



FISCAL YEAR 2018 TORT CLAIM INDEMNITY PAYOUT ANALYSIS

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Statewide Indemnity Payouts for Fiscal Years 2011-2018

This data includes WSDOT Marine Division Payouts which are reimbursed to the self-insurance fund and excludes UW and Excess Insurance refunds.

The table below contains payout dollars for the top four agencies with the highest indemnity payouts. It also includes indemnity payout dollars for all other agencies combined.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|--------------------|--------------------|-------------------|
| DNR | 68,952 | 923,679 | 39,939 | 62,741 | 307,534 | -129,831 | 50,087,041 | 59,549 |
| DOC | 8,616,624 | 8,192,717 | 25,195,682 | 15,999,304 | 5,665,919 | 9,978,979 | 14,234,869 | 6,734,919 |
| DOT | 33,515,455 | 25,942,804 | 4,237,470 | 9,439,229 | 14,352,216 | 64,311,819 | 6,129,090 | 15,254,486 |
| DSHS | 27,791,834 | 19,895,522 | 28,792,362 | 17,735,832 | 27,394,840 | 21,894,312 | 37,262,249 | 42,910,700 |
| All Others | 5,962,499 | 4,996,274 | 7,280,605 | 5,251,507 | 11,782,580 | 6,736,988 | 26,071,968 | 7,511,741 |
| Totals | 75,955,364 | 59,950,996 | 65,546,058 | 48,488,613 | 59,503,089 | 102,792,267 | 133,785,217 | 72,471,395 |

Summary: Total statewide indemnity payouts for fiscal years 2011 through 2015 remained relatively flat. There was a spike in fiscal years 2016 and 2017 with a claim settlement related to a landslide accounting for 38% of the 2017 fiscal year indemnity payout. Fiscal year 2018 saw a 47% decrease in indemnity payout amounts.

Fiscal Year 2018 Indemnity Payout Distribution

The table below contains fiscal year 2018 payout dollars for the top four agencies with the highest indemnity payouts. It also includes payout dollars for all other agencies combined.

This data includes WSDOT Marine Division Payouts which are reimbursed to the self-insurance fund and excludes UW and excess insurance refunds.

| | FY 2018 |
|-------------------|-------------------|
| DNR | 59,549 |
| DOC | 6,734,919 |
| DOT | 15,254,486 |
| DSHS | 42,910,700 |
| All Others | 7,511,741 |
| Total | 72,471,394 |

DSHS contributed to 59% of the total fiscal year 2018 total indemnity payout amount. Respectively, DOT contributed 21%, DOC 9%, DNR <1% and all other agencies combined 11%.

All Other State Agency Indemnity Payouts for Fiscal Years 2011-2018

| FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-----------|-----------|-----------|-----------|------------|-----------|------------|-----------|
| 5,962,499 | 4,996,274 | 7,280,605 | 5,251,507 | 11,782,580 | 6,736,988 | 26,071,968 | 7,511,741 |

Summary: Total indemnity payouts for all other state agencies combined for fiscal years 2011 through 2016 remained relatively flat. There was a spike in fiscal year 2017. Of the fiscal year 2017 26 million dollar payout, a WSP class action settlement accounts for 13 million dollars, a Board of Pilotage Commissioners settlement accounts for 6.1 million dollars and a discovery sanction against the AGO accounts for 1.2 million dollars. Fiscal year 2018 saw a 71% decrease in payout amounts and aligns with fiscal years 2011-2016.

Fiscal Year 2018 Frequency / Severity

92% of event payouts are less than 100,000 dollars each and make up 6% of total dollars paid out for indemnities. The remaining 8% of event payouts make up 94% of total dollars paid out for indemnities.

| FY2018 | Total # of Events | Total Payouts |
|----------------------------|--------------------------|----------------------|
| Events < \$100K | 641 | \$4,380,030 |
| Events >= \$100K | 57 | \$68,091,363 |

Summary: Only a few events resulting in claims paid are greater than 100,000 dollars and most of the events resulting in claims paid are for less than 100,000 dollars.

