

1 A bill to be entitled

2 An act for the relief of Anthony John Angelillo by Miami-
3 Dade County; authorizing and directing Miami-Dade County
4 to compensate Anthony John Angelillo for injuries suffered
5 due to the negligence of Miami-Dade County; providing for
6 attorney's fees, lobbyist's fees, and costs; providing an
7 effective date.

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

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

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

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

28 WHEREAS, as a result of the injuries, Anthony John

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29 Angelillo has constant pain that requires consistent medication;
 30 he is required to use a cane to walk; and he will need further
 31 medical procedures to his left foot and to his right extremity
 32 to allow him to fully straighten it and possibly use his right
 33 arm and shoulder for normal everyday activities in the future,
 34 and

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

40 WHEREAS, Anthony John Angelillo and Miami-Dade County
 41 voluntarily settled this claim and lawsuit for the sum of
 42 \$450,000, and

43 WHEREAS, since the maximum amount that may be awarded and
 44 voluntarily paid under s. 768.28, Florida Statutes, the sum of
 45 \$200,000, has been paid, Anthony John Angelillo petitions the
 46 Legislature for further payment in the amount of \$250,000, and

47 WHEREAS, in the Settlement and Release of All Claims
 48 executed by the parties in the lawsuit filed in this matter,
 49 Miami-Dade County agreed not to object to a claim bill presented
 50 to the Florida Legislature in the amount of \$250,000, NOW,
 51 THEREFORE,

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 53 Be It Enacted by the Legislature of the State of Florida:

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

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57 Section 2. Miami-Dade County is authorized and directed to
58 appropriate from funds of the county not otherwise encumbered
59 and to pay to Anthony John Angelillo the sum of \$250,000 as
60 compensation for injuries suffered due to the negligence of an
61 employee of Miami-Dade County.

62 Section 3. Payment for the combined total of professional
63 services and costs incurred by attorneys, lobbyists, and agents
64 or representatives of attorneys or lobbyists shall not exceed
65 \$40,000.

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