

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: Negligence

Illinois Farmers Insurance Company,

Court File No. 62-CV-16-3279

(Judge Marrinan)

Plaintiff,

vs.

**SETTLEMENT AGREEMENT
AND RELEASE**

City of St. Paul,

Defendant.

Plaintiff, Illinois Farmers Insurance Company, for the sole consideration of Nine Thousand Seven Hundred Dollars and no cents (\$9,700.00), does hereby release and forever discharge Defendant City of Saint Paul and its employees, heirs, administrators, executors, successors and assigns from any claims, demands, damages, actions and causes of action of whatever kind or nature which Plaintiff now has or may have or may hereafter have arising out of, or in consequence of, or on account of any damages, losses or injuries to persons or property or both, whether known or unknown, whether developed or undeveloped, apparent and/or latent, anticipated and/or unanticipated resulting or to result from an accident which occurred on or about December 9, 2014, at or near the intersection of Robert Street and Curtice Avenue in the City of Saint Paul, County of Ramsey, State of Minnesota.

It is understood and agreed that this settlement is the compromise of a disputed claim and that the payment made is not to be construed as an admission of liability on the

part of the parties herein released, and that Defendants deny liability and intend merely to avoid litigation and buy their peace.

Plaintiff declares and represents that no promise, inducement or agreement not expressed herein has been made to Plaintiff, that this Settlement Agreement and Release contains the agreement between the parties hereto, and that the terms of the Settlement Agreement and Release are contractual and not a mere recital.

Plaintiff agrees the terms of this Settlement Agreement and Release are binding on it and their personal representatives, heirs, successors, and assigns.

The City agrees proper notice was provided under Minnesota Statutes section 466.05. The City retains all other defenses as to liability and damages pertaining to the property damage claim. Property damage includes towing, rental car and vehicle damage.

Plaintiff, by execution hereof, acknowledges that this Settlement Agreement and Release has been read and explained to them by legal counsel, and that they understand and fully agree to each and every provision hereof.

Dated: 11/2, 2016

Joseph A. St. Joseph
A/SO
ILLINOIS FARMERS INSURANCE
COMPANY, Plaintiff

Dated: 11-3, 2016

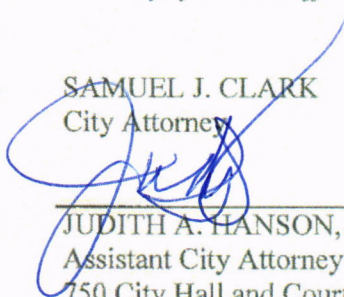
HINTZ LAW OFFICE, P.A.


DANIEL E. HINTZ, #294718
672 Sue Place
Saint Paul, MN 55116
Telephone: (651) 269-3511
dhintz@hintzlawoffice.com

Attorneys for Plaintiff

Dated: 11-04, 2016

SAMUEL J. CLARK
City Attorney


JUDITH A. HANSON, #207408
Assistant City Attorney
750 City Hall and Court House
15 West Kellogg Boulevard
Saint Paul, MN 55102
Telephone: (651) 266-8727
Fax: (651) 266-8787
Email: judy.hanson@ci.stpaul.mn.us

Attorneys for Defendant