



**Request for City Council Committee Action  
From the City Attorney's Office**

Date: April 26, 2005  
To: Ways and Means Budget Committee  
Referral to:

**Subject:** Mumina Abdi Noor v. Michael S. Lardy and the City of Minneapolis

**Recommendation:** That the Council approve settlement of this matter for the sum of \$5,000.00 payable to Mumina Abdi Noor and her attorney Michael Fay from Fund/Org. 6900 150 1500 4000.

**Previous Directives:** None

Prepared by: Edward Backstrom, Assistant City Attorney Phone: 673-2072

Approved by: \_\_\_\_\_  
Jay M. Heffern  
City Attorney

Presenter in Committee:

<p><b>Financial Impact</b> (Check those that apply)</p> <p><input type="checkbox"/> No financial impact - or - Action is within current department budget. (If checked, go directly to Background/Supporting Information)</p> <p><input type="checkbox"/> Action requires an appropriation increase to the Capital Budget</p> <p><input type="checkbox"/> Action requires an appropriation increase to the Operating Budget</p> <p><input type="checkbox"/> Action provides increased revenue for appropriation increase</p> <p><input type="checkbox"/> Action requires use of contingency or reserves</p> <p><input checked="" type="checkbox"/> Other financial impact (Explain): Fund/Org 6900 150 1500 4000</p> <p><input type="checkbox"/> Request provided to the Budget Office when provided to the Committee Coordinator</p>
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<p><b>Community Impact:</b> None</p>
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**Background/Supporting Information**

This claim arises from a motor vehicle accident which occurred on August 27, 2001. Off. Michael Lardy was driving an unmarked city vehicle on W. 22<sup>nd</sup> St. and stopped at the stop sign at Pillsbury Av. He started to move into the intersection and was struck by a vehicle driven by Halima Ahmed that had the right of way. Mumina Noor, claimant, was one of three passengers in the vehicle. All the occupants of Halima's vehicle filed claims for injuries received in the accident. This is the last claim to be settled.

Off. Lardy indicated that as he approached the intersection his view was blocked by parked cars. He states that he was proceeding slowly into the intersection when the other vehicle struck him. When his was struck, Lardy was proceeding westbound and the other vehicle was proceeding northbound. Lardy was halfway into the intersection when Halima's vehicle struck his vehicle. This appears to be a very low speed accident judging from the damage to minor damage to the two vehicles.

Like the others, Ms. Noor went to a chiropractor, Dr. Jonathan Steele, two days after the accident. She was diagnosed with cervicogenic headaches, a left knee injury cervical, thoracic and lumbar sprain/strain injuries.

On November 20, 2001, after several months of treatment with Dr. Steel, she started treating with a second chiropractor, Dr. Cherner. He treated her for the same injuries as Dr. Steele. Her treatment continued until May 6, 2002. Dr. Cherner claims she has permanent injury as a result of the accident.

Ms. Noor claims to have incurred \$12,954.22 in medical expenses for her treatment.

It appears that the Off. Lardy was at fault in the accident. In addition because Noor was a passenger there can be no contributory negligence on her part. Off. Michael Lardy is no longer employed by the City.

Plaintiff's attorney had demanded damages of \$22,500 to settle the case. The plaintiff has now agreed to settle the matter for \$5000.00. Settlement in this amount was approved by the City Attorney's office litigation committee.