



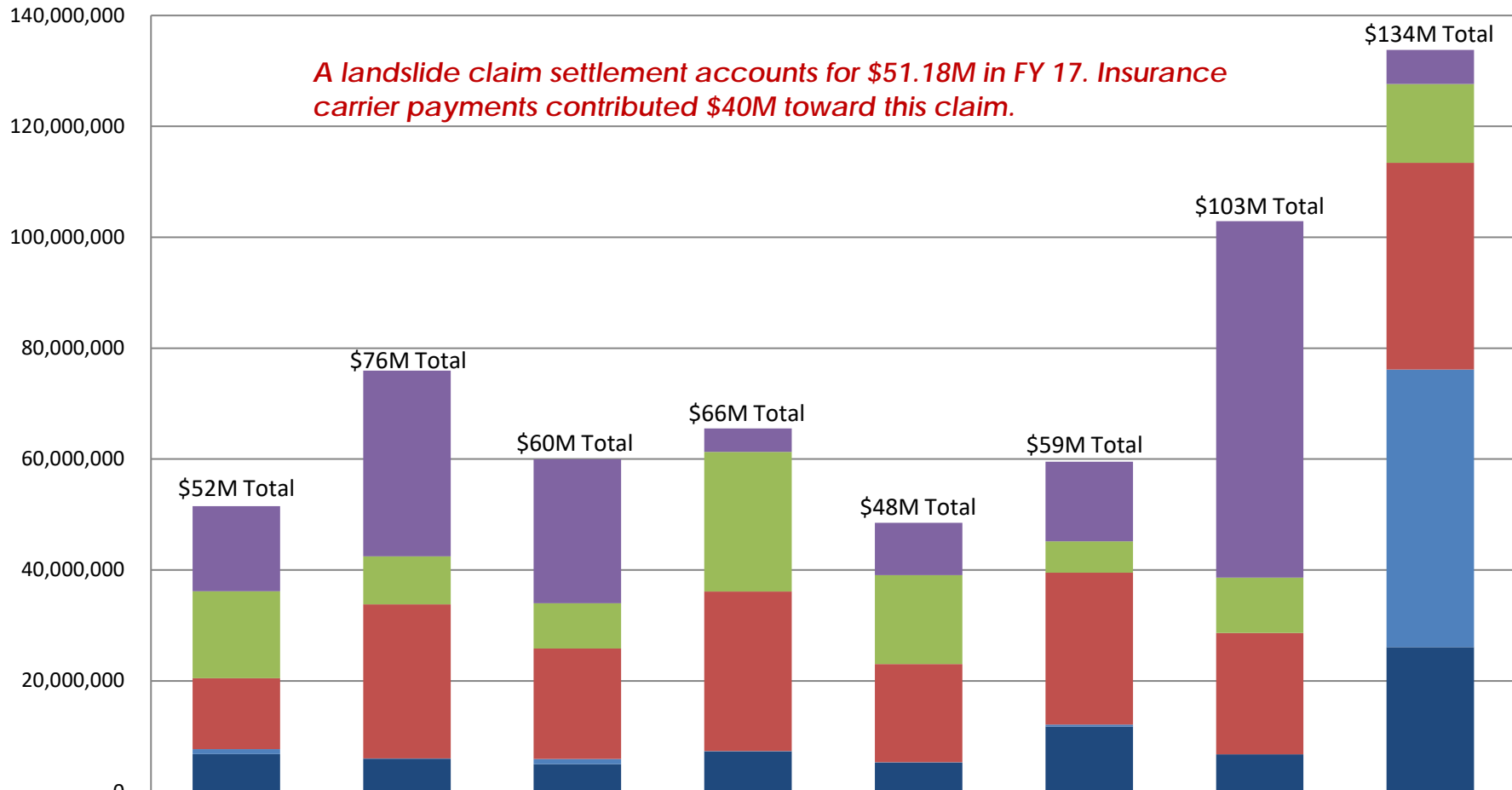
FISCAL YEAR 2017 TORT CLAIM INDEMNITY PAYOUT ANALYSIS

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

August 14, 2017

Statewide Indemnity Payouts for FY 10-17

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

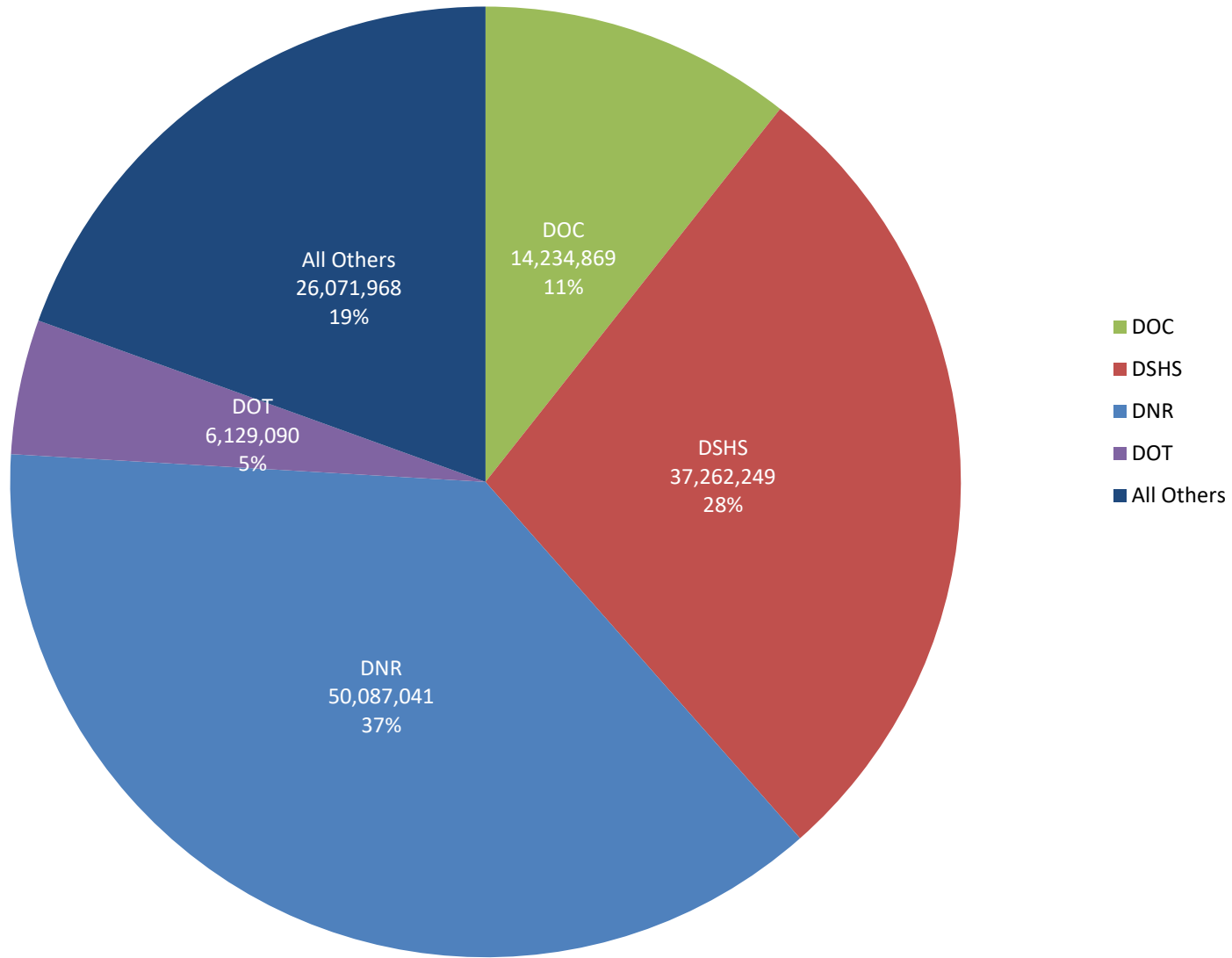


	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
■ DOT	15,358,651	33,515,455	25,942,804	4,237,470	9,439,229	14,352,216	64,311,819	6,129,090
■ DOC	15,656,156	8,616,624	8,192,717	25,195,682	15,999,304	5,665,919	9,978,979	14,234,869
■ DSHS	12,809,977	27,791,834	19,895,522	28,792,362	17,735,832	27,394,840	21,894,312	37,262,249
■ DNR	866,329	68,952	923,679	39,939	62,741	307,534	(129,831)	50,087,041
■ All Others	6,812,929	5,962,499	4,996,274	7,280,605	5,251,507	11,782,580	6,736,988	26,071,968

