



# FISCAL YEAR 2019 TORT CLAIM INDEMNITY PAYOUT ANALYSIS

Office of Risk Management  
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360-407-8729

September 10, 2019

## Statewide Indemnity Payouts for Fiscal Years 2012-2019

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.

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>DNR</b>	923,679	39,939	62,741	307,534	-129,831	50,087,041	59,549	12,303,348
<b>DCYF</b>	0	0	0	0	0	0	0	84,231,789
<b>DOT</b>	25,942,804	4,237,470	9,439,229	14,352,216	64,311,819	6,129,090	15,254,486	56,987,071
<b>DSHS</b>	19,895,522	28,792,362	17,735,832	27,394,840	21,894,312	37,262,249	42,910,700	13,965,032
<b>All Others</b>	13,188,990	32,476,287	21,250,811	17,448,498	16,715,968	40,306,837	14,246,660	11,518,535
<b>Totals</b>	<b>59,950,996</b>	<b>65,546,058</b>	<b>48,488,613</b>	<b>59,503,089</b>	<b>102,792,267</b>	<b>133,785,217</b>	<b>72,471,395</b>	<b>179,005,775</b>

Summary: Total statewide indemnity payouts for fiscal years 2012 through 2015 remained relatively flat. There was a spike in fiscal years 2016 and 2017 with a claim settlement related to a 2014 landslide accounting for 51.18 million dollars of the 2017 fiscal year indemnity payout. In this claim, the state's insurance carrier contributed 40 million dollars toward the claim. Fiscal year 2018 saw a 47 percent decrease in indemnity payout amounts. Fiscal year 2019 resulted in a considerable increase due to two claims. The first was a vehicle accident claim settled for 29 million dollars of which the state's insurance carrier contributed 16 million dollars toward the claim. The second was a landslide claim from 2014 settled for 11.87 million dollars of which the state's insurance carrier contributed the full amount, 11.87 million dollars.

## Fiscal Year 2019 Indemnity Payout Distribution

The table below contains fiscal year 2019 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.

	<b>FY 2019</b>
<b>DNR</b>	12,303,348
<b>DCYF</b>	84,231,789
<b>DOT</b>	56,987,071
<b>DSHS</b>	13,965,032
<b>All Others</b>	11,518,535
<b>Total</b>	<b>179,005,775</b>

DCYF contributed to 47 percent of the total fiscal year 2019 total indemnity payout amount. Respectively, DOT contributed 32 percent, DSHS 8 percent, DNR 7 percent and all other agencies combined 6 percent.

## All Other State Agency Indemnity Payouts for Fiscal Years 2012-2019

FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
13,188,990	32,746,287	21,250,811	17,448,948	16,715,968	40,306,837	14,246,660	11,518,535

Summary: There was a spike in fiscal year 2017. Of the fiscal year 2017 40 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 65 percent decrease in payout amount and fiscal year 2019 saw a continued drop.

## Fiscal Year 2019 Frequency / Severity

88 percent of event payouts are less than 100,000 dollars each and make up 2 percent of total dollars paid out for indemnities. The remaining 12 percent of event payouts make up 98 percent of total dollars paid out for indemnities.

<b>FY2019</b>	<b>Total # of Events</b>	<b>Total Payouts</b>
<b>Events &lt; \$100K</b>	615	\$4,114,249
<b>Events &gt;= \$100K</b>	85	\$174,891,527

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 2012-2019 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.

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	22	42,076,618	98%	4	5,923,738	88%	13	13,979,904	92%	0	0	0%	13	6,111,105	81%
Events < \$100K	77	834,082	2%	177	811,181	12%	182	1,274,582	8%	9	59,549	100%	43	1,400,637	19%
Total FY2018	99	42,910,700		181	6,734,919		195	15,254,486		9	59,549		56	7,511,741	
FY2019	DNR	Amount	Percent	DSHS	Amount	Percent	DCYF	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 FY2019	13	12,303,348		48	13,965,032		47	84,231,789		180	56,987,071		59	11,518,535	

## Statewide Tort Claim Filing for Fiscal Years 2012-2019

The table below contains the number of tort claims filed for fiscal year 2012-2019 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.