Tort Indemnity Payouts for Fiscal Years 2011-2018 by Event

Large payouts result from a small number of events

This data includes WSDOT Marine Division Payouts which are reimbursed to the self-insurance fund and excludes UW and excess insurance refunds.

| FY2011 | 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 FY2011 | 48 | 943,159 | | 79 | 27,791,834 | | 286 | 8,616,624 | | 265 | 33,515,455 | | 59 | 5,088,292 | |
| FY2012 | 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 FY2012 | 50 | 1,072,951 | | 68 | 19,895,522 | | 250 | 8,192,717 | | 233 | 25,942,804 | | 61 | 4,847,001 | |
| FY2013 | 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 FY2013 | 48 | 3,792,894 | | 81 | 28,792,362 | | 240 | 25,195,682 | | 214 | 4,237,470 | | 59 | 3,528,885 | |
| FY2014 | 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 FY2014 | 37 | 649,558 | | 70 | 17,735,832 | | 196 | 15,999,304 | | 200 | 9,439,229 | | 53 | 4,664,690 | |
| FY2015 | 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 FY2015 | 38 | 5,484,546 | | 60 | 27,394,840 | | 183 | 5,665,919 | | 231 | 14,352,216 | | 62 | 6,605,568 | |
| FY2016 | 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 FY2016 | 51 | 1,099,895 | | 95 | 21,894,312 | | 229 | 9,978,979 | | 206 | 64,311,819 | | 55 | 5,507,263 | |
| FY2017 | DNR | Amount | Percent | DSHS | Amount | Percent | DOC | Amount | Percent | DOT | Amount | Percent | All Others | Amount | Percent |
| Events > \$100K | 21 | 36,648,745 | 98% | 10 | 13,751,530 | 97% | 9 | 4,942,459 | 81% | 1 | 50,000,000 | 100% | 13 | 23,863,222 | 92% |
| Events < \$100K | 70 | 613,505 | 2% | 197 | 483,339 | 3% | 238 | 1,186,631 | 19% | 9 | 87,041 | 0% | 44 | 2,208,745 | 8% |
| Total FY2017 | 91 | 37,262,249 | | 207 | 14,234,869 | | 247 | 6,129,090 | | 10 | 50,087,041 | | 57 | 26,071,968 | |
| FY2018 | 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 FY2018 | 9 | 59,549 | | 99 | 42,910,700 | | 181 | 6,734,919 | | 195 | 15,254,486 | | 56 | 7,511,741 | |

Statewide Tort Claim Filing for Fiscal Years 2011-2018

The table below contains the number of tort claims filed for fiscal year 2011-2018 for the top four agencies with the highest number of tort claims filed. It also includes the number of tort claims filed for all other agencies combined.

This data excludes UW, counties, cities, public school districts and non-state entities.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|
| DOC | 1,743 | 1,725 | 1,664 | 1,536 | 1,459 | 1,533 | 1,104 | 1,138 |
| DOT | 957 | 924 | 753 | 822 | 958 | 1,008 | 1,010 | 1,004 |
| DSHS | 212 | 198 | 156 | 196 | 163 | 204 | 230 | 270 |
| WSP | 98 | 98 | 83 | 82 | 85 | 91 | 83 | 95 |
| All Others | 495 | 479 | 389 | 431 | 518 | 516 | 468 | 540 |
| Totals | 3,505 | 3,424 | 3,045 | 3,067 | 3,183 | 3,352 | 2,895 | 3,047 |

Summary: There has been a steady decline of tort claims filed over the last eight fiscal years. Claim filings are declining due primarily to a decrease in inmate non-personal property claims.