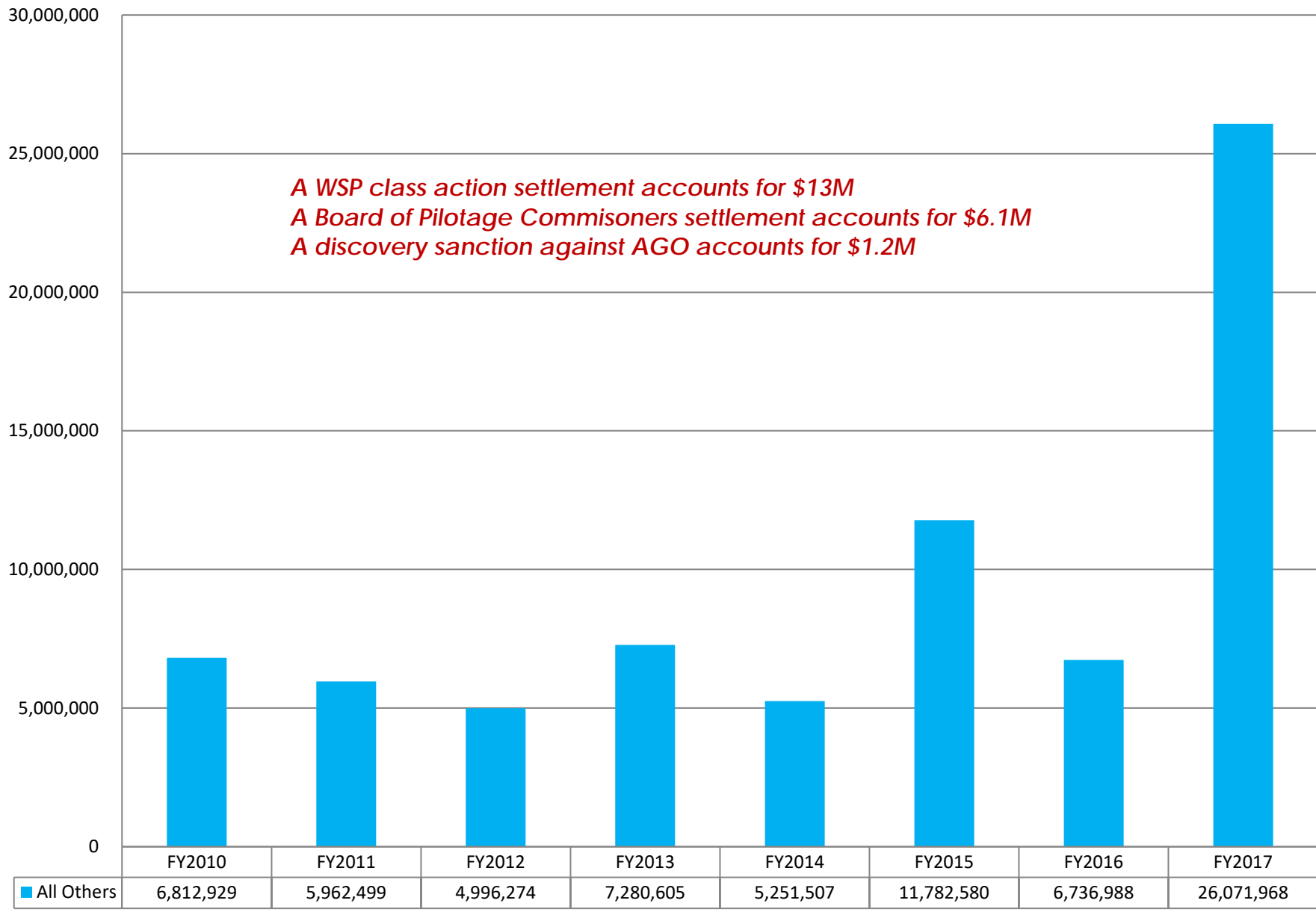
*Marine Division reimburses the self insurance fund for its payouts.

FY 17 Statewide Indemnity Payout Distribution (\$133,785,218)

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



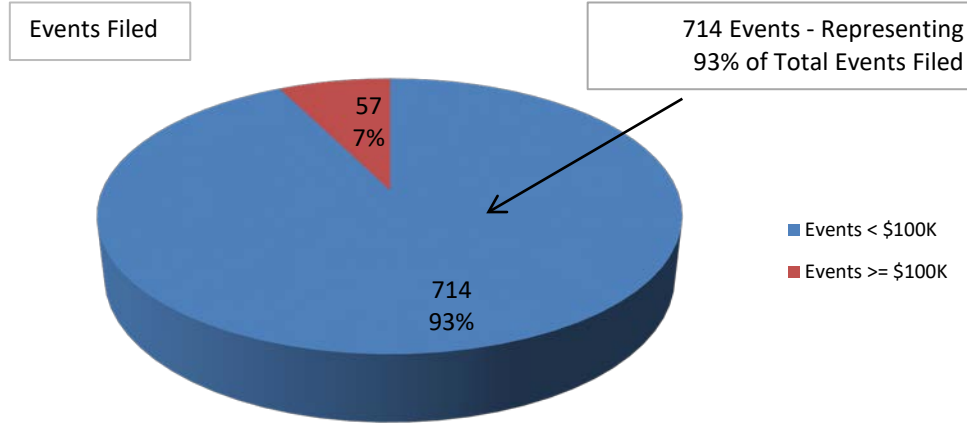
All Other State Agency Indemnity Payouts FY 10-17



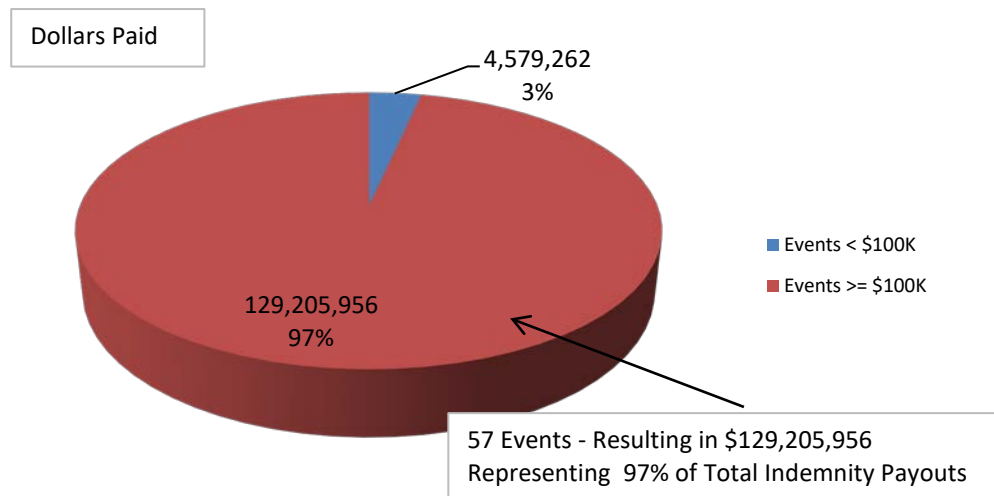
Fiscal Year 2017 Frequency / Severity

93% of event payouts are less than \$100,000 each and make up 3% of total dollars paid out for indemnities
The remaining 7% of event payouts make up 97% of total dollars paid out for indemnities