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>DOC</b>	1,725	1,664	1,536	1,459	1,533	1,104	1,138	1,106
<b>DOT</b>	924	753	822	958	1,008	1,010	1,004	1,040
<b>DSHS</b>	198	156	196	163	204	230	270	174
<b>DCYF</b>	0	0	0	0	0	0	0	132
<b>All Others</b>	479	389	431	518	516	468	540	531
<b>Totals</b>	<b>3,424</b>	<b>3,045</b>	<b>3,067</b>	<b>3,183</b>	<b>3,352</b>	<b>2,895</b>	<b>3,047</b>	<b>2,983</b>

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 non-personal property claims from incarcerated individuals.

## Fiscal Year 2019 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 2019. Fifty six percent of all tort claims filed in fiscal year 2019 were administratively handled (denied or settled) by the DES Office of Risk Management.

	<b>FY 2019</b>
<b>AGO Program</b>	<1%
<b>AGO Torts</b>	16%
<b>DES/ORM</b>	56%
<b>DOT</b>	28%



## Fiscal Years 2012-2019 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 2012 through 2019.

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>AGO Program</b>	68	21	11	16	8	9	8	7
<b>AGO Torts</b>	378	394	486	357	466	398	486	483
<b>DES/ORM</b>	2,124	2,136	2,030	1,891	1,942	1,645	1,884	1,656
<b>DOT</b>	854	707	775	919	936	843	669	837
<b>Totals</b>	<b>3,424</b>	<b>3,045</b>	<b>3,067</b>	<b>3,183</b>	<b>3,352</b>	<b>2,895</b>	<b>3,047</b>	<b>2,983</b>

## Distribution of DOC Claims filed for Fiscal Years 2012-2019

The table below contains the number of tort claims filed for fiscal years 2012-2019 by the categories of non-incarcerated, incarcerated personal property and incarcerated non-personal property.

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Non Incarcerated</b>	93	65	60	63	71	102	95	116
<b>Incarcerated Personal Property</b>	1,117	1,061	1,000	909	824	708	716	645
<b>Incarcerated Non-Personal Property</b>	515	538	476	487	638	294	327	345
<b>Totals</b>	<b>1,725</b>	<b>1,664</b>	<b>1,536</b>	<b>1,459</b>	<b>1,533</b>	<b>1,104</b>	<b>1,138</b>	<b>1,106</b>

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 decrease in non-personal property claims from incarcerated individuals.

## DOC Indemnity Payouts for Fiscal Years 2012-2019

The table below contains the dollar amount of indemnity payouts for fiscal years 2012-2019 for the Washington State Department of Corrections.

<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
8,192,717	25,195,682	15,999,304	5,665,919	9,978,979	14,234,869	6,734,919	2,561,134

Summary: DOC has seen a steady decline in the dollar amount of indemnity payouts over the last eight fiscal years.

## Distribution of DOT Claims filed for Fiscal Years 2012-2019

The table below contains the number of tort claims filed for fiscal years 2012-2019 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 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
<b>Non-road Construction Maintenance Claims</b>	138	99	139	131	179	162	195	134
<b>Road Construction Maintenance Claims</b>	666	547	592	720	739	749	690	820
<b>Totals</b>	<b>804</b>	<b>646</b>	<b>731</b>	<b>851</b>	<b>918</b>	<b>911</b>	<b>885</b>	<b>954</b>

Summary: DOT tort claims filed have remained relatively flat over fiscal years 2012-2019. Road construction 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 2012-2019

The table below contains the number of employment tort claims filed for fiscal years 2012-2019 for the top five agencies with the highest number of employment tort claims filed. It also includes the number of employment tort claims filed for all other agencies combined.

	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
<b>DOC</b>	7	13	13	5	11	12	12	20
<b>DOT</b>	7	1	8	4	11	4	4	10
<b>DSHS</b>	19	13	19	10	19	26	29	22
<b>Bellevue College</b>	4	2	4	4	3	2	1	7
<b>WSU</b>	4	5	3	3	2	1	8	10
<b>All Others</b>	85	27	28	38	39	42	55	64
<b>Totals</b>	<b>122</b>	<b>60</b>	<b>72</b>	<b>60</b>	<b>83</b>	<b>86</b>	<b>111</b>	<b>133</b>

Summary: Employment tort claims spiked in fiscal year 2012 and then substantially decreased between fiscal years 2013-2017. Fiscal year 2018 saw approximately a 20 percent increase over fiscal year 2017 and fiscal year 2019 saw approximately a 15 percent increase over 2018 in the number of employment tort claims filed.