Fiscal Year 2018 Tort Claim Filing by Investigative Office Assigned

There are four investigative offices. The table below shows the percentage of claims investigated by each office in fiscal year 2018. Sixty two percent of all tort claims filed in fiscal year 2018 were administratively handled (denied or settled) by the DES Office of Risk Management.

| | FY 2018 |
|--------------------|----------------|
| AGO Program | <1% |
| AGO Torts | 16% |
| DES/ORM | 62% |
| DOT | 22% |

Fiscal Years 2011-2018 Tort Claim Filing by Investigative Office Assigned

The table below shows which of the four investigative offices investigated what number of tort claims for fiscal years 2011 through 2018.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|--------------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|
| AGO Program | 36 | 68 | 21 | 11 | 16 | 8 | 9 | 8 |
| AGO Torts | 495 | 378 | 394 | 486 | 357 | 466 | 398 | 486 |
| DES/ORM | 1,964 | 2,124 | 2,136 | 2,030 | 1,891 | 1,942 | 1,645 | 1,884 |
| DOT | 1,010 | 854 | 707 | 775 | 919 | 936 | 843 | 669 |
| Totals | 3,505 | 3,424 | 3,045 | 3,067 | 3,183 | 3,352 | 2,895 | 3,047 |

Distribution of DOC Claims filed for Fiscal Years 2011-2018

The table below contains the number of tort claims filed for fiscal years 2011-2018 by the categories of non-inmate, inmate personal property and inmate non-personal property.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Non Inmate | 91 | 93 | 65 | 60 | 63 | 71 | 102 | 95 |
| Inmate Personal Property | 1,193 | 1,117 | 1,061 | 1,000 | 909 | 824 | 708 | 716 |
| Inmate Non-Personal Property | 459 | 515 | 538 | 476 | 487 | 638 | 294 | 327 |
| Totals | 1,743 | 1,725 | 1,664 | 1,536 | 1,459 | 1,533 | 1,104 | 1,138 |

Summary: DOC has seen a steady decline of tort claims filed over the last eight fiscal years. Claim filings are declining due primarily to a substantial decrease in inmate non-personal property claims.

Distribution of DOT Claims filed for Fiscal Years 2011-2018

The table below contains the number of tort claims filed for fiscal years 2011-2018 by the categories of non-road construction maintenance claims and road construction maintenance claims.

This data excludes UW, counties, cities, public school districts and non-state entities.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|---|------------|------------|------------|------------|------------|------------|------------|------------|
| Non-road Construction Maintenance Claims | 162 | 138 | 99 | 139 | 131 | 179 | 162 | 195 |
| Road Construction Maintenance Claims | 654 | 666 | 547 | 592 | 720 | 739 | 749 | 690 |
| Totals | 816 | 804 | 646 | 731 | 851 | 918 | 911 | 885 |

Summary: DOC tort claims filed have remained relatively flat over fiscal years 2011-2014. Road constructions claims have increased since 2015, which account for the majority of DOT's claims. Road construction and maintenance personal property claims inflate the number of DOT claims.

Employment Tort Claims Filed for Fiscal Years 2011-2018

The table below contains the number of employment tort claims filed for fiscal years 2011-2018 for the top five agencies with the highest number of tort claims filed. It also includes the number of employment tort claims filed for all other agencies combined.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------|------------|------------|-----------|-----------|-----------|-----------|-----------|------------|
| DOC | 20 | 7 | 13 | 13 | 5 | 11 | 12 | 12 |
| DOT | 9 | 7 | 1 | 8 | 4 | 11 | 4 | 4 |
| DSHS | 33 | 19 | 13 | 19 | 10 | 19 | 26 | 29 |
| WSP | 8 | 4 | 2 | 4 | 4 | 3 | 2 | 1 |
| WSU | 5 | 4 | 5 | 3 | 3 | 2 | 1 | 8 |
| All Others | 30 | 81 | 26 | 25 | 34 | 37 | 41 | 57 |
| Totals | 105 | 122 | 60 | 72 | 60 | 83 | 86 | 111 |

Summary: Employment tort claims spiked in fiscal year 2012 and then substantially decreased between fiscal years 2013-2017. Fiscal year 2018 saw approximately a 30% increase in the number of employment tort claims filed.