Only a few of the events resulting in claims paid are greater than \$100,000



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



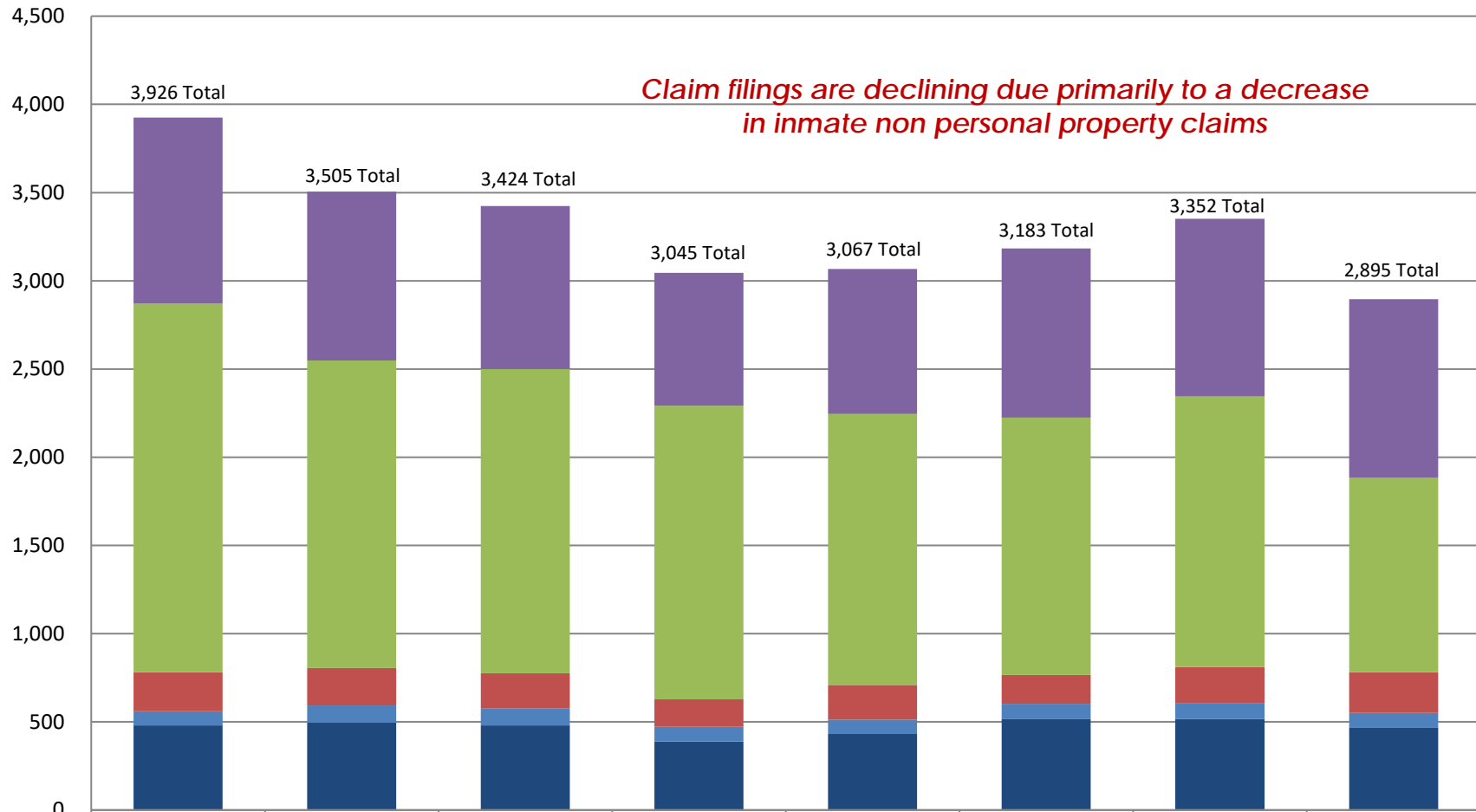
Large Payouts Result from a Small Number of Events (Severity = High / Frequency = Low)

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

FY 2010	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	3	3,332,000	91%	18	11,961,162	93%	11	14,864,584	95%	16	13,570,168	88%	7	1,777,500	44%
Events < \$100K	47	324,758	9%	62	848,816	7%	359	791,572	5%	288	1,788,483	12%	46	2,245,000	56%
Total FY 2010	50	3,656,758		80	12,809,977		370	15,656,156		304	15,358,651		53	4,022,500	
FY 2011	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	2	518,813	55%	19	27,204,647	98%	6	7,970,000	92%	13	32,453,500	97%	12	3,805,734	75%
Events < \$100K	46	424,345	45%	60	587,187	2%	280	646,624	8%	252	1,061,955	3%	47	1,282,559	25%
Total FY 2011	48	943,159		79	27,791,834		286	8,616,624		265	33,515,455		59	5,088,292	
FY 2012	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	2	795,000	74%	14	19,409,488	98%	8	7,480,000	91%	13	24,706,303	95%	8	3,149,349	65%
Events < \$100K	48	277,951	26%	54	486,033	2%	242	712,717	9%	220	1,236,501	5%	53	1,697,652	35%
Total FY 2012	50	1,072,951		68	19,895,522		250	8,192,717		233	25,942,804		61	4,847,001	
FY 2013	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	3	3,227,000	85%	18	28,230,000	98%	11	24,685,736	98%	9	3,361,612	79%	8	2,147,620	61%
Events < \$100K	45	565,894	15%	63	562,362	2%	229	509,946	2%	205	875,859	21%	51	1,381,265	39%
Total FY 2013	48	3,792,894		81	28,792,362		240	25,195,682		214	4,237,470		59	3,528,885	
FY 2014	WSP	Amount	Percent	DSHS	Amount	Percent	DOC	Amount	Percent	DOT	Amount	Percent	All Others	Amount	Percent
Events > \$100K	1	370,001	57%	14	17,285,641	97%	10	15,523,181	97%	6	8,425,000	89%	13	3,488,818	75%
Events < \$100K	36	279,557	43%	56	450,191	3%	186	476,123	3%	194	1,014,229	11%	40	1,175,873	25%
Total FY 2014	37	649,558		70	17,735,832		196	15,999,304		200	9,439,229		53	4,664,690	
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	

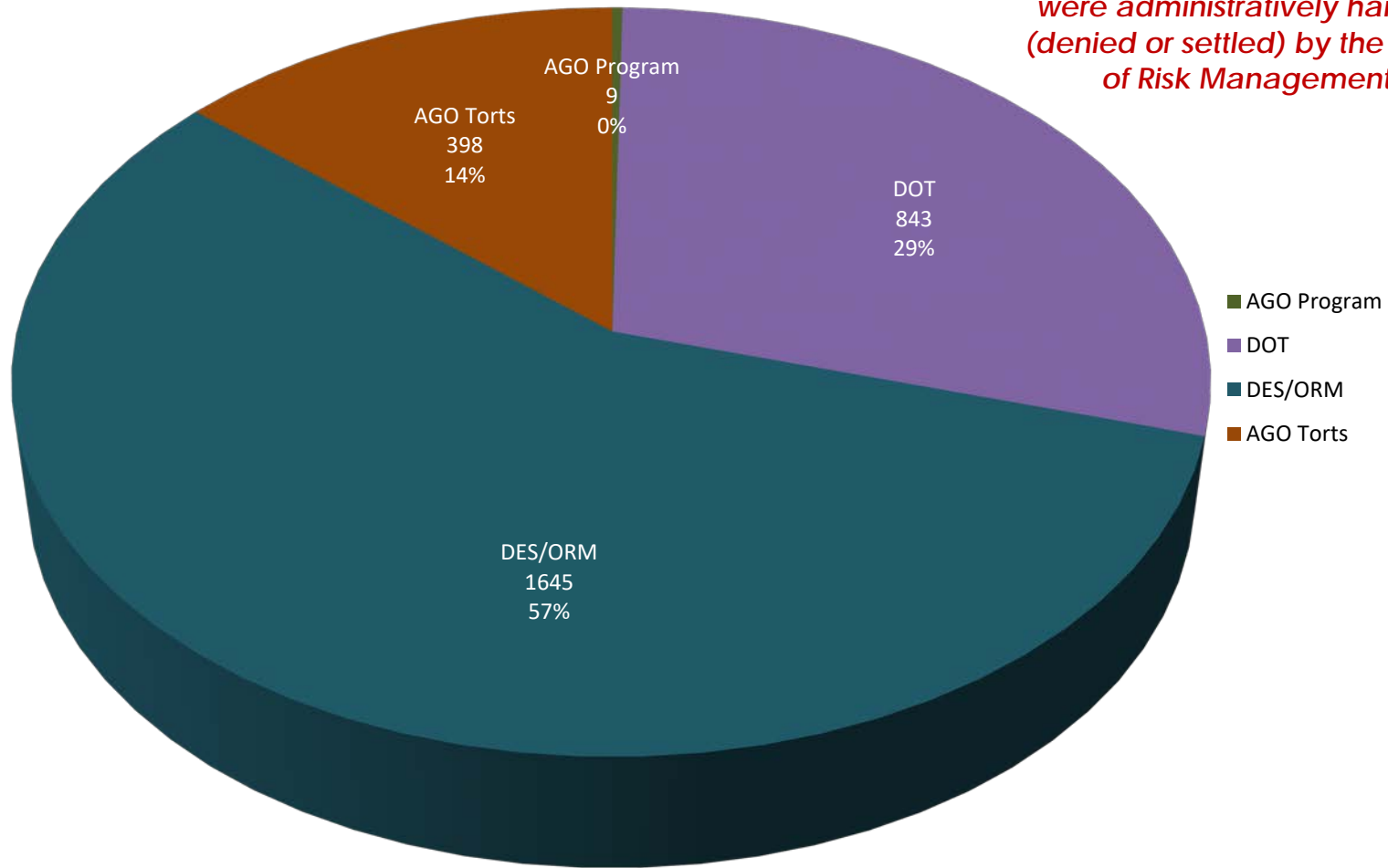
Statewide Tort Claim Filing for FY 10-17

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



	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
DOT	1,056	957	924	753	822	958	1,008	1,010
DOC	2,089	1,743	1,725	1,664	1,536	1,459	1,533	1,104
DSHS	221	212	198	156	196	163	204	230
WSP	81	98	98	83	82	85	91	83
All Others	479	495	479	389	431	518	516	468

