

Approved by the Board of Trustees,
March 10, 2005

Board Meeting
March 10, 2005

ROLL CALL

AUTHORIZATION FOR SETTLEMENT

Action: Approve Settlement of Case

Funding: Self-Insurance Fund

The University Counsel recommends that the board approve payment of \$3,000,000 as its contribution to the settlement of *Witte v. Charbel, et al.* This amount represents the University's self-insured retention for the relevant policy year. St. Paul Insurance, as the excess insurance provider, was the lead negotiator and reached a settlement agreement with the plaintiff. The plaintiff alleges that defendants' treatment of narrowing (stenosis) of the carotid artery of 49-year-old Penelope Witte resulted in neurological damage.

The board action recommended in this item complies in all material respects with applicable State and federal laws, University of Illinois *Statutes*, *The General Rules Concerning University Organization and Procedure*, and Board of Trustees policies and directives.

The Vice President for Administration concurs.

The President of the University recommends approval.