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**BOARD OF TRUSTEES OF COMMUNITY COLLEGE DISTRICT NO. 508
COUNTY OF COOK AND STATE OF ILLINOIS**

RESOLUTION

AUTHORIZE SETTLEMENT OF LITIGATION

EILEEN YODER

v.

BOARD OF TRUSTEES

WHEREAS, Eileen Yoder and City Colleges of Chicago are in litigation before the Illinois Industrial Commission in Case No. 99 WC 0236; and

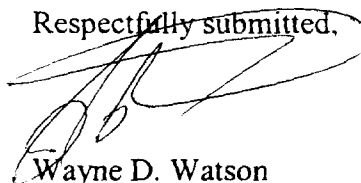
WHEREAS, the Office of the General Counsel and outside counsel recommend settlement of this matter; and

WHEREAS the Chancellor recommends payment of this settlement;

NOW THEREFORE BE IT RESOLVED,

THAT the Board of Trustees of Community College District No. 508, County of Cook and State of Illinois, hereby approves payment to Eileen Yoder in an amount not to exceed \$25,000.00, upon Yoder's execution of the lump sum settlement agreement in Case No. 99 WC 0236.

Respectfully submitted,



Wayne D. Watson
Chancellor

CONFIDENTIAL WORK PRODUCT/PRIVILEGED

PETITIONER: Eileen Yoder

SETTLEMENT AMOUNT: \$25,000.00

REASONS FOR SETTLING: The Office of the General Counsel recommends approval of the proposed settlement for the following reasons. First, the proposed settlement would close out all future medical expenses for this injury for which the Industrial Commission could hold the City Colleges of Chicago liable. Second, as evidenced from Q-DEX, the Industrial Commission could award the Petitioner a sum greatly exceeding the amount of the proposed settlement if this matter proceed to trial.

Q-DEX COMPARISON: The proposed settlement represents approximately 17% loss of use each hand (32.3 weeks x \$390.00 x 2 = \$25,194.00). A review of Q-DEX reveals that similar cases have received awards ranging up to 30% loss of use of each hand (57 weeks x \$390.00 x 2 = \$44,460.00).

PETITIONERS' ATTY: Adam Scholl

CASE NO.: 99 WC 0236

OUTSIDE COUNSEL: None

DATE OF ACCIDENT: January 1, 1998

PETITIONER'S AGE: 54

COLLEGE: Westside Technical Institute DEPARTMENT: Business and
Industrial Technology Center

JOB DESCRIPTION: Training Specialist/Culinary Arts

EMPLOYMENT STATUS: Position Eliminated as of July 22, 1999

ACCIDENT DESCRIPTION: Repetitive Motion/Heavy Lifting

ACCIDENT LOCATION: 2800 South Western

WITNESS: None

NATURE OF INJURY: Bilateral Carpal Tunnel Syndrome, Bilateral Epicondylitis

PRE-EXISTING OR INTERVENING INJURIES: Right Wrist Styloid Fracture

MEDICAL EVIDENCE:

Treating Physicians:

Dr. James Schlenker

In January 1988, the Petitioner began treating with Dr. Schlenker. The Petitioner complained of bilateral pain in her hands and fingers. Petitioner underwent trigger release surgery on her right middle and ring finger on February 7, 1998.

On September 19, 1998, she underwent surgery for release of left carpal tunnel compression and trigger release of her left middle and ring fingers.

On January 28, 1999, she received a cortisone injection for right carpal tunnel syndrome. Symptoms recurred and surgery was recommended on April 2, 1999.

On May 3, 1999, Petitioner underwent right carpal tunnel release.

Petitioner has had ongoing bilateral epicondylitis which as been treated conservatively without surgery.

On November 8, 1999, Petitioner was examined by Dr. Schenkler, she had full range of motion bilaterally in her fingers, wrist, elbow and shoulder. He did conclude that she had some permanent loss of function bilaterally to both upper extremities due to her carpal tunnel syndrome. He concluded that she was no longer in need of treatment, therapy or surgery.

Independent Medical Evaluations

COMPENSATION:

TTD Rate: \$433.35

TTD Paid: \$18,757.44

AWW: \$650.00

PPD Rate: \$390.00

Dates Off Work: 9/18/98 - 7/22/99

Return to Work Date: None

MEDICAL EXPENSES: None

THIRD PARTY LITIGATION: None