Employment Tort Claims Paid for Fiscal Years 2011-2018

The table below contains the number of employment tort claims paid for fiscal years 2011-2018 for the top five agencies with the highest number of employment tort claims paid. It also includes the number of employment tort claims paid for all other agencies combined.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| DOC | 7 | 3 | 4 | 2 | 2 | 6 | 7 | 7 |
| DOT | 0 | 3 | 3 | 3 | 4 | 3 | 2 | 2 |
| DSHS | 13 | 7 | 20 | 3 | 8 | 17 | 20 | 13 |
| L&I | 1 | 3 | 0 | 2 | 2 | 3 | 1 | 1 |
| WSP | 0 | 0 | 1 | 1 | 1 | 3 | 3 | 0 |
| All Others | 24 | 18 | 14 | 9 | 24 | 20 | 30 | 21 |
| Totals | 45 | 34 | 42 | 20 | 41 | 52 | 63 | 44 |

Summary: Employment tort claims paid spiked in fiscal years 2016-2017. Fiscal year 2018 saw approximately a 30% decrease in the number of employment tort claims paid.

Employment Indemnity Payouts by Agency for Fiscal Years 2011-2018

The table below contains payout dollars for the top five agencies with the highest employment indemnity payouts. It also includes employment indemnity payout dollars for all other agencies combined.

| | FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------|------------------|------------------|------------------|------------------|------------------|------------------|-------------------|------------------|
| DOC | 387,500 | 215,000 | 284,577 | 310,188 | 190,785 | 1,150,001 | 785,377 | 547,955 |
| DOT | 0 | 631,483 | 282,706 | 50,691 | 1,886,588 | 330,000 | 645,765 | 37,000 |
| DSHS | 569,286 | 638,543 | 894,814 | 267,348 | 1,100,756 | 2,373,587 | 3,037,257 | 1,241,300 |
| L&I | 145,000 | 69,500 | 0 | 580,765 | 15,000 | 1,332,500 | 81,411 | 25,000 |
| WSP | 0 | 0 | 60,000 | 370,001 | 272,877 | 425,000 | 13,110,000 | 0 |
| All Others | 3,175,376 | 1,698,117 | 1,020,193 | 1,311,745 | 3,434,845 | 2,240,221 | 8,366,567 | 2,421,253 |
| Totals | 4,277,162 | 3,252,643 | 2,542,290 | 2,890,738 | 6,900,850 | 7,851,309 | 26,026,376 | 4,272,509 |

Summary: Dollars paid on employment claims have significantly increased since fiscal year 2014. Of the fiscal year 2017 26 million dollar payout, a WSP class action settlement accounted for 13 million and a Board of Pilotage Commissioners settlement accounted for 6.1 million.

Total AGO Defense Costs for Fiscal Year 2011-2018

| FY 2011 | FY 2012 | FY 2013 | FY 2014 | FY 2015 | FY 2016 | FY 2017 | FY 2018 |
|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|
| 17,554,111 | 16,959,996 | 17,708,777 | 19,830,237 | 20,454,642 | 23,211,301 | 19,355,595 | 21,973,571 |

Summary: AGO defense costs have steadily risen over the last eight years. Total defense costs for fiscal years 2011-2018 total 156,908,816 dollars.

**Fiscal Year 2018
July 1, 2017 – June 30, 2018
Highest Tort Indemnity Payouts**

Washington State Department of Early Learning Claims and Litigation

| | |
|--------------------------|-----------------|
| Claim: | 35770013 |
| Claimants: | J.A. C.A. |
| Date of Incident: | 01/01/10 |
| Date Claim Filed: | 10/02/13 |
| Indemnity Paid: | \$1,902,500 |

Plaintiff minors alleged they were sexually assaulted while attending the All Hours Childcare. Plaintiffs alleged that the Department of Early Learning, who licensed the daycare, knew there was a history of sexual assault of other children at the daycare but did nothing about it. Plaintiffs claimed physical and emotional injuries, negligent licensing, negligent investigation, negligent training, and financial damages.

