

*Monroe County
Clerk of the Legislature*


*Cheryl M. Rozzi
Clerk*



*Casey K. DiCaro
Deputy Clerk*

*David Grant
Assistant Deputy Clerk*

MEMORANDUM

TO: Legislators, Directors, Staff and Media
FROM: Cheryl M. Rozzi, Clerk of the Legislature 
DATE: January 25, 2012
RE: Matters of Importance – File Nos. 12-0054 and 12-0055

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- 12-0054 –** Authorization to Settle Lawsuit entitled “Yuri Shyshko, Taras Shyshko, Vladimir Shyshko and Andrew Sundberg v. County of Monroe, Monroe County Sheriff’s Department, Patrick O’Flynn, Deputy Jason Surowy and Deputy J. Cave” – As A Matter Of Importance – County Executive Maggie Brooks
- 12-0055 -** Authorization to Settle Lawsuit entitled, “Yasmin Kabir v. County of Monroe, Monroe County Sheriff’s Department, Monroe County Sheriff Patrick M. O’Flynn and John DiDomenico - As A Matter of Importance – County Executive Maggie Brooks

These referrals were not made to committee at the preceding meeting of the Legislature on January 10, 2012 but has been determined by President Jeffrey R. Adair to be of sufficient importance to warrant referral between Legislative meetings, pursuant to Sections 545-24 (C) of the Rules of the Monroe County Legislature.

Attachment



Office of the County Executive
Monroe County, New York

Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive
No. **120054**

Not to be removed from the
Office of the
Legislature of
Monroe County

Committee Assignment
WAYS & MEANS

January 25, 2012

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Authorization to Settle Lawsuit entitled "Yuri Shyshko, Nataliya Shyshko, Taras Shyshko, Vladimir Shyshko and Andrew Sundberg v. County of Monroe, Monroe County Sheriff's Department, Patrick O'Flynn, Deputy Jason Surowy and Deputy J. Cave"

Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement in the amount of \$90,000 in an action brought against the County of Monroe, the Monroe County Sheriff's Department, Monroe County Sheriff Patrick O'Flynn, Monroe County Deputy Sheriff Jason Surowy and Monroe County Deputy Sheriff J. Cave by Yuri Shyshko, Nataliya Shyshko, Taras Shyshko, Vladimir Shyshko and Andrew Sundberg.

The Shyshko-Sundberg lawsuit arises out of the use of force against and/or arrest of plaintiffs following an incident on December 10, 2005.

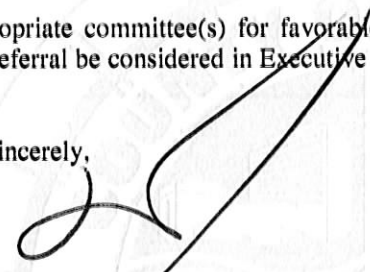
The specific legislative actions required are:

1. Authorize the settlement of the Shyshko-Sundberg lawsuit for \$90,000.
2. Authorize the County Executive, or her designee, to execute and deliver any and all documents necessary to effectuate such settlement.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body. I request that the Shyshko-Sundberg lawsuit referral be considered in Executive Session, pursuant to the Public Officers Law.

Sincerely,


Maggie Brooks
County Executive



Office of the County Executive

Monroe County, New York

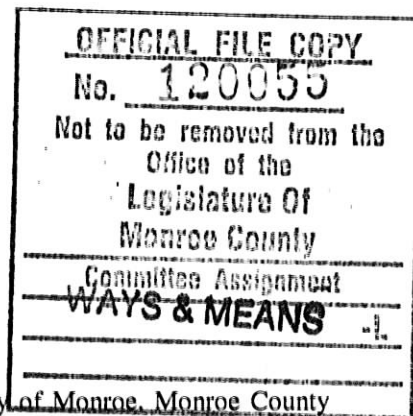
Maggie Brooks
County Executive

Daniel M. DeLaus, Jr.
Deputy County Executive

January 25, 2012

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Authorization to Settle Lawsuit entitled, "Yasmin Kabir v. County of Monroe, Monroe County Sheriff Department, Monroe County Sheriff Patrick M. O'Flynn and John DiDomenico"



Honorable Legislators:

I recommend that Your Honorable Body authorize a settlement in the amount of \$500,000 in an action brought against the County of Monroe, the Monroe County Sheriff's Department, Monroe County Sheriff Patrick M. O'Flynn and Monroe County Deputy Sheriff John DiDomenico by Yasmin Kabir.

The Kabir lawsuit arises out of personal injuries sustained by plaintiff on September 20, 2004 during a motor vehicle accident.

The specific legislative actions required are:

1. Authorize the settlement of the Kabir lawsuit for \$500,000.
2. Authorize the County Executive, or her designee, to execute and deliver any and all documents necessary to effectuate such settlement.

Funding for the payment of the settlement is available in the Risk Management Fund. No additional net County support is required in the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body. I request that the Kabir lawsuit referral be considered in Executive Session, pursuant to the Public Officers Law.

Sincerely,

Maggie Brooks
County Executive

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