

By Senator Campbell

32-120A-06

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A bill to be entitled

An act for the relief of Anthony John Angelillo by Miami-Dade County; authorizing and directing Miami-Dade County to compensate Anthony John Angelillo for injuries suffered due to the negligence of Miami-Dade County; providing an effective date.

WHEREAS, on April 30, 2002, Anthony John Angelillo was driving his motorcycle, and Miami-Dade Police Officer Barry Savage was driving an automobile owned by Miami-Dade County, and

WHEREAS, Officer Savage was on duty and was an agent and employee of Miami-Dade County and acting within the scope of his authority, and

WHEREAS, on April 30, 2002, a collision between the motorcycle driven by Anthony John Angelillo and the automobile driven by Officer Savage occurred at the intersection of Northwest 107th Avenue and Northwest 58th Street in Medley, Miami-Dade County, when Officer Savage turned his automobile onto Northwest 107th Avenue from Northwest 58th Street, and

WHEREAS, as a result of the accident, Anthony John Angelillo suffered severe bodily injury to his right arm, right elbow, and right shoulder, which are now permanently impaired; a broken clavicle; an impaired lung, which required surgery; and an injured left foot, which necessitated a muscle graft and which foot is permanently impaired, all of which required numerous medical procedures and operations, and

WHEREAS, as a result of the injuries, Anthony John Angelillo has constant pain that requires consistent medication; he is required to use a cane to walk; and he will

1 need further medical procedures to his left foot and to his  
2 right extremity to allow him to fully straighten it and  
3 possibly use his right arm and shoulder for normal everyday  
4 activities in the future, and

5 WHEREAS, as a result of this accident, a legal action  
6 was filed by Anthony John Angelillo against Miami-Dade County  
7 in the Circuit Court of the Eleventh Judicial Circuit in and  
8 for Miami-Dade County (Case No. 01-11002-CA-20) alleging  
9 negligence on the part of Miami-Dade County, and

10 WHEREAS, Anthony John Angelillo and Miami-Dade County  
11 voluntarily settled this claim and lawsuit for the sum of  
12 \$450,000, and

13 WHEREAS, since the maximum amount that may be awarded  
14 and voluntarily paid under section 768.28, Florida Statutes,  
15 the sum of \$200,000, has been paid, Anthony John Angelillo  
16 petitions the Legislature for further payment in the amount of  
17 \$250,000, and

18 WHEREAS, in the Settlement and Release of All Claims  
19 executed by the parties in the lawsuit filed in this matter,  
20 Miami-Dade County agreed not to object to a claim bill  
21 presented to the Florida Legislature in the amount of  
22 \$250,000, NOW, THEREFORE,

23  
24 Be It Enacted by the Legislature of the State of Florida:

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26 Section 1. The facts stated in the preamble to this  
27 act are found and declared to be true.

28 Section 2. Miami-Dade County is authorized and  
29 directed to appropriate from funds of the county not otherwise  
30 encumbered and to pay, as agreed by the parties in accordance  
31 with the release of all claims, to Anthony John Angelillo the

1 sum of \$250,000 as compensation for injuries suffered due to  
2 the negligence of an employee of Miami-Dade County.

3           Section 3. This act shall take effect upon becoming a  
4 law.

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