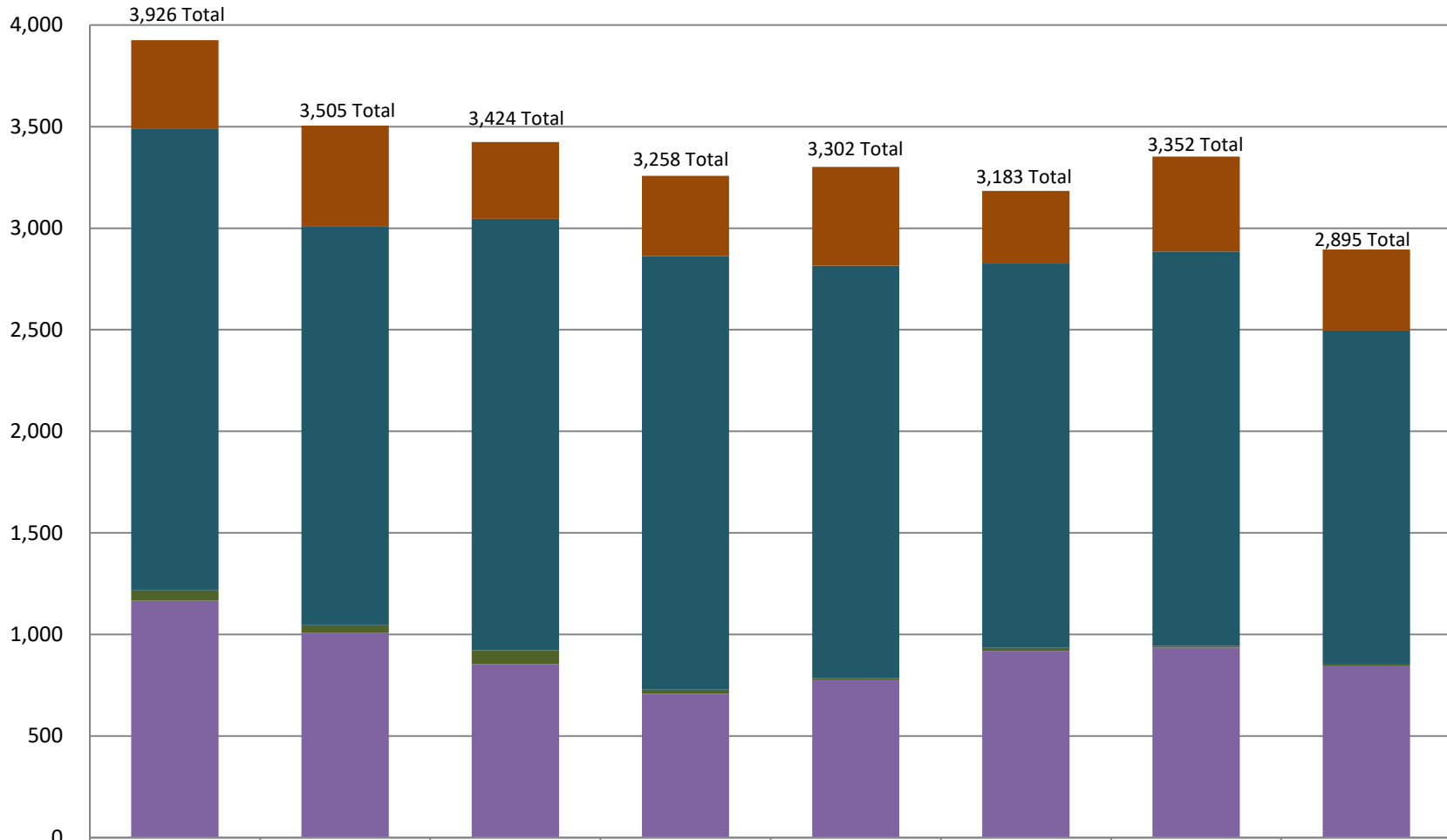
FY 17 Tort Claim Filing by Investigative Office Assigned



57% of tort claims filed in FY 17 were administratively handled (denied or settled) by the Office of Risk Management.

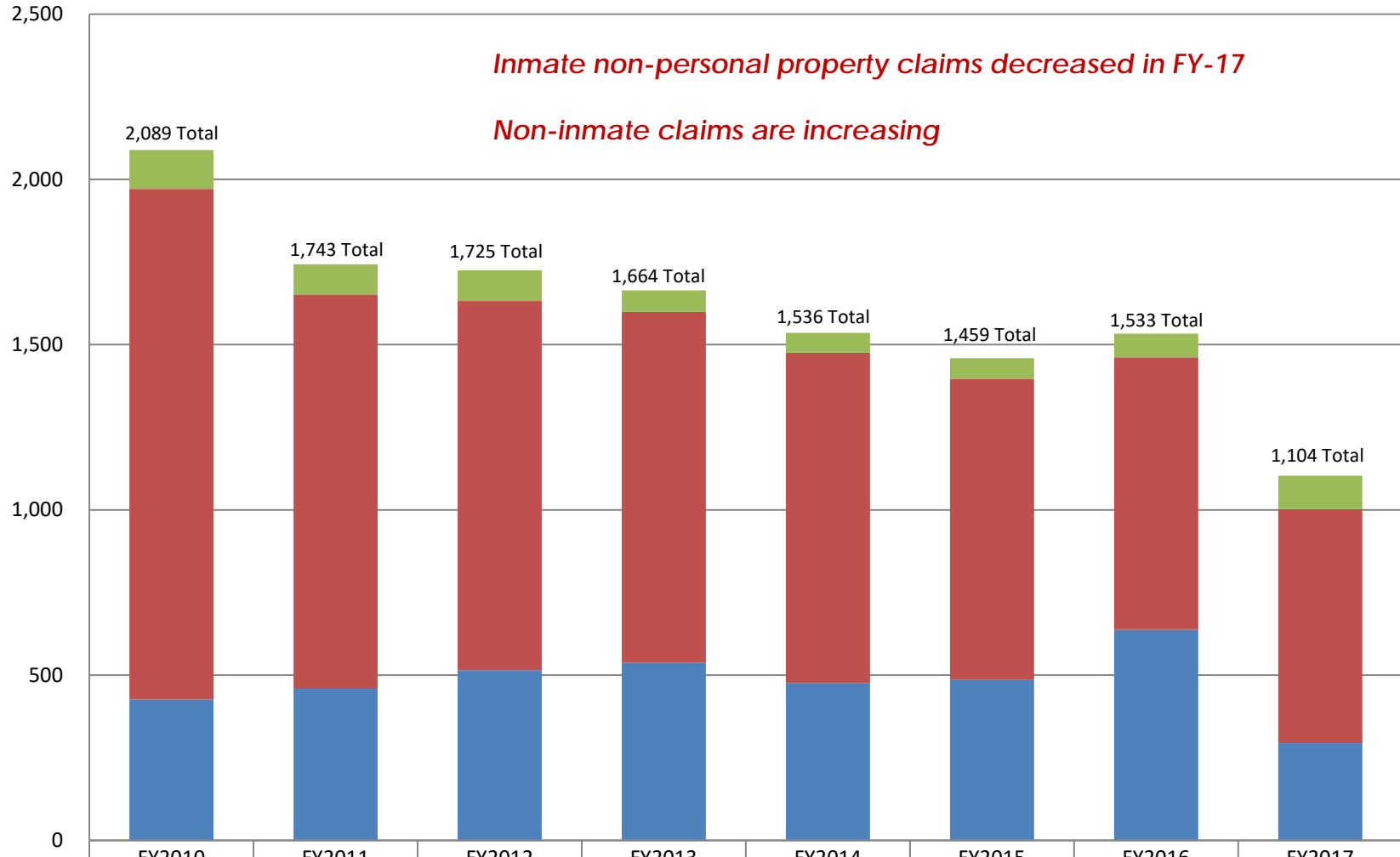
- AGO Program
- DOT
- DES/ORM
- AGO Torts

FY 10 - 17 Tort Claim Filing by Investigative Office Assigned



	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
AGO Torts	434	495	378	394	486	357	466	398
DES/ORM	2,275	1,964	2,124	2,136	2,030	1,891	1,942	1,645
AGO Program	51	36	68	21	11	16	8	9
DOT	1,166	1,010	854	707	775	919	936	843

