$2,500,000

Plaintiff alleged DCYF negligently placed him in a foster home where he was subjected to neglect and sexual abuse, including sexual abuse by two dependent children in the foster home with sexually aggressive histories. Plaintiff further alleged DCYF negligently investigated multiple reports of abuse. Plaintiff claimed emotional, psychological, and financial damages.

Claim: 3071001372

Claimant:	G. A.
Date of Incident:	11/19/1992
Date Claim Filed:	11/26/2019
Indemnity Paid:	\$2,499,500

Plaintiff alleged that, while living with her biological mother, DCYF negligently investigated reports of abuse and neglect resulting in the continued abuse of plaintiff, including sexual abuse by multiple individuals. Plaintiff claimed emotional, physical, and psychological damages and financial liability.

Claim: 3071005966

Claimant:	A. B.
Date of Incident:	11/12/1992
Date Claim Filed:	07/09/2021
Indemnity Paid:	\$2,499,500

The claimant alleged that, when she was a dependent youth, she was placed by DCYF in multiple foster placements where she was subjected to sexual abuse and neglect. The claimant alleged DCYF failed to properly investigate allegations of abuse and neglect; failed to place her in proper foster placements; and failed to protect her from abuse. The claimant alleged that, due to DCYF's gross negligence and failure to protect, she suffered sexual abuse, neglect, and emotional trauma. The claimant alleged damages of physical, emotional, and psychological injuries.

Claims: 3071001918
3071002278
3071002366
3071002592

Claimants:	M. R. D. F. C. C. C. B.
Date of Incidents:	1979 to 1989
Date Claims Filed:	01/31/2020 03/09/2020 03/19/2020 04/22/2020
Indemnity Paid:	\$2,365,000

The claimants alleged that when they were dependent youths, they were placed by DSHS Children’s Administration (now DCYF) at the Kiwanis Vocational Home (KVH), where they were subjected to a sexually hostile environment and sexual assault. The claimants alleged KVH misrepresented the qualifications of its staff; hired unqualified staff; failed to report incidents of physical assaults by staff on its resident youths; failed to report and covered up incidents of sexual abuse; and committed fraud against the State. The claimant further alleged DCYF failed to investigate multiple reports of physical and sexual assaults between the resident youths and failed to adequately supervise, monitor, and enforce licensing requirements for KVH. The claimants alleged damages of physical, emotional, and psychological injuries, pain and suffering, and loss of enjoyment of life.

Claims: 30070857
30070858

Claimants:	L. M. K. C.
Date of Incident:	01/01/1991
Date Claims Filed:	05/17/2012
Indemnity Paid:	\$2,350,000

Plaintiffs alleged that they were sexually molested, abused, and raped by their mother's then boyfriend. Plaintiffs alleged that DSHS knew the mother's boyfriend had been convicted of molesting his biological daughters but still allowed him to live with their mother where he sexually abused plaintiffs. Plaintiffs alleged damages of physical, emotional, and psychological injuries.

Claim: 3071004455

Claimant:	C. A. B.
Date of Incident:	05/31/1994
Date Claim Filed:	01/05/2021
Indemnity Paid:	\$2,250,000

Plaintiff alleged DCYF negligently placed him and his older brother in a foster home without informing them that another foster child in the home had previously suffered sexual abuse. Plaintiff further alleged that, due to DCYF withholding this information, plaintiff was placed in the same room with the other child resulting in the sexual abuse of plaintiff. Plaintiff claimed emotional, psychological, physical, and financial damages.

Claim: 3071002395

Claimant:	R. K.
Date of Incident:	01/01/1980
Date Claim Filed:	03/24/2020
Indemnity Paid:	\$2,170,000

Plaintiff alleged DCYF negligently placed him in a foster home where he was sexually abused. Plaintiff claimed emotional and psychological damages, and financial liability.

Claim: 3071001545

Claimants:	C. D. G. C. E. G.
Date of Incident:	02/15/2001
Date Claim Filed:	12/17/2019
Indemnity Paid:	\$2,075,000

Plaintiffs alleged DCYF negligently investigated multiple claims of abuse by their biological parents and failed to remove them from their care resulting in years of abuse. Plaintiffs claimed emotional, physical, and psychological damages and financial liability.

Claim: 30770116

Claimant:	L. G.
Date of Incident:	01/01/1991
Date Claim Filed:	05/07/2019
Indemnity Paid:	\$2,000,000

Plaintiff alleged she was subjected to repeated physical and sexual abuse during her multiple foster home placements.

Plaintiff claimed damages of physical, emotional, and psychological injuries, and financial liability.

Claim: 3071001051

Claimant:	J. M.
Date of Incident:	01/01/2010
Date Claim Filed:	10/18/2019
Indemnity Paid:	\$2,000,000

Plaintiff alleged DCYF negligently investigated multiple reports of abuse resulting in years of sexual and physical abuse.

