

Exhibit "A"

March 31, 2011

Mayor & City Council
County-City Building
Lincoln, Nebraska 68508

RE: Report of Claims Against the City of Lincoln for March 16 through March 31, 2011

Dear Mayor & Council:

The following is a report of claims against the City of Lincoln which have been disposed of, or are pending, for the period of March 16 through March 31, 2011. This report will describe the claims and the dispositions or status of these claims.

DENIED CLAIMS:

None.

ALLOWED/SETTLED CLAIMS:

Steven Lewis filed a claim during the month of March, 2011, in the amount of \$4,605.20 for damage incurred to vehicle as the result of an accident involving a police vehicle. This claim has been **settled** by the Risk Management Office in the amount of \$4,153.83.

Rikki Allison filed a claim during the month of March, 2011, in the amount of \$5,279.71 for damage incurred to vehicle as the result of an accident involving a City snow plow. This claim has been **settled** by the Risk Management Office in the amount of \$2,568.00.

Joshua Terrell filed a claim during the month of March, 2011, in the amount of \$169.81 for damage incurred to vehicle when it was struck by a fire truck. This claim has been **settled** by the Risk Management Office in the amount of \$169.81.

PENDING CLAIMS:

Connie M. Voss filed a claim during the month of May, 2009, in an unspecified amount for injury allegedly incurred when claimant tripped on sidewalk at Fleming ballfields. This claim is under review and is **pending**.

HIP (Holroyd Investment Properties, Inc.) filed a claim during the month of September, 2009, in the amount of \$1,180.75 for damage allegedly incurred to sprinkler system during street construction. This claim is under review and is **pending**.

Beverly Ann Best filed a claim during the month of October, 2009, for alleged injury incurred as the result of an accident involving a Parks vehicle. Th claim is under review and is **pending**.

Kenneth Moody filed a claim during the month of February, 2010, in the amount of \$360,000 for alleged injury incurred when claimant was arrested by Lincoln police. This claim is under review and is **pending**.

Cincinnati Insurance Co. (Neighborhoods, Inc. Insured; Curtis Hood, Claimant) filed a claim during the month of February, 2010, in an unspecified amount for injuries incurred when Curtis Hood allegedly tripped and fell on property at 2240 Q Street. This claim is under review and is **pending**.

John Leonard and Darlene Rose Barnhill filed a claim during the month of March, 2010, in the amount of \$30,800 for alleged water damages incurred to basement of claimant's home at 6951 Benton which claimant alleges has occurred since the land east of claimant's property was developed in 1974-1975. This claim is under review and is **pending**.

Corrina Muratella filed a claim during the month of April, 2010, for alleged injury incurred as the result of an accident involving a StarTran bus. The claim is under review and is **pending**.

Lailoma Ayubzai filed a claim during the month of April, 2010, in the amount of \$350,000 for alleged damages incurred as the result of a motor vehicle accident. Claimant's vehicle was struck by a vehicle operated a party who was fleeing from police. This claim is under review and is **pending**.

Richard Dondlinger filed a claim during the month of June, 2010, in the amount of \$348.05 for alleged damages incurred as the result of a sewer back-up. This claim is under review and is **pending**.

Michelle Yount filed a claim during the month of July, 2010, in the amount of \$16,000 for alleged injury incurred when claimant tripped and fell on sidewalk in front of Eiseley Library. This claim is under review and is **pending**.

James Lam filed a claim during the month of July, 2010, in the amount of \$363.54 for damages allegedly incurred to vehicle when struck by a fallen tree branch. This claim is under review and is **pending**.

April Leach-Sanna and Anthony Sanna filed a claim during the month of August, 2010, in the amount of \$35,000 for alleged damages incurred as the result of a motor vehicle accident involving a Public Works vehicle. This claim is under review and is **pending**.

Tyrone Hall filed a claim during the month of August, 2010, in the amount of \$25,000 for alleged damages incurred when claimant was arrested by Nebraska State Patrol and Lincoln Police. This claim is under review and is **pending**.

Amanda Wagner and Shane Alley filed a claim during the month of September, 2010, in the amount of \$351,000 for damages allegedly incurred as the result of a water main break. This claim is under review and is **pending**.