Distribution of DOC Claims Filed FY 10 - 17



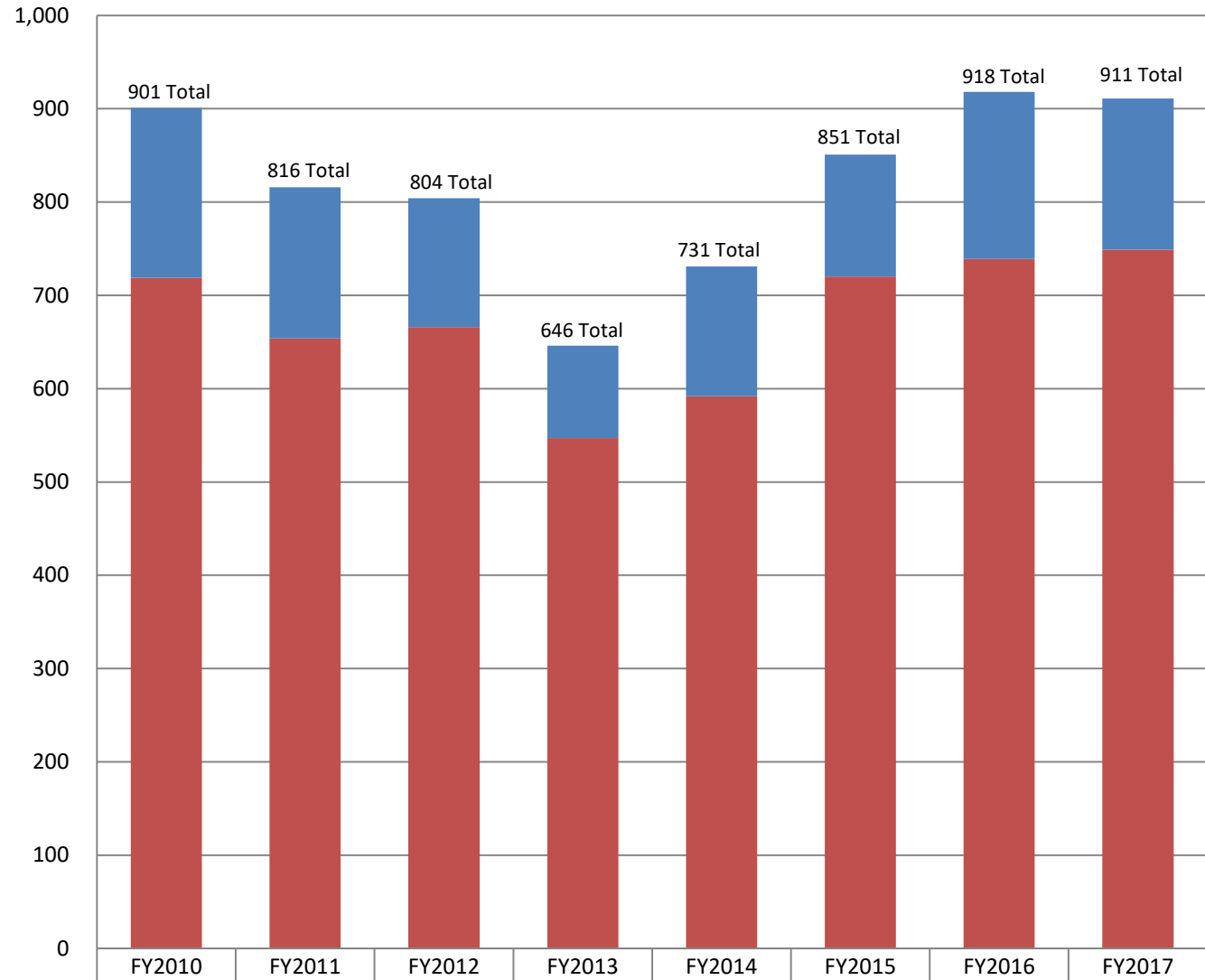
	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
Non Inmate	118	91	93	65	60	63	71	102
Inmate PP	1,544	1,193	1,117	1,061	1,000	909	824	708
Inmate Non-PP	427	459	515	538	476	487	638	294

Distribution of DOT Claims Filed FY 10 - 17

(Includes WSDOT Ferries Claims)

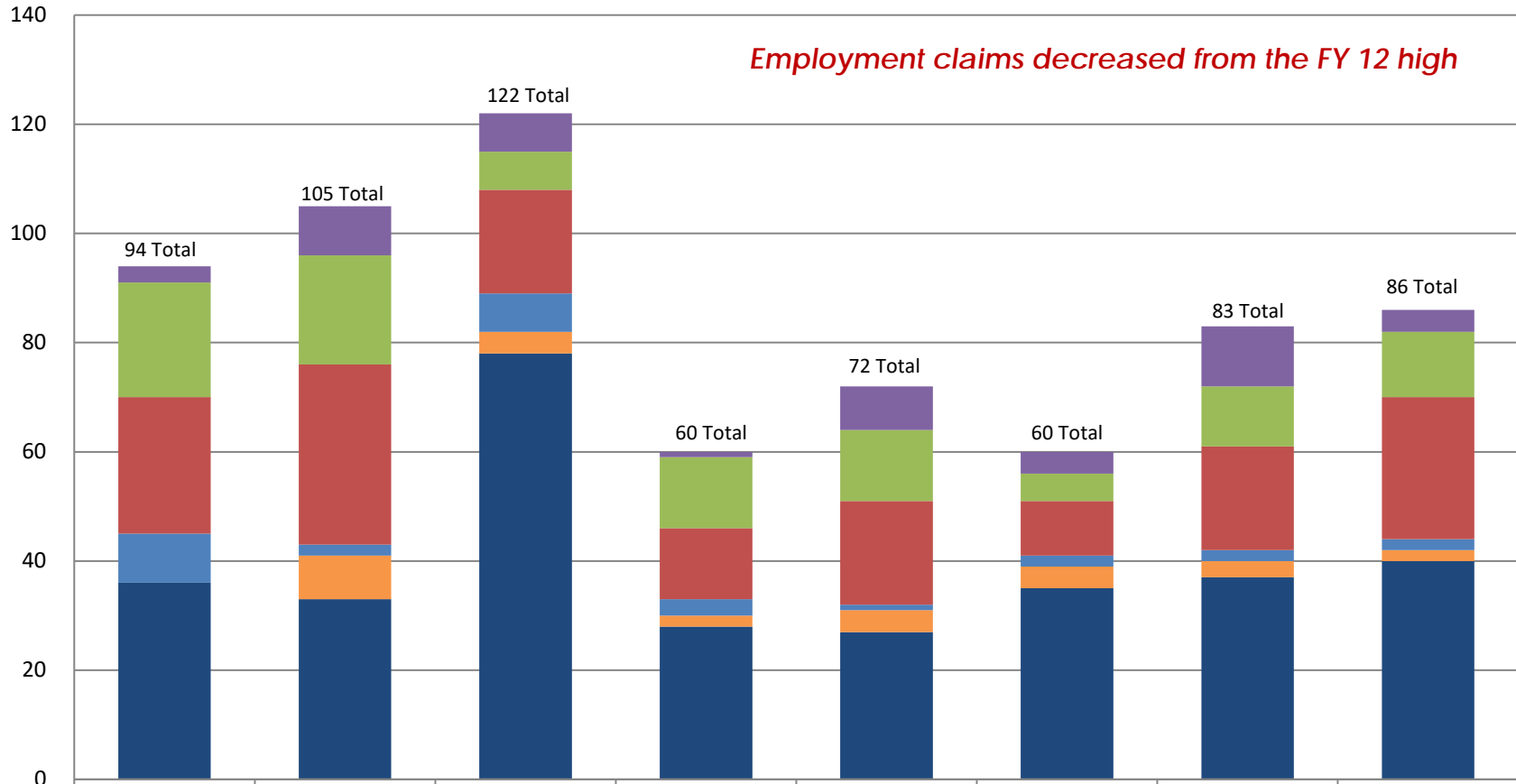
Road construction and maintenance personal property claims inflate the number of DOT claims. Taylor Bridge Fire claims accounted for an increase in DOT claims in FY 13 and FY 14.

Road construction claims increased since FY 15. These are the majority of DOT claims.