## Employment Tort Claims Paid for Fiscal Years 2012-2019

The table below contains the number of employment tort claims paid for fiscal years 2012-2019 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 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
<b>Bellevue College</b>	0	1	1	1	0	2	1	2
<b>DOT</b>	3	3	3	4	3	2	2	7
<b>DFW</b>	0	0	0	0	1	0	1	2
<b>DCYF</b>	0	0	0	0	0	0	0	6
<b>WSP</b>	0	1	1	1	3	3	0	2
<b>All Others</b>	31	37	15	35	45	56	40	39
<b>Totals</b>	<b>34</b>	<b>42</b>	<b>20</b>	<b>41</b>	<b>52</b>	<b>63</b>	<b>44</b>	<b>58</b>

Summary: Employment tort claims paid spiked in fiscal years 2015-2017. They have remained relatively flat through fiscal year 2019.

## Employment Indemnity Payouts by Agency for Fiscal Years 2012-2019

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.

	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Bellevue College</b>	0	80,000	113,627	87,000	0	96,000	24,000	1,160,000
<b>DOT</b>	631,483	282,706	50,691	1,886,588	330,000	645,765	37,000	2,957,395
<b>DFW</b>	0	0	0	0	250,000	0	3,230	700,000
<b>DCYF</b>	0	0	0	0	0	0	0	709,940
<b>WSP</b>	0	60,000	370,001	272,877	425,000	13,110,000	0	511,432
<b>All Others</b>	2,621,160	2,119,584	2,356,419	4,654,385	6,846,309	12,174,611	4,208,279	3,317,529
<b>Totals</b>	<b>3,252,643</b>	<b>2,542,290</b>	<b>2,890,738</b>	<b>6,900,850</b>	<b>7,851,309</b>	<b>26,026,376</b>	<b>4,272,509</b>	<b>9,356,298</b>

Summary: Dollars paid out 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. Fiscal year 2018 saw a 83% reduction in dollars paid out while fiscal year 2019 saw a 55% increase over fiscal year 2018.

## Total AGO Defense Costs for Fiscal Year 2012-2019

FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
16,959,996	17,708,777	19,830,237	20,454,642	23,211,301	19,355,595	21,973,571	24,611,048

Summary: AGO defense costs have steadily risen over the last eight years. Total defense costs for fiscal years 2012-2019 total 164,105,167 dollars.



**Fiscal Year 2019  
July 1, 2018 – June 30, 2019  
Highest Tort Indemnity Payouts**

**Bellevue College Claims and Litigation**

<b>Claim:</b>	<b>62770043</b>
<b>Claimants:</b>	S.R.
<b>Date of Incident:</b>	06/01/2009
<b>Date Claim Filed:</b>	05/02/2018
<b>Indemnity Paid:</b>	\$1,000,000

An employee of Bellevue College alleged sexual assault, quid pro quo sexual harassment and hostile work environment.

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

<b>Claim:</b>	<b>30071456</b>
<b>Claimants:</b>	M.D. Coster, Barbara (as guardian for minor child)
<b>Date of Incident:</b>	04/01/2015
<b>Date Claim Filed:</b>	10/16/2015
<b>Indemnity Paid:</b>	\$19,300,000

Plaintiff, Guardian ad Litem for minor M.D. alleges that DCYF negligently placed the child in the care of her biological father without performing a background check. The child suffered serious physical abuse that ultimately led to seizures and cardiac arrest. The child was rendered permanently disabled, requiring lifelong care. Plaintiff claimed physical, mental, emotional injuries, pain and suffering, negligent investigation, wrongful placement, failure to remove, PRA violations, and loss of enjoyment of life.

<b>Claim:</b>	<b>30071269</b>
<b>Claimants:</b>	C.L. S.L.
<b>Date of Incident:</b>	01/01/2003
<b>Date Claim Filed:</b>	09/25/2014
<b>Indemnity Paid:</b>	\$9,145,665

Plaintiffs alleged that they were sexually abused by their adopted brothers over a period of several years. Plaintiffs alleged that DCYF knew of the brothers' sexually abusive histories but, despite this knowledge, recommended the placement and adoption with the family. Plaintiffs claimed emotional injuries, negligent investigation, wrongful adoption placement, failure to remove, and past and future medical expenses.