Plaintiff claimed physical, emotional, and psychological damages, damage to the parent-child relationship, loss of consortium, and financial liability.

Claim: 3071004358

Claimant:	E. S.
Date of Incident:	03/21/2013
Date Claim Filed:	12/21/2020
Indemnity Paid:	\$1,500,000

Plaintiff alleged DCYF negligently investigated reports of abuse resulting in the continued physical and sexual abuse of plaintiff. Plaintiff claimed emotional, physical, psychological, and financial damages.

Claim: 3071002457

Claimant:	M. H-A.
Date of Incident:	12/03/2017
Date Claim Filed:	04/03/2020
Indemnity Paid:	\$1,475,000

Plaintiffs alleged DCYF negligently investigated reports of child abuse resulting in the death of minor child. Plaintiffs claimed emotional, psychological, and physical damages, and financial liability.

Claim: 3071004917

Claimant:	S. S.
Date of Incident:	12/30/1982
Date Claim Filed:	02/23/2021
Indemnity Paid:	\$1,450,000

Plaintiff alleged that DCYF negligently placed him in multiple foster homes where he was subjected to sexual abuse. Plaintiff claimed emotional, psychological, physical, and financial damages.

Claim: 30071572

Claimant:	D. H.
Date of Incident:	01/01/1990
Date Claim Filed:	04/07/2016
Indemnity Paid:	\$1,275,000

Plaintiff alleged she was physically, sexually and mentally abused throughout her placements by DSHS (now DCYF) within the foster care system. Plaintiff alleged she was subjected to preventable abuses at various placements. Plaintiff claimed emotional, psychological, and financial damages.

Claim: 3071003348

Claimant:	R. J.
Date of Incident:	11/24/1980
Date Claim Filed:	08/13/2020
Indemnity Paid:	\$1,275,000

Plaintiff alleged DCYF negligently placed her in multiple foster homes where she was subjected to physical, mental, and sexual abuse. Plaintiff claimed physical, emotional, psychological, and financial damages.

Claim: 3071003356

Claimant:	J. C.
Date of Incident:	01/01/1997
Date Claim Filed:	08/13/2020
Indemnity Paid:	\$1,100,000

Plaintiff alleged DCYF conducted negligent investigation and failed to protect her from physical and sexual abuse by multiple parties including her foster parents. Plaintiff claimed emotional, psychological, financial, and physical damages.

**Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts**

Washington State Department of Corrections Claims and Litigation

Claim: 3101003834

Claimant:	Estate of Kenneth Williams
Date of Incident:	03/04/2018
Date Claim Filed:	10/05/2020
Indemnity Paid:	\$3,750,000

Plaintiff alleged that, while a resident at Monroe Correctional Complex (MCC), plaintiff decedent Kenneth Williams received negligent medical care for his breast cancer resulting in Mr. Williams' wrongful death. Plaintiff claimed physical, emotional, psychological, and financial damages, pain and suffering, loss of enjoyment of life, and loss of consortium.

Claim: 31087366

Claimant:	Estate of Marta Haile
Date of Incident:	04/16/2018
Date Claim Filed:	05/28/2019
Indemnity Paid:	\$3,250,000

Plaintiff alleged that DOC negligently released Christopher Yacono into Community Supervision (CP) and negligently supervised him while he was on CP, resulting in the wrongful death of deceased plaintiff, Marta Haile, and her unborn baby. Plaintiff claimed emotional and psychological damages and financial liability.

Claim: 3101000930

Claimant:	Estate of John Kleutsch
Date of Incident:	05/09/2017
Date Claim Filed:	10/04/2019
Indemnity Paid:	\$3,250,000

Plaintiff alleged that decedent John Kleutsch, while residing at Monroe Correctional Complex (MCC), received negligent medical care following his abdominal surgery resulting in his death. Plaintiff claimed emotional, psychological, physical, and financial damages, loss of enjoyment of life, and loss of consortium.

Claim: 3101002754

Claimant:	Estate of Keenan Thomas
Date of Incident:	10/17/2019
Date Claim Filed:	05/15/2020
Indemnity Paid:	\$3,000,000

Plaintiff Representative of the Estate of Keenan Michael Thomas, alleged Washington State Penitentiary staff negligently placed James Leonard Boyd, who had a history of physically assaulting his cell mates, in the same cell with Mr. Thomas resulting in Mr. Thomas' death. Plaintiff claimed wrongful death and emotional, psychological, and financial damages.

Claim: 3101000534

Claimant:	J. G.
Date of Incident:	07/20/2017
Date Claim Filed:	08/29/2019
Indemnity Paid:	\$2,502,820.50

Plaintiff alleged DOC negligently monitored offender Louis Arbee while he was on community supervision resulting in the rape and severe injury of Plaintiff. Plaintiff claimed emotional, psychological, physical, and financial damages.

Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts

Washington State Department of Transportation Claims and Litigation

Claim: 40580212

Claimants:	Rick Maxon Estate of Dolores Maxon
Date of Incident:	08/31/2016
Date Claim Filed:	11/28/2018
Indemnity Paid:	\$3,000,000

Plaintiffs alleged that while Dolores Maxon, deceased plaintiff, was a passenger on a motorcycle driven by her husband, plaintiff Rick Maxon, they were both ejected from the motorcycle due to WSDOT's alleged negligent failure to provide adequate signing. Plaintiffs claimed physical, emotional, financial and loss of consortium damages.

Claims:
40572580
40572581
40572590
40572592
40572594

Claimants:	John Jenson Sharon Jenson Elizabeth Allen Erik Allen Clifford Maggs Renee Maggs Irmgard McGregor
Date of Incident:	01/07/2009
Date Claims Filed:	01/06/2011
Indemnity Paid:	\$1,100,000

Plaintiffs owned property along the Teanaway River and the roads along the Teanaway River are protected by a series of levees and dikes that are designed to keep the river from flooding. Plaintiffs alleged that, due to the heavy rain fall in 2009, the levees and dikes failed causing the river to flood plaintiffs' properties causing damage. Plaintiffs alleged WSDOT was negligent in the design and maintenance of the dikes and levees resulting in the claimed property damages.

Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts

Washington State Department of Social and Health Services Claims and Litigation

Claim: 3001004488

Claimants:	Estate of Joel Wellman
Date of Incident:	01/31/2020
Date Claim Filed:	01/08/2021
Indemnity Paid:	\$2,250,000

Plaintiffs, parents of plaintiff decedent, Joel Wellman, an autistic developmentally disabled vulnerable adult, alleged the Rainier School left Joel unsupervised and allowed him to leave the school campus, after which he never returned and is now presumed deceased. Plaintiffs claimed emotional and psychological damages, loss of consortium, pain and suffering, and financial losses.

Claims
30072133
30072134
30072135
30072136
30072206
30072207

Claimants:	A. J. C. H. C. S. S. H. M. W. S. K.
Dates of Incidents:	01/01/2001 01/01/1998 01/01/1989 01/01/1990 01/01/2001 09/01/1994
Date Claims Filed:	08/13/2018 01/04/2019
Indemnity Paid:	\$1,290,000

Plaintiffs alleged that they were assaulted by staff of Maple Lane School while they were residents there. Plaintiffs claimed damages of physical, emotional, and psychological injuries.

Claim: 3001003395

Claimant:	Estate of Johanna Pratt
Date of Incident:	11/03/2017
Date Claim Filed:	08/19/2020
Indemnity Paid:	\$1,250,000

The Estate of plaintiff, a resident at the Rainier School, alleged the Rainier School staff provided negligent medical treatment after plaintiff receive outpatient foot surgery resulting in plaintiff's death. Plaintiff Estate claimed pain and suffering and financial liability.

**Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts**

Centralia College Claims and Litigation

Claim: 63270013

Claimant:	Alexandria DeArmani
Date of Incident:	04/14/2013
Date Claim Filed:	01/24/2014
Indemnity Paid:	\$1,510,000

Plaintiff was a passenger in a van driven by a Centralia College employee who was traveling westbound on I-90 when she failed to stop in time causing her to rear-end the vehicle in front of it. Plaintiff suffered injuries in the accident and claimed physical, emotional and financial damages.

**Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts**

Washington State Parks and Recreation Commission Claims and Litigation

Claim: 46570370

Claimant:	Thomas Rafoth
Date of Incident:	04/24/2017
Date Claim Filed:	05/07/2018
Indemnity Paid:	\$1,100,000

Plaintiff claimed that a 2017 landslide on his property was the result of a 2012 clear cut of trees directly uphill from his property. Plaintiff alleged the removal of the trees impacted groundwater recharge and the added water load caused instability in an area with known landslide activity causing the claimed property damage.

Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts

Washington State University Claims and Litigation

Claim: 3651002771

Claimants:	Keller Fruit, Inc. Henry Bosma Orchards, LP Eddie Farms, Inc. FMF Corporation JNK Orchards SIDHU Enterprises Inc. Apple King, LLC
Date of Incident:	02/08/2010
Date Claim Filed:	05/19/2020
Indemnity Paid:	\$1,000,000

Plaintiffs claimed damages arising from WSU's alleged failure to follow appropriate competitive solicitation processes in obtaining the services performed under a management contract related to an apple patent.

Fiscal Year 2022
July 1, 2021 – June 30, 2022
Highest Tort Indemnity Payouts

Seattle Colleges Claims and Litigation

Claim: 6701002161

Claimant:	M. K.
Date of Incident:	11/01/2014
Date Claim Filed:	02/25/2020
Indemnity Paid:	\$1,000,000

Plaintiff, an employee of South Seattle College, alleged she suffered sexual harassment and assault, a hostile work environment, and gender and national origin discrimination. Plaintiff claimed emotional, physical, and psychological injuries and financial liability.