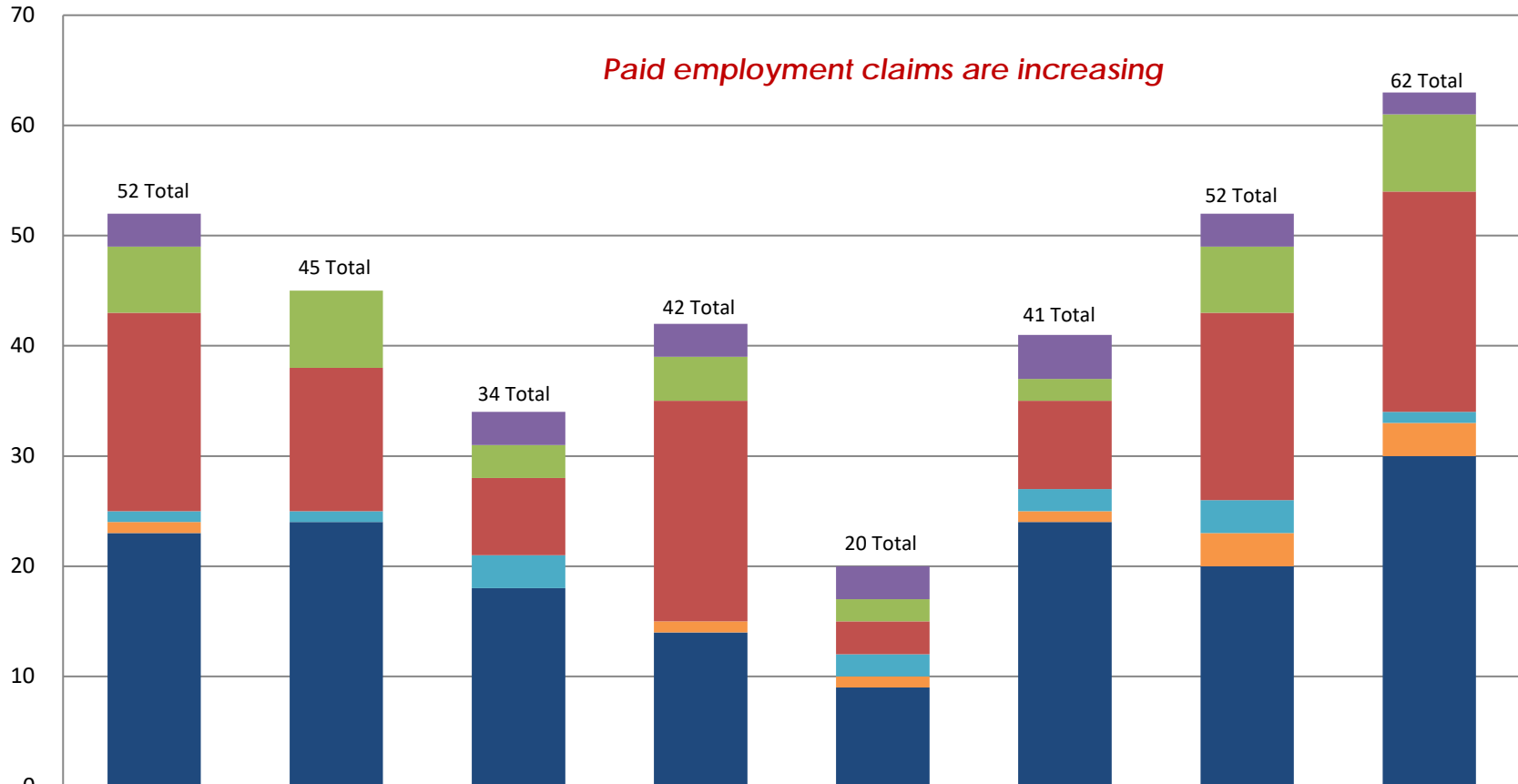
■ Non Road Construction Maintenance Claims	182	162	138	99	139	131	179	162
■ Road Construction Maintenance Claims	719	654	666	547	592	720	739	749

Employment Tort Claims Filed FY 10 - 17



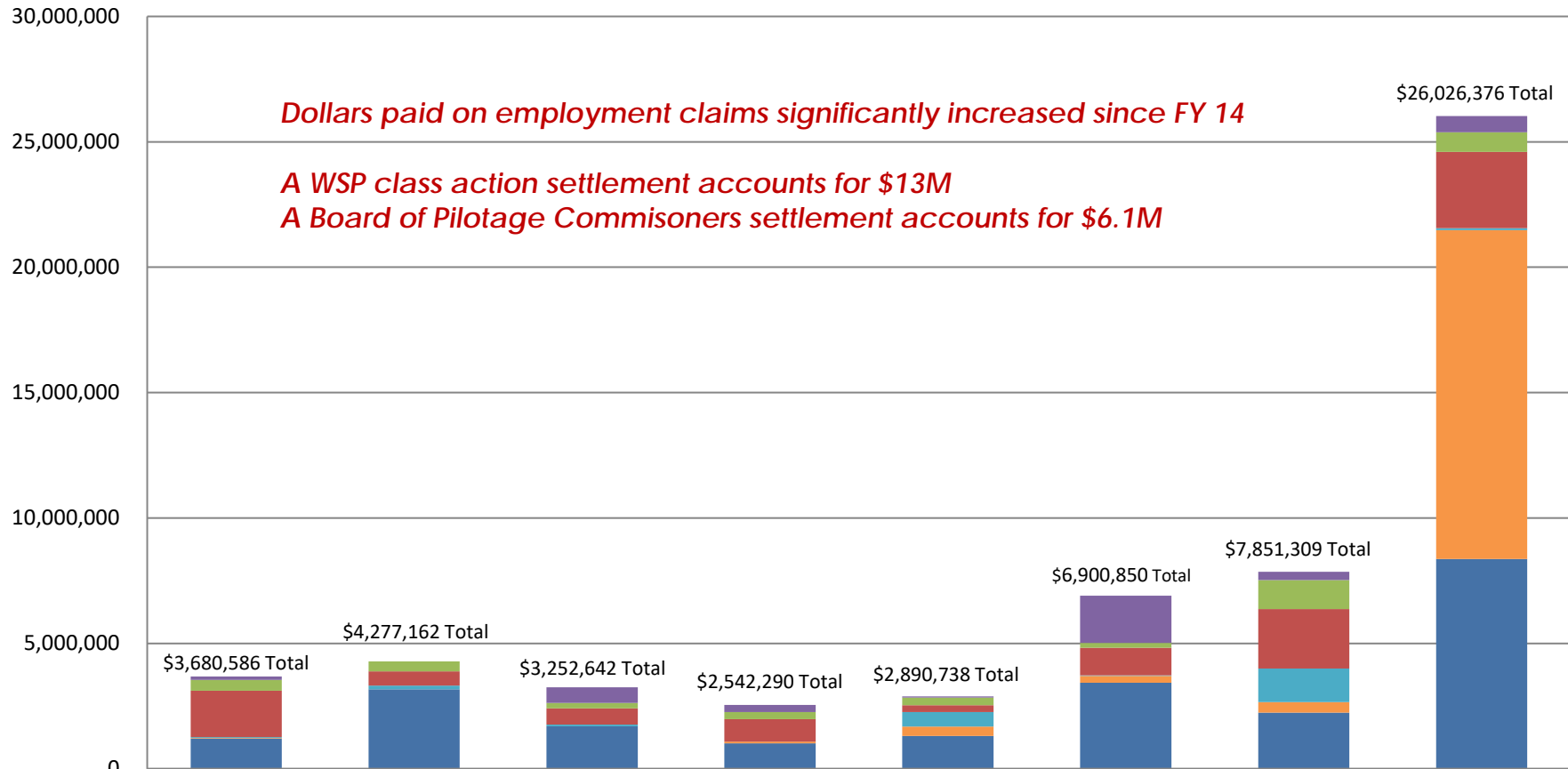
	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
DOT	3	9	7	1	8	4	11	4
DOC	21	20	7	13	13	5	11	12
DSHS	25	33	19	13	19	10	19	26
L&I	9	2	7	3	1	2	2	2
WSP	0	8	4	2	4	4	3	2
All Others	36	33	78	28	27	35	37	40

Employment Tort Claims Paid FY 10 - 17



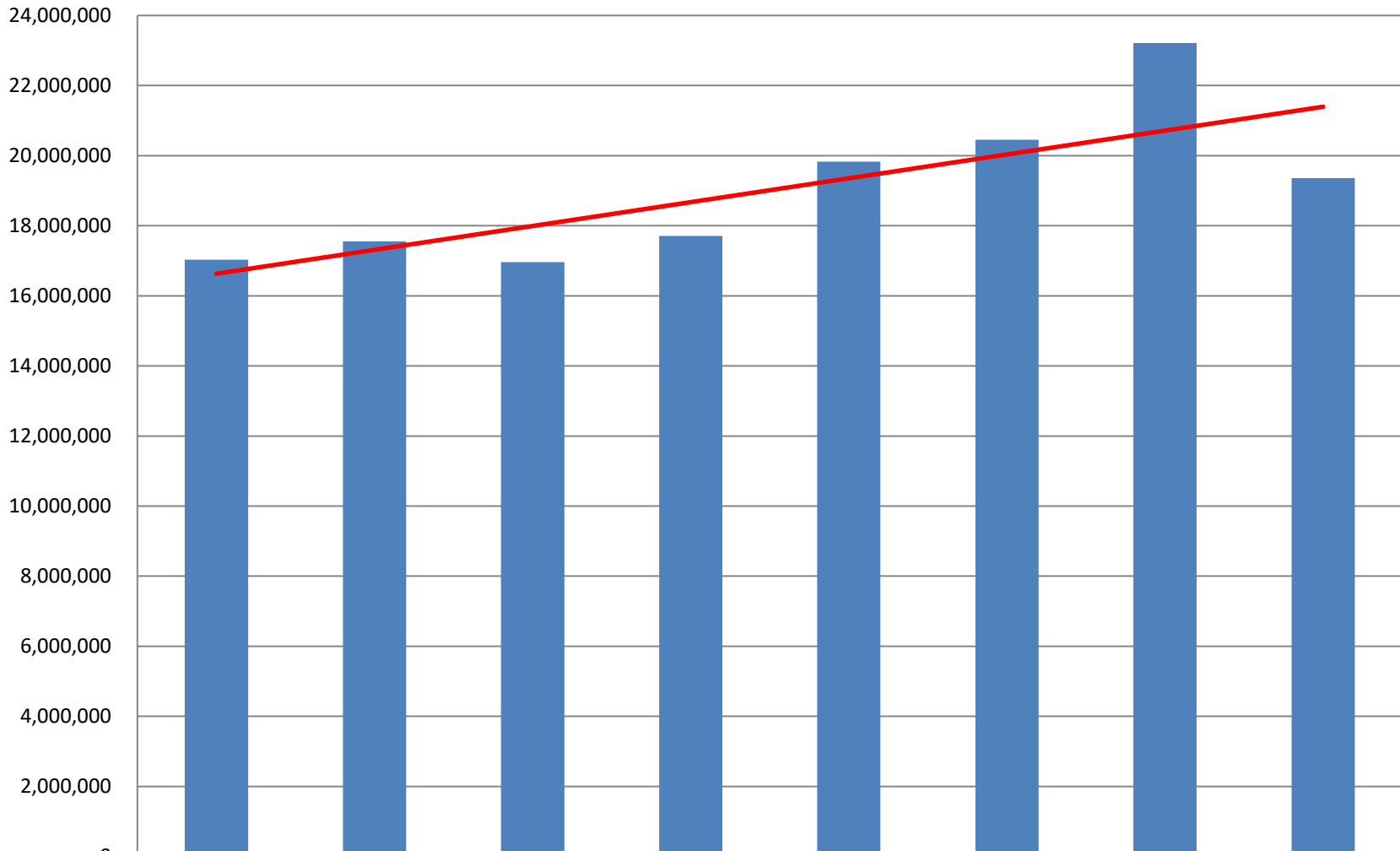
	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
DOT	3	0	3	3	3	4	3	2
DOC	6	7	3	4	2	2	6	7
DSHS	18	13	7	20	3	8	17	20
L&I	1	1	3	0	2	2	3	1
WSP	1	0	0	1	1	1	3	3
All Others	23	24	18	14	9	24	20	30