<b>Claim:</b>	<b>30072005</b>
<b>Claimant:</b>	T.P.
<b>Date of Incident:</b>	01/29/1997
<b>Date Claim Filed:</b>	01/24/2018
<b>Indemnity Paid:</b>	\$4,000,000

The plaintiff alleged the Department of Children, Youth and Families neglected to act on several warnings about the inability and/or lack of care being provided by the woman in whose care he was placed, resulting in long-term physical and mental abuse. The plaintiff claimed physical, financial, and emotional and psychological injuries.

<b>Claim:</b>	<b>30070019</b>
<b>Claimants:</b>	G.H.
<b>Date of Incident:</b>	01/01/1964
<b>Date Claim Filed:</b>	08/17/2018
<b>Indemnity Paid:</b>	\$3,500,000

Plaintiff claimed that she suffered sexual, physical, psychological and emotional abuse from her foster parents while residing in foster placement. Plaintiff claimed severe physical, psychological and emotional injuries.

<b>Claim:</b>	<b>30071829</b>
<b>Claimant:</b>	T.P. J.S. L.Y.
<b>Date of Incident:</b>	01/01/1967
<b>Date Claim Filed:</b>	06/07/2017
<b>Indemnity Paid:</b>	\$3,500,000

Plaintiffs are biological sisters who claimed that during the 1960s, they were placed in a foster home where they were repeatedly raped, molested, sexually abused, and subjected to physical and emotional abuse, neglect, and maltreatment. Plaintiffs further alleged that DCYF failed to conduct a background investigation before licensing the foster home, failed to conduct an adoption placement study, and failed to investigate reports of abuse, neglect, and maltreatment by mandatory reporters. Plaintiffs claimed severe physical, psychological, and emotional injuries.

<b>Claim:</b>	<b>30070063</b>
<b>Claimant:</b>	P.P.
<b>Date of Incident:</b>	06/10/2000
<b>Date Claim Filed:</b>	12/04/2018
<b>Indemnity Paid:</b>	\$3,000,000

The plaintiff alleged the Department of Children, Youth and Families neglected to act on several warnings about the inability and/or lack of care being provided by the woman in whose care she was placed, resulting in long-term physical and mental abuse. The plaintiff claimed physical, financial, and emotional and psychological injuries.

<b>Claim:</b>	<b>30072074</b>
<b>Claimants:</b>	D.R. M.R. C.B.
<b>Date of Incident:</b>	01/06/1988
<b>Date Claim Filed:</b>	04/24/2018
<b>Indemnity Paid:</b>	\$3,000,000

Plaintiffs alleged they were repeatedly raped and molested by an authorized caretaker while in foster care. Plaintiffs alleged that DCYF failed to properly investigate multiple complaints against the foster home and continued to place children in the home. Plaintiffs claimed emotional and psychological injuries and financial liability.



<b>Claim:</b>	<b>30071812</b>
<b>Claimant:</b>	A.H.
<b>Date of Incident:</b>	01/01/1993
<b>Date Claim Filed:</b>	05/09/2017
<b>Indemnity Paid:</b>	\$2,600,000

Plaintiff alleged DCYF negligently placed her with her biological father who had a history of criminal convictions, including rape of a minor, when he was 26 years old. Plaintiff further alleged she was negligently placed in multiple foster homes where she was subjected to physical and sexual abuse. Plaintiff claimed past, present, and future pain and suffering, physical, emotional, and psychological injuries, loss of enjoyment of life, financial damages, and loss of earning capacity and educational opportunities.

**Claim:** 30070705

<b>Claimant:</b>	K.H. H.H. S.C. K.R. J.H.
<b>Date of Incident:</b>	08/01/1999
<b>Date Claim Filed:</b>	08/24/2011
<b>Indemnity Paid:</b>	\$2,264,045

Plaintiffs claimed they were physically and sexually abused by foster/adoptive parents from 1990 to 2008. Plaintiff alleged that DCYF failed to perform proper investigations into the multiple referrals and reports. They also claimed DCYF failed to remove them after reports of abuse were reported. Plaintiffs claimed emotional and physical injury.