Washington State Department of Corrections Claims and Litigation

| | |
|--------------------------|---|
| Claim: | 31084683 |
| Claimants: | Hill, Lindsay Noel, Craig Noel, Jane Hill, Malikai Lewis, Christopher |
| Date of Incident: | 08/10/15 |
| Date Claim Filed: | 01/10/17 |
| Indemnity Paid: | \$5,000,000 |

Claimants alleged that Robert Jackson murdered Lindsay Hill on November 11, 2015, when Mr. Jackson was supposed to still be incarcerated on that date. Claimants alleged that Mr. Jackson had been wrongfully released from prison four months early by the Department of Corrections (DOC) due to a computer glitch of which DOC was aware.

Washington State Department of Social and Health Services Claims and Litigation

| | |
|--------------------------|--|
| Claim: | 30071572 |
| Claimants: | D.H. T.H. R.T.W. R.L.W. E.W. |
| Date of Incident: | 01/01/90 |
| Date Claim Filed: | 04/07/16 |
| Indemnity Paid: | \$5,800,000 |

Plaintiffs allege they were physically, sexually and mentally abused throughout their placements by DSHS within the foster care system. Plaintiffs each allege they were subjected to preventable abuses at various placements and that DSHS failed to protect the children in foster care.

| | |
|--------------------------|-----------------|
| Claim: | 30071991 |
| Claimant: | J.G. |
| Date of Incident: | 07/13/11 |
| Date Claim Filed: | 01/3/18 |
| Indemnity Paid: | \$5,500,000 |

Plaintiff alleged DSHS knew or should have known of the unsafe conditions he was forced to live in with his biological mother and step-father. Plaintiff alleged DSHS failed to properly investigate referrals of neglect, physical abuse, and maltreatment, and negligently allowed him to remain in his mother's care. Plaintiff further alleged he was subjected to years of extreme abuse, neglect, and malnutrition. Plaintiff claims physical, emotional, and psychological injuries, pain and suffering, loss of enjoyment of life, mental anguish, negligent investigation, and failure to remove.

| | |
|--------------------------|------------------------------|
| Claim: | 30071664 |
| Claimants: | K.K. M.K. C.M. A.S. |
| Date of Incident: | 05/12/05 |
| Date Claim Filed: | 09/22/16 |
| Indemnity Paid: | \$5,375,000 |

The claimants alleged DSHS should have been aware of the neglect and abuse they were subjected to by their biological father. The claimants alleged DSHS was negligent in placing the children with or in close proximity to their paternal grandparents as they were unfit to be caregivers for them. The claimants alleged DSHS was negligent in placing the children back into the custody of their parents. The claimants alleged DSHS was negligent in their investigation of referrals regarding the children and their biological family. The claimants claimed physical, emotional, and psychological injuries.

| | |
|--------------------------|-----------------|
| Claim: | 30071653 |
| Claimant: | C.G. |
| Date of Incident: | 12/12/07 |
| Date Claim Filed: | 09/08/16 |
| Indemnity Paid: | \$4,050,000 |

Plaintiff alleged that DSHS knew or should have known of the unsafe condition plaintiff was forced to live in by her biological mother and step-father. Plaintiff alleged that DSHS failed to investigate referrals of neglect, physical abuse, and maltreatment. Plaintiff further alleged she was subjected to years of abuse, neglect, and malnutrition. Plaintiff claimed physical, emotional, and permanent psychological injuries, pain and suffering, loss of consortium, and mental anguish.

| | |
|--------------------------|-----------------|
| Claim: | 30071670 |
| Claimant: | E.M. |
| Date of Incident: | 07/05/07 |
| Date Claim Filed: | 09/30/16 |
| Indemnity Paid: | \$3,100,000 |

Plaintiff J.M., parent of minor E.M., alleged that DSHS knew or should have known that E.M.'s biological father was a registered sex offender. Plaintiff further alleged that DSHS allowed him regular access to E.M. even though there were multiple concerns for her overall safety while in his care. Plaintiffs alleged that E.M. was subjected to sexual abuse when she was returned to father's full-time custody following the dismissal of E.M.'s dependency case. Plaintiff claimed physical injuries, emotional and psychological injuries, negligent supervision and placement, financial damages, and attorney fees.

