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

Date: July 25, 2003  
To: Ways & Means/Budget Committee  
Referral to:

**Subject:** Sirad Mohamud v. City of Minneapolis

**Recommendation:** That the City Council approve settlement of this case by payment of \$9,500.00 to Plaintiff Sirad Mohamud and her attorney B.J. Robichaud, Robichaud & Nepp P.A., from Fund/Org 690 150 1500 6850.

**Previous Directives:**

Prepared by: Edward A. Backstrom

Phone: 673-2072

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

Presenter in Committee: Jay M. Heffern, City Attorney

**Financial Impact** (Check those that apply)

- No financial impact - or - Action is within current department budget.  
(If checked, go directly to Background/Supporting Information)
- Action requires an appropriation increase to the Capital Budget
- Action requires an appropriation increase to the Operating Budget
- Action provides increased revenue for appropriation increase
- Action requires use of contingency or reserves
- Other financial impact (Explain): Fund/Org 690 150 1500 6850
- Request provided to the Budget Office when provided to the Committee Coordinator

**Community Impact:**

City Goals: Building Community

**Background/Supporting Information**

This is a claim arising from a traffic accident which occurred on December 26, 2001. The plaintiff was a passenger in a cab proceeding westbound on Olson Memorial Highway coming from Lyndale Ave. A City dump truck driven by Michael Dixon was proceeding eastbound on Olson Memorial highway when the box of the truck went up. The box then struck a sign, knocking it down causing it to fall onto a cab proceeding westbound on Olson Memorial highway. The plaintiff was a passenger in the cab. The impact from the sign

crushed the top of the cab causing the roof to strike plaintiff in the head. Dixon claimed he did not know the box was up on his truck.

After the accident plaintiff complained of head, chest, and neck pain and she was taken to HCMC via ambulance. An IME done by the No-fault carrier indicated that she suffered a cervical and lumbar strain that had resolved. Plaintiff had a prior automobile accident, but the IME doctor concluded that any injury from that accident had resolved prior to the injuries from this accident. Plaintiff at this time is complaining about constant, severe pain in her neck, mid and lower back.

The liability of the City is clear. The only issue concerns the extent of the plaintiff's injuries. The plaintiff is claiming she incurred medical expenses of over \$6300.00 of which \$2449.81 is still outstanding. Plaintiff initially demanded \$20,000 to settle the matter.

Based on the above considerations a settlement has been reached in this matter wherein Ms. Mohamud has agreed to settle her claim for \$9,500.00. This settlement has been reviewed and approved by the Minneapolis City Attorney's office litigation committee.