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An act relating to Palm Beach County; providing for the relief of Robert Rosado for injuries sustained due to the negligence of the county; providing an effective date.

WHEREAS, on May 8, 1995, a Palm Beach County Fire Rescue truck ran a stop sign and struck the side of a tractor-trailer rig owned and operated by Robert Rosado, a native of Palm Beach County, and

WHEREAS, approximately \$13,000 of property damage was done to Mr. Rosado's tractor in this incident, and

WHEREAS, Palm Beach County paid for the property damage and the down time for the vehicle and eventually admitted liability for the accident and the lack of any comparative negligence on Mr. Rosado's part, and

WHEREAS, as a result of the accident, Mr. Rosado sustained neck and back pain, which resolved itself shortly thereafter, but also suffered a fracture in a lateral aspect of the right thigh bone, and, after a right iliac and bone fracture repair was performed on June 27, 1995, Mr. Rosado's treating physicians testified that he has a permanent injury to his right leg as a result of the accident and surgery, and

WHEREAS, Mr. Rosado testified at trial that he was again working full time, but that he has a fairly constant pain in the right leg which makes it difficult for him to perform specified routines of his job, and

WHEREAS, he also testified that, in addition to the relatively constant pain, he also experiences increased pain during any change in the weather, and

1 WHEREAS, the county refused to settle for the amount
2 requested by Mr. Rosado, and
3 WHEREAS, at the conclusion of a jury trial, the jury
4 entered a verdict, awarding \$225,297 to Mr. Rosado, and
5 WHEREAS, Mr. Rosado has been compensated by a
6 collateral source in the amount of \$27,732, and
7 WHEREAS, the trial judge also awarded a further amount
8 of \$4,502.78 for costs incurred, and
9 WHEREAS, Palm Beach County has paid \$84,375.27 toward
10 the amount of the judgment and costs owed, NOW, THEREFORE
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12 Be It Enacted by the Legislature of the State of Florida:
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14 Section 1. The facts stated in the preamble to this
15 act are found and declared to be true.
16 Section 2. Palm Beach County is authorized and
17 directed to compensate Robert Rosado in the amount of
18 \$111,560.13 for injuries and damages sustained, out of the
19 funds of the county not otherwise appropriated.
20 Section 3. This act shall take effect upon becoming a
21 law.
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