| | |
|--------------------------|--|
| Claim: | 30071261 |
| Claimants: | Meline, Robert W Meline, Kim Meline, Kristina Meline, Sara Meline, Katie Meline, Jonathan |
| Date of Incident: | 08/19/11 |
| Date Claim Filed: | 08/21/14 |
| Indemnity Paid: | \$2,941,086.61 |

Plaintiff is the widow of Robert Meline and mother of Jonathan Meline. Jonathan suffers from paranoid schizophrenia. Plaintiff alleged that Jonathan also has Capgras Syndrome which led him to believe that his parents were "imposters" who had murdered his "real parents." Plaintiffs alleged that Western State Hospital (WSH) failed to properly monitor, treat, and medicate Jonathan who they knew to be dangerous. Plaintiff further alleged that Jonathan was released from WSH without sufficient observation and follow-up and without conducting an assessment of the risk he posed to the general public, and that DSHS failed to advise plaintiffs that Jonathan posed a specific threat to their safety. Jonathan killed his father Robert in the family home. Plaintiff claimed wrongful death and gross negligence.

| | |
|--------------------------|-----------------|
| Claim: | 30071553 |
| Claimant: | P.K. |
| Date of Incident: | 03/20/03 |
| Date Claim Filed: | 03/16/16 |
| Indemnity Paid: | \$1,700,000 |

Plaintiff alleged she was the victim of childhood sexual abuse by her father despite at least two separate reports to DSHS that she had been sexually abused by him. Plaintiff alleged that DSHS failed to investigate and plaintiff was placed in a harmful placement. Plaintiff claimed suffering from sexual abuse, emotional distress, physical injury, and loss of enjoyment of life.

| | |
|--------------------------|-----------------|
| Claim: | 30071297 |
| Claimant: | R.N. |
| Date of Incident: | 10/01/89 |
| Date Claim Filed: | 11/03/14 |
| Indemnity Paid: | \$1,500,000 |

Plaintiff was placed by DSHS at the Kiwanis Vocational Home for Youth (KVH). Plaintiff alleged that during his placement at KVH, employees sexually and physically abused him. Plaintiff alleged that DSHS knew KVH had a history of misrepresenting qualifications of employees, hiring unqualified employees, failing to report incidents of physical and sexual abuse on resident youths by employees, and fraud. Plaintiff alleged that DSHS knew of the program deficiencies and abuse but failed to address or correct the issues. Plaintiff claimed severe and permanent emotional distress, physical injuries, mental anguish, neglect, mistreatment, negligent supervision, loss of future earnings, and financial damages.

| | |
|--------------------------|----------------------|
| Claim: | 30071519 |
| Claimants: | K.C. C.F. G.F. |
| Date of Incident: | 01/23/02 |
| Date Claim Filed: | 01/25/16 |
| Indemnity Paid: | \$1,500,000 |

Plaintiffs alleged that DSHS failed to remove K.C. from his foster care placement despite reporting by K.C.'s school, daycare, counselors, and doctors that he was being abused. Plaintiffs alleged that K.C. was subjected to continuous physical, mental, and sexual abuse. Plaintiffs claimed rape, battery, extreme and irreparable psychological, emotional, and physical injuries, and pain and suffering.

| | |
|--------------------------|-----------------|
| Claim: | 30071329 |
| Claimant: | T.P. |
| Date of Incident: | 01/01/81 |
| Date Claim Filed: | 01/06/15 |
| Indemnity Paid: | \$1,317,000 |

Plaintiff alleged that DSHS negligently placed him in the OK Boys Ranch when it knew or should have known that such placement exposed him to neglect, mistreatment, and denial of basic human services. Plaintiff alleged that DSHS failed to take action and as a result, plaintiff was physically, mentally, and sexually mistreated, and now suffers from severe and permanent mental, emotional, and physical injuries.

| | |
|--------------------------|-----------------|
| Claim: | 30071230 |
| Claimants: | Z.W.N. M.W. |
| Date of Incident: | 06/01/08 |
| Date Claim Filed: | 06/23/14 |
| Indemnity Paid: | \$1,300,000 |