<b>Claim:</b>	<b>30071609</b>
<b>Claimants:</b>	L.S.C
<b>Date of Incident:</b>	11/07/2012
<b>Date Claim Filed:</b>	06/22/2016
<b>Indemnity Paid:</b>	\$2,000,000

The claimant, biological mother and guardian of two minors alleged DCYF was negligent in protecting her children from being sexually abused by their biological father—a convicted sex offender. The claimant alleged DCYF failed to properly investigate claims of sexual abuse that continued until the father was arrested and convicted for Rape of a Child-1st Degree and Child Molestation-2nd Degree. The claimant alleged DCYF failed to properly train and supervise its social workers and failed to follow proper policies and procedures for investigating and preventing sex abuse. The claimant alleged damages of negligent infliction of emotional distress, pain and suffering, and physical and psychological injuries.

<b>Claim:</b>	<b>30071095</b>
<b>Claimant:</b>	C.S. L.S. B.S. P.S. S.S. W.S.
<b>Date of Incident:</b>	04/01/2012
<b>Date Claim Filed:</b>	10/10/2013
<b>Indemnity Paid:</b>	\$1,812,309

Plaintiffs adopted three foster children. Plaintiffs alleged that DCYF knew of—and failed to disclose—one of the childrens’ extensive history of sexual abuse and assaultive behavior in previous foster homes. Plaintiffs alleged that their biological children were sexually assaulted by one of the adopted children. Plaintiffs were forced to move the 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.

<b>Claim:</b>	<b>30071885</b>
<b>Claimants:</b>	K.H.
<b>Date of Incident:</b>	01/01/1990
<b>Date Claim Filed:</b>	08/31/2017
<b>Indemnity Paid:</b>	\$1,700,000

Plaintiff alleged that when she was 14 years old, DCYF received a report from plaintiff's teacher advising that plaintiff was pregnant by the man she was living with, a known drug dealer. Plaintiff alleged DCYF knew or should have known she was being physically and sexually abused. Plaintiff claimed emotional, psychological, and physical injuries, mental pain and suffering, loss of enjoyment of life, breach of duty, past/future medical expenses, and punitive damages.

<b>Claim:</b>	<b>30072004</b>
<b>Claimants:</b>	D.Y.
<b>Date of Incident:</b>	01/01/2002
<b>Date Claim Filed:</b>	01/22/2018
<b>Indemnity Paid:</b>	\$1,600,000

Plaintiff claimed he was placed by DCYF, along with his siblings, in an unlicensed foster placement where he suffered sexual and physical abuse. Plaintiff also alleged DCYF ignored reports from daycare workers and counselors reporting evidence of abuse throughout his childhood.

<b>Claim:</b>	<b>30071762</b>
<b>Claimant:</b>	G.V. T.V. C.V.
<b>Date of Incident:</b>	01/01/1991
<b>Date Claim Filed:</b>	02/23/2017
<b>Indemnity Paid:</b>	\$1,500,000

Plaintiffs alleged that DCYF was aware that they were being physically and sexually abused by their parent in their home when they were young. Plaintiffs alleged that because DCYF failed to properly investigate their home life, which could have resulted in their removal, they remained in their abusive environment. Plaintiffs alleged physical and emotional injuries, sexual abuse, negligent training and financial loss.

<b>Claim:</b>	<b>30072027</b>
<b>Claimant:</b>	E.B.
<b>Date of Incident:</b>	01/01/1980
<b>Date Claim Filed:</b>	02/13/2018
<b>Indemnity Paid:</b>	\$1,500,000

Plaintiff claimed he was placed by DCYF in a Kiwanis Vocational Home during the late 1980's and early 1990's. He claimed that while there, he suffered sexual and physical abuse.



<b>Claim:</b>	<b>30770045</b>
<b>Claimant:</b>	M.Y.
<b>Date of Incident:</b>	01/01/2002
<b>Date Claim Filed:</b>	10/11/2018
<b>Indemnity Paid:</b>	\$1,500,000

Plaintiff claimed he was placed by DCYF, along with his siblings, in an unlicensed foster placement where he suffered sexual and physical abuse. Plaintiff also alleged DCYF ignored reports from daycare workers and counselors reporting evidence of abuse throughout his childhood.

