



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Karen Caoile, Director of Risk Management  
Date: May 11, 2021

Subject: Final Settlement of Claims, Cushman vs. Contra Costa County

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**RECOMMENDATION(S):**

RECEIVE this report concerning the final settlement of David Cushman and AUTHORIZE payment from the Workers' Compensation Internal Service Fund in an amount not to exceed \$153,000, less permanent disability advances.

**FISCAL IMPACT:**

Workers' Compensation Internal Service Fund payment of \$153,000 less permanent disability advances.

**BACKGROUND:**

Attorney Evan M. Daily, defense counsel for the County, has advised the County Administrator that within authorization an agreement has been reached settling the workers' compensation claims of David Cushman vs. Contra Costa County. The Board's April 27, 2021 closed session vote was: Supervisors Gioia, Andersen, Burgis, Mitchoff and Glover - Yes. This action is taken so that the terms of this final settlement and the earlier April 27, 2021 closed session vote of this Board authorizing its negotiated settlement are known publicly.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **05/11/2021** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Diane Burgis, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: May 11, 2021

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Karen Caoile  
925-335-1400

cc:

**CONSEQUENCE OF NEGATIVE ACTION:**

Case will not be settled.