Houghton Furr Jr. filed a claim during the month of September, 2010, in the amount of \$487.48 for damage allegedly incurred to tires at road construction site on Capital Parkway. This claim is under review and is **pending**.

State Farm Insurance (Kimberly Watkins Lutz, Insured) filed a subrogation claim during the month of September, 2010, for medical payments made on behalf of its insured as the result of a motor vehicle accident involving a police vehicle. This claim is under review and is **pending**.

Brent Braun filed a claim during the month of October, 2010, in the amount of \$577.50 for damage allegedly incurred to sewer line as the result of water main construction. This claim is under review and is **pending**.

Joel D. Heusinger filed a claim during the month of October, 2010, in the amount of \$3,995.89 for damage allegedly incurred to vehicles while parked at Cornhusker Place parking garage. This claim is under review and is **pending**.

Todd S. Morley filed a claim during the month of October, 2010, in an unspecified amount for damages incurred as the result of an accident involving a Lincoln Fire and Rescue ambulance. This claim is under review and is **pending**.

Carolyn Robinson filed a claim during the month of November, 2010, in an unspecified amount for alleged injury incurred while claimant was a passenger on a StarTran bus. This claim is under review and is **pending**.

Willa D. Smith filed a claim during the month of December, 2010, in an unspecified amount for injury incurred when claimant allegedly tripped on sidewalk at Walt Library. This claim is under review and is **pending**.

LeRoy Meints filed a claim during the month of December, 2010, in the amount of \$92.42 for damage incurred to blades of riding mower when claimant was mowing City right-of-way and allegedly struck a water valve box. This claim is under review and is **pending**.

Marlin Lockhart filed a claim during the month of December, 2010, in the amount of \$354.14 for damage incurred to vehicle in parking lot at Walt Library when a handicapped parking sign allegedly blew over and struck claimant's vehicle. This claim is under review and is **pending**.

Christine Wischmeier filed a claim during the month of January, 2011, in the amount of \$996.73 for damage incurred as the result of a sanitary sewer back-up. This claim is under review and is **pending**.

LaRae Poulsen filed a claim during the month of January, 2011, for injury incurred to minor child as the result of an alleged defect in playground slide at Pioneers Park. This claim is under review and is **pending**.

Karynda A. Kilcoinc filed a claim during the month of January, 2011, in the amount of \$459.00 for damage allegedly incurred to door as the result of action by Lincoln police who were responding to a request to check welfare. This claim is under review and is **pending**.

Perry Vale filed a claim during the month of January, 2011, in the amount of \$1,200.00 for damage allegedly incurred to his wheelchair while claimant was a passenger on a StarTran van. This claim is under review and is **pending**.

Farmers Insurance Group (Katherine Schinstock, Insured) filed a claim during the month of January, 2011, in the amount of \$10,142.95 for damage incurred to insured's vehicle as the result of an accident involving a backhoe operated by a Public Works employee. This claim is under review and is **pending**.

Northland Insurance Co. (Lonnie Noble Trucking Inc., Insured) filed a claim during the month of February, 2011, in the amount of \$3,784.47 for damage allegedly incurred to Insured's vehicle when struck by a traffic signal support cable. This claim is under review and is **pending**.

Jeffrey N. Peterson filed a claim during the month of February, 2011, in the amount of \$110.85 for damage allegedly incurred to tire as the result of driving over sheet metal scraps that were scattered on the street. This claim is under review and is **pending**.

Debra S. Roberts filed a claim during the month of February, 2011, in an unspecified amount for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Ashley Billings filed a claim during the month of February, 2011, in the amount of \$405.00 for damage incurred to three interior doors of apartment as the result of actions by Lincoln Police during the execution of a search warrant. This claim is under review and is **pending**.

Caleb Plettner filed a claim during the month of February, 2011, in the amount of \$1,495.95 for damage allegedly incurred to vehicle when it was struck by L.E.S. equipment. This claim is under review and is **pending**.

Nick Ross filed a claim during the month of February, 2011, in the amount of \$7,810.00 for damage allegedly incurred to driveway, yard, and fence when L.E.S. personnel was repairing a powerline/pole that had been damaged by a fallen tree. This claim is under review and is **pending**.