Employment Indemnity Payouts by Agency FY 10 - 17



	FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
DOT	135,000	0	631,483	282,706	50,691	1,886,588	330,000	645,765
DOC	431,501	387,500	215,000	284,577	310,188	190,785	1,150,001	785,377
DSHS	1,845,712	569,286	638,543	894,814	267,348	1,100,756	2,373,587	3,037,257
L&I	37,000	145,000	69,500	0	580,765	15,000	1,332,500	81,411
WSP	20,000	0	0	60,000	370,001	272,877	425,000	13,110,000
All Others	1,211,373	3,175,376	1,698,117	1,020,193	1,311,745	3,434,845	2,240,221	8,366,567

**Total AGO Defense Costs
 FY 10 - 17
 \$152,105,522**



■ AGO Defense Costs

FY2010	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	FY2017
17,030,863	17,554,111	16,959,996	17,708,777	19,830,237	20,454,642	23,211,301	19,355,595

Fiscal Year 2017
July 1, 2016 – June 30, 2017
Highest Tort Indemnity Payouts

Washington State Attorney General Office Claims and Litigation

Claim:	23070001
Claimant:	Highway 530 Landslide
Date of Incident:	03/22/14
Date Claim Filed:	03/25/14
Indemnity Paid:	\$1,182,996

Discovery sanction against the Office of Attorney General.

Washington State Department of Corrections Claims and Litigation

Claim: 31083427
Claimant: Medina Gonzalez, Veronica
Date of Incident: 5/9/2015
Date Claim Filed: 3/23/2016
Indemnity Paid: \$1,500,000

Claimant alleged that Jeremiah A. Smith murdered Ceasar Medina, age 17, on May 26, 2015, when Mr. Smith was supposed to still be incarcerated on that date. Claimant alleged that Mr. Smith had been wrongfully released from prison 12 days early by the Department of Corrections (DOC) due to a computer glitch which DOC had been aware of for several years.

Claim: 31081352
Claimant: Brown, Alajawan
Brown, Ayanna
Brown, Louis
Date of Incident: 04/29/10
Date Claim Filed: 09/03/14
Indemnity Paid: \$3,000,000

Plaintiff, mother and personal representative of Alajawan S. Brown, alleged that DOC failed to properly supervise offender Curtis Walker. Plaintiffs alleged that because of DOC's negligent supervision, Walker murdered Alajawan Brown. Walker was subsequently found guilty on March 22, 2012. Plaintiffs alleged that it was not until the conclusion of Curtis Walker's criminal trial and sentencing that Plaintiffs discovered the extent of Walker's criminal history and activity while under DOC supervision. Plaintiffs claimed physical injuries, severe emotional distress, loss of parent-child relationship, negligent supervision, wrongful death, and financial damages.

Claim: 31078365
Claimants: Levno, Chris A
Levno, Carolyn K
Date of Incident: 05/02/12
Date Claim Filed: 11/01/12
Indemnity Paid: \$2,750,000

Chris Levno was involved in a head-on collision on the Astoria Bridge with DOC parolee Nolan Neal Benson, when Benson allegedly fell asleep and drifted over the center line. Benson died at the scene. Plaintiffs asserted that DOC failed to adequately supervise and/or monitor Benson, to adequately drug test Benson, and to adequately suspend and/or restrict Benson's driving privileges. Plaintiffs claimed emotional and financial damages, outrage, negligent infliction of emotional distress, negligent hiring, training, and supervision, severe injuries (Chris), and loss of consortium.

Claim: 31083570
Claimant: Powell, Gordon (Casey)
Powell Leisure, Stephanie
Powell, Gordon C
Date of Incident: 5/9/2015
Date Claim Filed: 3/23/2016
Indemnity Paid: \$1,500,000

Plaintiff/decedent, Gordon "Casey" Powell, was fatally beaten by inmate Benjamin Cory Price at the Monroe Correctional Complex, Special Offender Unit. Plaintiffs alleged that staff failed to protect Powell by allowing Price around other inmates when they knew Price had a history of committing violent assaults. Plaintiffs claimed personal injuries, wrongful death, financial damages, negligent supervision, civil rights policy violations, loss of companionship, and punitive damages.

Claim: 31082788
Claimants: Tucker, Herman H
Tucker, Herman
Tucker, Kay
Date of Incident: 09/06/12
Date Claim Filed: 09/04/15
Indemnity Paid: \$1,000,000

Plaintiffs alleged that their son, Herman A. Tucker, was killed during a robbery at a Motel 6 in Seatac by four felons: Kavahn Matthews-Smith, Qiantre Taylor, Earnetra Turner, and Rodney Willis. Plaintiffs alleged that DOC, King County, and the City of SeaTac knew that they had been classified by DOC as high risk and dangerous offenders. Plaintiff claimed physical and emotional injuries, wrongful death, loss of parent-child relationship, outrage, and loss of income and earning capacity.

Washington State Department of Natural Resources Claims and Litigation

Claim: 49070308
Claimant: Ruthven, Shane
Ruthven, Katie
Ruthven, Hunter
Ruthven, Wyatt
Pszonka, Ryan M., Et. Al. (consolidated with 39 additional plaintiffs)
Date of Incident: 03/22/14
Date Claim Filed: 04/29/14
Indemnity Paid: \$50,000,000

Forty-four Plaintiffs and/or their family members were injured or killed on March 22, 2014, when a massive landslide swept away multiple homes and closed State Route 530 near Oso, Washington. Plaintiffs alleged that the State had knowledge of the issues prior to the slide, but did nothing about it. Plaintiffs also alleged that the Department of Natural Resources (DNR) was in violation of its own regulations when it allowed a 7.5 acre area above the slide to be clear-cut in 2005.

Washington State Patrol Claims and Litigation

Claim: 22570529
Claimant: Sager, John
Garrison, Kenneth
Longoria, Jason
Arnold, Charles
Martin, Christina, Et. Al.
Date of Incident: 01/01/09
Date Claim Filed: 01/10/14
Indemnity Paid: \$13,000,000

Plaintiffs, current and former state employees, alleged that the Washington State Patrol violated the Uniformed Services Employment and Reemployment Rights Act (USERRA) when it denied Plaintiffs promotional opportunities that were afforded them through the Act. Plaintiffs claimed statutory and regulatory violations, civil rights violations, financial damages, discrimination, retaliation, class action, and injunctive relief.

Washington State Board of Pilotage Commissioners Claims and Litigation

Claim: 20570001
Claimants: Sweeney, Katherine A
Date of Incident: 05/19/09
Date Claim Filed: 03/30/11
Indemnity Paid: \$6,100,000

Plaintiff alleged she was treated differently by the Board of Pilotage Commissioners due to her gender and that she was denied her pilot's license and dismissed from the program even after passing a series of tests to promote to a pilot. Plaintiff sought damages for emotional distress, humiliation, loss of dignity, wage loss, and attorney fees.

