

ATLANTIC JIF LESSONS LEARNED FROM LOSSES

JUNE 2011

MEL EPL/POL Quarterly Update:

Each quarter, the MEL provides an update of all cases that were resolved or closed. In the First Quarter of 2011, 32 cases resolved arising out of 15 MEL JIFs. Total MEL payments amounted to **\$2,999,465.00**.

On behalf of the Atlantic JIF, six claims resolved for total of **\$564,581.00** (includes loss, legal and expenses paid):

- A claim filed against Pleasantville alleged disparate treatment and discrimination due to race. Plaintiff also alleged that he forwarded many complaints to city administration that were ignored. He produced as evidence a twenty year long journal documenting the alleged complaints and disparate treatment. The case ultimately resolved for \$190,000.00. Legal paid in this case was \$48,000.00.
- In a claim filed against Longport Borough, a plaintiff alleged a hostile work environment due to harassment and age discrimination. The plaintiff alleged that his position was eliminated due to his age and in retaliation for his filing of an internal complaint of age discrimination that was still under investigation. The case settled for \$75,000.00. Total legal paid was \$94,000.00.
- A claim filed against Margate was resolved for \$50,000.00. In that claim, a police officer alleged that he was subject to harassment and retaliation. He alleged that a superior officer shared his private medical information with co-workers and called employees derisive names. Total legal paid amounted to \$22,000.00.
- In a claim filed against Galloway, a claimant alleged gender discrimination and failure to accommodate a health problem in violation of the ADA. A Summary Judgment was entered on behalf of Galloway. Unfortunately, it was appealed and reversed. A minimal settlement of \$7,500.00 was negotiated and the case was resolved. Total legal paid was \$25,000.00.
- In a case filed against Mullica, a plaintiff alleged age discrimination when he was passed over for promotion several times. Fortunately, a Summary Judgment was granted in favor of Mullica. No appeal was filed. Total legal paid on this case was \$8,300.00.
- Finally, in a claim filed against Dennis Township, a plaintiff alleged wrongful denial of a use variance. The case was ultimately resolved between the township and the plaintiff without a settlement payment. Total legal paid was \$20,400.00.