<b>Claim:</b>	<b>30071763</b>
<b>Claimant:</b>	A.B. Brown, Danielle (as guardian for minor child)
<b>Date of Incident:</b>	01/01/2012
<b>Date Claim Filed:</b>	02/27/2017
<b>Indemnity Paid:</b>	\$1,000,000

After minor child A.B. was placed in foster care, he was subjected to physical and emotional abuse and neglect. Plaintiff alleged that DCYF failed to recognize multiple red flags, ignored warnings by physicians, and failed to properly investigate claims of abuse. On August 15, 2013, the child was admitted to Children's Hospital Pediatric Intensive Care Unit after suffering an intracranial bleed, broken bones, extensive bruising, and for being grossly malnourished. Plaintiff claimed gross negligence, physical, emotional and psychological injuries, and negligent investigation.

## Washington State Department of Natural Resources Claims and Litigation

<b>Claim:</b>	<b>49070654</b>
<b>Claimants:</b>	McPherson, Eric McPherson, Linda
<b>Date of Incident:</b>	03/22/2014
<b>Date Claim Filed:</b>	01/18/2017
<b>Indemnity Paid:</b>	\$10,500,000

Plaintiffs alleged that in 2004, the State permitted and approved clear cutting within the groundwater recharge zone and the slope failed. The resultant slide destroyed their homes and all of their possessions. Plaintiffs Larry Miller, Thom and Mary Satterlee, and Delaney Webb were killed during the landslide.

<b>Claim:</b>	<b>49070638</b>
<b>Claimants:</b>	Hadaway, Steven Hadaway, Margaret Hadaway, Brandy Hadaway, Delana
<b>Date of Incident:</b>	03/22/2014
<b>Date Claim Filed:</b>	05/27/2016
<b>Indemnity Paid:</b>	\$1,375,000

Plaintiffs alleged that in 2004, the State permitted and approved clear cutting within the groundwater recharge zone which caused the slope to fail. Plaintiffs claimed emotional injuries, wrongful death, failure to warn, property damage, loss of consortium, and financial damages.

## Washington State Department of Social and Health Services Claims and Litigation

<b>Claim:</b>	<b>30072161</b>
<b>Claimants:</b>	Gray, Vernon
<b>Date of Incident:</b>	05/04/2009
<b>Date Claim Filed:</b>	10/05/2018
<b>Indemnity Paid:</b>	\$8,081,219

Plaintiff, a disabled and vulnerable adult, claimed DSHS ignored numerous warning signs for years resulting in exacerbation of his multiple disabilities, blindness and the loss of his home.

<b>Claim:</b>	<b>30071748</b>
<b>Claimants:</b>	M.S.
<b>Date of Incident:</b>	11/13/2016
<b>Date Claim Filed:</b>	01/27/2017
<b>Indemnity Paid:</b>	\$3,000,000

Plaintiff, a vulnerable adult residing at Rainier School, alleged she was sexually assaulted and raped on multiple occasions by a Rainier School employee. Plaintiff claimed physical, emotional, and psychological injuries, pain and suffering, loss of enjoyment of life, financial damages, negligent hiring and supervising, and attorney fees.

<b>Claim:</b>	<b>30071776</b>
<b>Claimants:</b>	Brathwaite Sketoe, Beverly Brathwaite, Tyrone
<b>Date of Incident:</b>	07/11/2014
<b>Date Claim Filed:</b>	03/16/2007
<b>Indemnity Paid:</b>	\$1,300,000

Plaintiffs alleged that DSHS negligently admitted Tyrone Brathwaite to a non-licensed adult family home where he was neglected and abused resulting in his death. Plaintiff claimed severe emotional and psychological injuries, financial loss, statute and policy violations, abuse of a vulnerable adult, civil rights violations, outrage, loss of enjoyment of life, and wrongful death.

## Washington State Department of Transportation Claims and Litigation

<b>Claim:</b>	<b>40577836</b>
<b>Claimants:</b>	Seward, Skylar
<b>Date of Incident:</b>	10/12/13
<b>Date Claim Filed:</b>	08/04/16
<b>Indemnity Paid:</b>	\$11,485,000

Plaintiff was one of seven passengers traveling in a vehicle on I-5 near DuPont when the driver lost control and struck a support pillar. Plaintiff has numerous injuries, including a severed spinal cord resulting in paralysis from the chest down. Plaintiff alleged the Washington State Department of Transportation failed to properly maintain the roadway. Plaintiff alleged damages of physical and emotional injuries, permanent disability, financial and medical expenses.