Washington State Department of Social and Health Services Claims and Litigation

Claim: 30070760
Claimant: A.B.
M.B.
Date of Incident: 11/18/08
Date Claim Filed: 11/17/11
Indemnity Paid: \$5,006,300

Plaintiff, at 12 days old, sustained a fracture of the left humerus that was deemed to be an accidental injury by the child abuse medical expert relied upon by Child Protective Services (“CPS”). CPS’ investigation did not substantiate a finding that Plaintiff’s injury was non-accidental and Plaintiff was released to return home to his parents and grandparents. Approximately one month later, Plaintiff was assaulted by his father and sustained severe and permanent injuries. Plaintiff alleged CPS conducted a negligent investigation that resulted in Plaintiff’s return to an abusive home where he was permanently injured.

Claim: 30071095
Claimant: W.S.
C.S.
L.S.
B.S.
P.S.
S.S.
Date of Incident: 04/01/12
Date Claim Filed: 10/10/13

Indemnity Paid: \$4,750,000

Plaintiffs, S.S. and P.S., adopted three foster children. Plaintiffs alleged that DSHS knew of, and failed to disclose, one of the adopted children's history of sexual abuse and assaultive behavior in previous foster homes. Plaintiffs alleged that their biological children were sexually assaulted by the adopted child. Plaintiffs were forced to move their adopted child to a separate residence to keep the other children safe. Plaintiffs claimed physical and emotional injuries, statutory and regulatory violations, punitive damages, negligent training, and misrepresentation.

Claim: 30071480
Claimant: H.C.
Date of Incident: 08/01/03
Date Claim Filed: 11/23/15
Indemnity Paid: \$4,750,000

Plaintiff is a vulnerable adult with cerebral palsy and spastic quadriplegia. Plaintiff alleged that DSHS was negligent when it placed her in the home of the Hendersons where she was severely neglected. Plaintiff alleged that DSHS failed to remove her from the Hendersons' home despite numerous warnings, failed to report the abuse to Adult Protective Services or Child Protective Services, and also failed to investigate reports of abuse, neglect, and exploitation. Plaintiff claimed permanent physical and emotional injuries.

Claim: 30071201
Claimants: A.S.
P.S.
Date of Incident: 04/13/00
Date Claim Filed: 04/30/14
Indemnity Paid: \$2,750,000

Plaintiff, A.S., through her father P.S., is a minor with special needs. She alleged that she was physically, sexually, and emotionally abused in DSHS-placed foster homes. Plaintiffs alleged that DSHS failed to protect her by negligently placing her in homes where she was harmed.

Claim: 30071436
Claimant: M.E.
J.E.
Albertson, Dan
Date of Incident: 08/01/11
Date Claim Filed: 08/26/15
Indemnity Paid: \$2,650,000.00

Plaintiffs, M.E. and J.E., through Dan Albertson as their Legal Guardian ad Litem, alleged that DSHS was negligent by failing to protect them from sexual abuse by their mother's boyfriend, a convicted sex offender. Plaintiffs further alleged that DSHS failed to properly investigate the numerous referrals of sexual abuse, that DSHS failed to conduct background searches and that DSHS failed to properly interview them regarding the identity of their abuser and the scope of the sexual abuse. Plaintiffs claimed physical, emotional and mental injuries, negligent investigation, hiring, training, and supervision, and regulatory violations.

Claim: 30071360
Claimants: E.Q.
C.Q.
R.Q.
Date of Incident: 08/01/03
Date Claim Filed: 02/27/15
Indemnity Paid: \$2,500,000

The Plaintiffs alleged that E.Q. was subjected to neglect and physical, sexual, and psychological abuse by her biological parents and that DSHS /CPS should have been aware that they were grossly unfit to be parents. The Plaintiffs alleged DSHS should also have been aware that the paternal grandparents to E.Q. were grossly unfit to be caregivers for her. The Plaintiffs allege DSHS was negligent in placing E.Q. back into the custody of her parents. The Plaintiffs allege DSHS was negligent in their investigation of multiple referrals regarding E.Q. and her biological family.

Claim: 30071449
Claimant: S.P.
J.P.
Date of Incident: 08/28/02
Date Claim Filed: 10/01/15
Indemnity Paid: \$2,400,000

Plaintiffs alleged that minor children, S.P. and J.P. were sexually, physically, and emotionally abused by their father who was later convicted of Rape of a Child First Degree and Child Molestation First Degree and is now incarcerated. Plaintiffs alleged DSHS failed to properly investigate, supervise and protect the minor children following complaints of sexual, verbal, physical, and emotional abuse and neglect.

Claim: 30071407
Claimant: K.H.
Date of Incident: 05/01/05
Date Claim Filed: 07/14/15
Indemnity Paid: \$2,000,000

Plaintiff alleged she was sexually, physically and psychologically abused by her parents. Plaintiff further alleged DSHS was aware of the abuse for years, failed to remove her from the home, was negligent in its investigations, and failed to take adequate measures to protect her. Plaintiff claimed physical and emotional injuries due to DSHS' failure to report, negligent investigation, statutory and regulatory violations, and breach of duty.

Claim: 30071333
Claimant: S.J.
Date of Incident: 12/20/95
Date Claim Filed: 01/09/15
Indemnity Paid: \$1,825,000

Plaintiff alleged she was physically abused and neglected by her mother and that she was raped by three different adult males.

Plaintiff asserted she was repeatedly abused, both sexually and mentally. DSHS placed claimant in foster care and then reunified her with her biological father. DSHS approved overnight unsupervised visits with her father during which he allegedly sexually assaulted S.J.

Claim: 30071348
Claimant: T.T.
Date of Incident: 03/29/96
Date Claim Filed: 02/05/15
Indemnity Paid: \$1,500,000

Plaintiff alleged that she suffered emotional, physical, and sexual abuse while living in several foster homes, including wrongfully being returned to her birth mother several times when DSHS knew that her mother was an abuser of alcohol and drugs. Plaintiff alleged DSHS failed to investigate many complaints made between 1996 and 2009 regarding Plaintiff's safety and well-being. Plaintiff claimed physical, emotional, and sexual abuse due to DSHS' negligent investigation, wrongful multiple foster care placements, and failure to protect and remove.

Claim: 30071176
Claimant: A.A.
C.A.
Date of Incident: 10/05/11
Date Claim Filed: 03/19/14
Indemnity Paid: \$1,500,000

Plaintiff, biological father of then seven-month-old C.A., asserted that C.A. was physically abused by C.A.'s mother's boyfriend.

Plaintiff alleged that DSHS was negligent by not investigating the claims after Plaintiff took C.A. to Mary Bridge Children's Hospital several weeks after the abuse had occurred. Plaintiff also alleged that DSHS did not follow up after receiving a call from local police.

Plaintiff claimed emotional and financial damages.

Claim: 30071318
Claimant: Quayle, Michael L
Date of Incident: 09/08/14
Date Claim Filed: 12/09/14
Indemnity Paid: \$1,107,713

Plaintiff was hired by Western State Hospital (WSH) in June 2014. A federal injunction in *Rust v. WSH (USDC WD #00-5749RJB)* required mandatory reporting of abuse and neglect of vulnerable adults. Plaintiff alleged that after he reported that WSH staff were in violation of the injunction, he was terminated from employment. Plaintiff further alleged that he was subjected to discrimination based on his sexual orientation. Plaintiff claimed emotional injuries, financial damages, wage loss, discrimination, retaliation, regulatory and statutory violations, policy violations, and wrongful termination.

Claim: 30070640
Claimant: Blackburn, Patricia, Et. Al.
Date of Incident: 04/02/11
Date Claim Filed: 05/05/11
Indemnity Paid: \$1,027,675

Nine claimants, including Plaintiffs Blackburn, an RN, and eight Psychiatric Security Attendants, all worked on Ward F-8 of Western State Hospital, where patient M.P., an extremely violent resident, was housed. M.P. refused to let any non-Caucasian staff assist him with anything. Plaintiffs alleged that their schedules were adjusted so that only Caucasian staff could assist with M.P.'s care. Plaintiffs claimed physical and emotional injuries, civil rights violations and other constitutional violations, unlawful conduct, past/future medical expenses, wage loss, disability, injunctive relief, punitive damages, and attorney fees.

Washington State Department of Transportation Claims and Litigation

Claim: 40576391
Claimants: Moothart, Todd A
Date of Incident: 09/07/13
Date Claim Filed: 02/03/15
Indemnity Paid: \$ 3,002,459

Plaintiff and a friend were traveling eastbound SR 14 in Vancouver on a motorcycle; their friends, also on motorcycles, accompanied them. Plaintiff alleged that he and a companion's motorcycles pulled onto the shoulder to wait for another companion motorcycle which was trailing far behind. When Plaintiff pulled onto the shoulder, his wheels hit a deep hole in the pavement edge causing the motorcycle to lose traction and he and the passenger were thrown from the motorcycle. ; Plaintiff's body hit the guardrail and he was thrown into the trees and bushes. Plaintiff claimed severe physical and emotional injuries, past and future wage loss, financial damages, negligent highway design and maintenance.