



**Date:** April 18, 2017

**To:** City Manager for Council Action

**From:** Director of Human Resources

**Subject:** Approval of the Compromise and Release – Dojoon Bahk, Retired Fire Captain

**EXECUTIVE SUMMARY**

Mr. Dojoon Bahk, Retired Fire Captain, filed claims for injuries that he sustained on January 31, 2014, October 28, 2015; and cumulatively through October 28, 2015. The City's Workers' Compensation legal counsel recommends approval of the proposed Compromise and Release (C&R) agreement to settle these claims in the amount of \$138,000.00. The C&R covers any and all benefits claimed by applicant either on the basis of specific or cumulative injury.

**ADVANTAGES AND DISADVANTAGES OF ISSUE**

Approval will allow settlement of these claims when final approval has been obtained from the Workers' Compensation Appeals Board (WCAB). Once settled, the cost of administering the claims is virtually eliminated.

**ECONOMIC/FISCAL IMPACT**

Mr. Bahk's claims are being settled by Compromise and Release in the amount of \$138,000.00 less \$20,700.00 in attorney fees and \$11,820.00 in permanent disability. Once settled, the cost of administering the claims is virtually eliminated.

**RECOMMENDATION**

That the Council approve the Compromise and Release, as recommended by the City's Workers' Compensation legal counsel, to settle the claims for the injuries that Dojoon Bahk, Retired Fire Captain, sustained on January 31, 2014; October 28, 2015; and cumulatively through October 28, 2015.

Elizabeth C. Brown  
Director of Human Resources

APPROVED as to form:

Brian Doyle  
City Attorney

APPROVED:

Rajeev Batra  
Interim City Manager