Bradley and Melanie Lechner filed a claim during the month of February, 2011, in the amount of \$1,096.04 for damage incurred to vehicle as the result of striking a street sign that was allegedly laying in the street. This claim is under review and is **pending**.

Loretta Workman filed a claim during the month of February, 2011, in the amount of \$47,500 for injury incurred as the result of fall on sidewalk. This claim is under review and is **pending**.

Midwest Refuse filed a claim during the month of February, 2011, in the amount of \$3,260.04 for damage allegedly incurred to truck equipment at the City Landfill. This claim is under review and is **pending**.

Heather Redwine filed a claim during the month of February, 2011, in the amount of \$618.66 for damage allegedly incurred to vehicle as the result of a pothole. This claim is under review and is **pending**.

Tom and Barbara Logan filed a claim during the month of February, 2011, in the amount of \$41.00 for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Lanny Gerig filed a claim during the month of February, 2011, in the amount of \$100.00 for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Michelle Ball filed a claim during the month of February, 2011, in the amount of \$368.34 for damage allegedly incurred to tire as the result of a displaced water main cover in the street. This claim is under review and is **pending**.

Members Own Credit Union filed a claim during the month of February, 2011, in the amount of \$291.23 for damage incurred to vehicle when it was struck by a StarTran bus. This claim is under review and is **pending**.

Darin Boysen filed a claim during the month of February, 2011, in an unspecified amount for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Karen Davis filed a claim during the month of February, 2011, in the amount of \$2,895.52 for damage allegedly incurred to vehicle when it struck a cement pillar in the parking lot at the Walt Library. This claim is under review and is **pending**.

California Casualty Insurance (Andrew Barber, Insured) filed a claim during the month of March, 2011, in an unspecified amount for damage incurred to Insured's vehicle when it was struck by a snow plow. This claim is under review and is **pending**.

David M. Newman filed a claim during the month of March, 2011, in the amount of \$75.00 for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Dale Gardner filed a claim during the month of March, 2011, in an unspecified amount for injury incurred when claimant allegedly slipped and fell on icy sidewalk at or near Henry Park. This claim is under review and is **pending**.

Street Plumbing filed a claim during the month of March, 2011, in the amount of \$6,250.00 for repair of sewer line that was allegedly damaged by an L.E.S. contractor who bored through the sewer line. This claim is under review and is **pending**.

Jacob Gordon filed a claim during the month of March, 2011, in the amount of \$1,104.17 for damage incurred to vehicle as the result of an accident involving a StarTran vehicle. This claim is under review and is **pending**.

State Farm Insurance (Kellie Schwabauer, Insured) filed a claim during the month of March, 2011, in an unspecified amount for damage incurred to Insured's vehicle as the result of an accident involving a StarTran bus. This claim is under review and is **pending**.

Brooke Barnes filed a claim during the month of March, 2011, in the amount of \$158.20 for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Elizabeth Brooks filed a claim during the month of March, 2011, in the amount of \$82.52 for damage allegedly incurred to tire rim as the result of a pothole. This claim is under review and is **pending**.

Linda Van Meter filed a claim during the month of March, 2011, in the amount of \$533.00 for damage allegedly incurred to fence by an L.E.S. meter reader. This claim is under review and is **pending**.

Douschika Coleman filed a claim during the month of March, 2011, in the amount of \$163.66 for damage allegedly incurred to bushes as the result of snow removal activity. This claim is under review and is **pending**.

Jamie L. Henrichs filed a claim during the month of March, 2011, in the amount of \$200.00 for reimbursement of improper registration tickets. This claim is under review and is **pending**.

Kathleen Rink filed a claim during the month of March, 2011, in the amount of \$400 for gun that claimant alleges was disposed of in error by Police Property. This claim is under review and is **pending**.

Alexa Eckhoff filed a claim during the month of March, 2011, in the amount of \$153.98 for damage allegedly incurred to tire as the result of a pothole. This claim is under review and is **pending**.

Nicholas A. Kloewer filed a claim during the month of March, 2011, in the amount of \$53.00 for reimbursement of tow fee. This claim is under review and is **pending**.

Central Nebraska Adjustment Co. filed a claim during the month of March, 2011, in the amount of \$100.00 for reimbursement of improper registration fine. This claim is under review and is **pending**.