<b>Claim:</b>	<b>40578733</b>
<b>Claimants:</b>	Seattle Tunnel Partners
<b>Date of Incident:</b>	12/01/13
<b>Date Claim Filed:</b>	06/28/17
<b>Indemnity Paid:</b>	\$10,000,000

Plaintiff claimed damages to infrastructure arising from construction of the State Route 99 Tunnel built under Seattle to replace the Alaskan Way Viaduct.

<b>Claim:</b>	<b>40578163</b>
<b>Claimant:</b>	Day, Kennedy
<b>Date of Incident:</b>	12/26/13
<b>Date Claim Filed:</b>	12/08/16
<b>Indemnity Paid:</b>	\$3,600,000

Plaintiff, a passenger in her grandmother's vehicle, was traveling on SR 161, when the driver veered to the right, causing the passenger side tires to drop from the road surface to the gravel shoulder. The driver over-corrected and lost control of her vehicle, crossed the oncoming lane of traffic, and struck an embankment and trees. Plaintiff sustained serious injuries, including facial trauma and a collapsed lung. Plaintiff alleged DOT's failure to properly design and maintain the roadway contributed to the accident. Plaintiff claimed physical, emotional, and psychological injuries, disfigurement, pain and suffering, disability, and financial damages.

<b>Claim:</b>	<b>40577203</b>
<b>Claimants:</b>	Miller, Nitasha
<b>Date of Incident:</b>	10/04/2014
<b>Date Claim Filed:</b>	12/24/2015
<b>Indemnity Paid:</b>	\$3,000,000

Claimant was a passenger on a motorcycle that hit a traffic island. Claimant was thrown from the motorcycle and suffered severe injuries. Claimant alleged that the WSDOT traffic island was improperly located and marked and jutted out into traffic where the road narrowed leading to plaintiff's injuries.

<b>Claim:</b>	<b>40577649</b>
<b>Claimants:</b>	Trussler, Stacy
<b>Date of Incident:</b>	01/29/2015
<b>Date Claim Filed:</b>	06/08/2016
<b>Indemnity Paid:</b>	\$2,321,763

Plaintiff, a WSDOT employee, alleged disability discrimination, denial of her FMLA, and wrongful termination due to her disability. Plaintiff further alleged that after she filed a Whistleblower complaint, DOT retaliated against her and ultimately terminated her employment. Plaintiff claimed emotional distress, loss of enjoyment of life, defamation, humiliation, harassment, statutory and regulatory violations, hostile work environment, financial damages, and attorney fees.

<b>Claim:</b>	<b>40577015</b>
<b>Claimants:</b>	Hammons, Laurie Hammons, Gary
<b>Date of Incident:</b>	05/27/2013
<b>Date Claim Filed:</b>	10/02/2015
<b>Indemnity Paid:</b>	\$1,900,000

Plaintiff was traveling on Grapeview Loop Road North near State Route 3 when she missed a stop sign that was hidden from view by the curvature of the road and the overgrown vegetation. When plaintiff entered the intersection, her car was hit by a truck causing plaintiff's car to spin off the roadway. Plaintiff alleged that WSDOT should have installed a "stop ahead" sign. Plaintiff claimed severe physical and emotional injuries, financial damages, negligent highway design and maintenance, and loss of consortium.

<b>Claim:</b>	<b>40578059</b>
<b>Claimants:</b>	Tison, Heidi Stark, Chad
<b>Date of Incident:</b>	12/24/2015
<b>Date Claim Filed:</b>	10/17/2016
<b>Indemnity Paid:</b>	\$1,500,000

Plaintiff minor, while riding his skateboard in the crosswalk on SR 302 at 97th Avenue NW in Pierce County, was struck by a vehicle. Plaintiff sustained multiple injuries including a traumatic brain injury and multiple fractures. Plaintiffs alleged that the crosswalk had inadequate markings, lighting, and signage. Plaintiffs claimed physical and emotional injuries, financial damages, pain and suffering, and loss of enjoyment of life.