Plaintiff alleged that DSHS placed her in a foster home where she was sexually abused. Plaintiff further alleged that during the foster home licensing process, the foster father disclosed he had been the victim of sexual abuse and incest but DSHS failed to investigate. Plaintiff claimed physical injuries, permanent sexual and psychological injuries, negligent placement, wrongful placement, failure to remove, financial damages, and loss of enjoyment of life.

| | |
|--------------------------|-----------------|
| Claim: | 30070465 |
| Claimants: | K.H. J.H. |
| Date of Incident: | 11/01/03 |
| Date Claim Filed: | 06/29/10 |
| Indemnity Paid: | \$1,250,000 |

Plaintiffs alleged that their father and step-mother physically and sexually abused them for years. Plaintiffs' grandmother allegedly reported the abuse to CPS but say nothing was done. Plaintiffs claim abuse, severe emotional distress, and psychological damages.

| | |
|--------------------------|--------------------|
| Claim: | 30071677 |
| Claimant: | Helgeson, Johannes |
| Date of Incident: | 01/26/14 |
| Date Claim Filed: | 10/07/16 |
| Indemnity Paid: | \$1,100,000 |

Plaintiff decedent was a patient at Western State Hospital (WSH) and known by staff to be psychotic and suicidal. Plaintiff alleged that staff was warned that the shower was a danger to someone who might hang himself or herself and, when staff failed to take appropriate precautions, plaintiff hanged himself in the shower. Plaintiff alleged that WSH staff were indifferent to his well-being and failed to adequately supervise and monitor him. Plaintiff claimed physical, emotional, and psychological injuries, wrongful death, financial damages, negligent supervision and training, medical negligent treatment, punitive damages, and civil rights and constitutional violations.

Washington State Department of Transportation Claims and Litigation

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| Claim: | 40573521 |
| Claimants: | Pacific Highway Park LLC |
| Date of Incident: | 01/01/01 |
| Date Claim Filed: | 12/08/11 |
| Indemnity Paid: | \$3,466,153.74 |

Property owners sued WSDOT for inverse condemnation and tort theories of nuisance and trespass due to alleged flooding of their property which they claim was caused by WSDOT.

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| Claim: | 40577538 |
| Claimants: | Portillo Cruz, Lilliam Portillo, Aron Portillo, Carlos Portillo, Khaleb |
| Date of Incident: | 10/24/15 |
| Date Claim Filed: | 04/27/16 |
| Indemnity Paid: | \$2,400,000 |

Lilliam Portillo was the driver of a vehicle making a left turn on a green light from northbound SR 509 to westbound SR 518. Ms. Portillo was allegedly not able to see traffic approaching from her left due to overgrown bushes. As she entered the intersection, the vehicle in which she and her son were traveling was struck by a vehicle that failed to stop for a red light. Ms. Portillo died at the scene of the collision.

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| Claim: | 40577946 |
| Claimant: | Johnson, Lloyd |
| Date of Incident: | 01/01/78 |
| Date Claim Filed: | 09/09/16 |
| Indemnity Paid: | \$2,400,000 |

Plaintiff, a WSF employee, alleged he was exposed to asbestos while working on various ferries. Plaintiff claimed pain and suffering, disfigurement, disability, financial damages, defective products, negligent design, and failure to warn.

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| Claim: | 40577066 |
| Claimants: | Song, Runjie Bramley, Graham & Barbara Becker, Marva L Strassman, Catherine Fellores, Arlette & Justin Iida, Yuki Reni, Ingeborg & Daniele Santos, Cristiane Sato, Mami & Tsutomu & Michiko Xia, Guirong Oyama, Risa |
| Date of Incident: | 09/24/15 |
| Date Claim Filed: | 10/20/15 |
| Indemnity Paid: | \$2,200,000 |

Plaintiffs were passengers or family members of passengers on a charter bus or a Ride the Duck vehicle that collided on the Aurora Avenue Bridge. The charter bus was traveling northbound on the Aurora Bridge when it was struck by a "Ride the Duck" amphibious truck traveling southbound. Plaintiffs claimed physical and emotional injuries, loss of consortium, financial damages, wage loss, and negligent training.