Billi Jo Packett filed a claim during the month of March, 2011, in an unspecified amount. Claimant alleges that the battery was missing from her cell phone when it was released from Police Property. This claim is under review and is **pending**.

Robert Thiem filed a claim during the month of March, 2011, in the amount of \$1,750.00 for damage allegedly incurred to brick mailbox as the result of snow removal activity. This claim is under review and is **pending**.

Nick Gonzales filed a claim during the month of March, 2011, in the amount of \$100.55 for damage allegedly incurred to tire as the result of a pothole. This claim is under review and is **pending**.

Ralph Ebers filed a claim during the month of March, 2011, in the amount of \$1,829.81 for damage allegedly incurred to rental property as the result of a sanitary sewer back-up. This claim is under review and is **pending**.

Jeremy and Erin DeFruiter filed a claim during the month of March, 2011, in the amount of \$3,229.36 for damage allegedly incurred as the result of a sanitary sewer back-up. This claim is under review and is **pending**.

Brandon Le filed a claim during the month of March, 2011, in an unspecified amount for damage allegedly incurred to door of rental property as the result of action by Lincoln police. This claim is under review and is **pending**.

Ned Sharp filed a claim during the month of March, 2011, in the amount of \$116.00 for damage allegedly incurred to mailbox as the result of snow removal activity. This claim is under review and is **pending**.

PENDING TORT LITIGATION:

Allstate Insurance Co. filed suit in the Lancaster County Court for damage incurred to insured's vehicle as the result of a motor vehicle accident involving a Lincoln police vehicle. Allstate's insured is Perian Patillo who filed a claim during the month of May, 2009, which claim was reviewed by this office and denial of this claim was approved by the City Council on June 15, 2009. Litigation is **pending**.

Lycebeth Loy filed a claim during the month of March, 2010, in the amount of \$1,000,000 for injury incurred when claimant was a passenger on a motorcycle that was involved in an accident. Claimant alleges that the accident occurred due to inadequate signage/markings and lighting at SW 4th and W. Amaranth. This claim was reviewed by this office and denial was approved by the City Council on June 7, 2010. Counsel for claimant filed suit in the Lancaster County District Court on July 27, 2010. Litigation is **pending**.

Debra Daharsh, as parent and next friend of Garrett A. Daharsh filed a claim in April, 2010, in the amount of \$270,224.09 for injury incurred to Garrett Deharsh on June 11, 2009, when he fell off of a merry-go-round at Irvingdale Park while attending a Parks and Recreation day camp at the Irvingdale Recreation Center. This claim was reviewed by this office and denial was approved by the Lincoln City Council on August 16, 2010. Counsel for claimant filed suit in the Lancaster County District Court on November 22, 2010. Litigation is **pending**.

Dennis and Benita Cooper filed a claim in February, 2010, in the amount of \$35,155.62 for damages incurred as the result of a sanitary sewer back-up. This claim was reviewed by this office and denial was approved by the Lincoln City Council on June 28, 2010. Counsel for claimant filed suit in the Lancaster County Court on January 31, 2011. Litigation is **pending**.

Mark Dornbos filed a claim in August, 2009, in an unspecified amount for injury incurred when claimant allegedly lost control of his bicycle as the result of low hanging tree limbs over a sidewalk. This claim was reviewed by this office and denial was approved by the Lincoln City Council on September 28, 2009. Counsel for claimant filed suit in the Lancaster County District Court against the City of Lincoln, Alltel Communications and Windstream Communications on February 4, 2011. Litigation is **pending**.

Jeffery and Nerissa Ahern filed a claim in February, 2010, in the amount of \$4,728.16 for damages incurred as the result of a sanitary sewer back-up. This claim was reviewed by this office and denial was approved by the Lincoln City Council on June 28, 2010. Counsel for claimant filed suit in the Lancaster County District Court on February 18, 2011. Litigation is **pending**.

Phillip Van Ness filed a claim during the month of March, 2010, in an unspecified amount for alleged injury incurred when claimant was a passenger on a StarTran bus that was involved in an accident. Counsel for claimant filed suit in the Lancaster County Court on March 3, 2011. Litigation is **pending**.