



## THE CITY OF KEY WEST

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### Memorandum

To: The City Commission for the City of Key West  
From: Ronald Ramsingh, Assistant City Attorney  
Date: March 16, 2012  
RE: Settlement of George Villarreal's workers compensation case

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Dear Mr. Mayor and Commissioners:

This worker's compensation case involves a compensable left ankle injury that the Claimant sustained while on duty as a police officer. On December, 18, 2009, the Claimant was investigating a traffic crash in heavy rain. While stepping off of a truck that was involved in the crash, the Claimant severely twisted his left ankle.

The Claimant properly filled out a Notice of Injury and was sent to Dr. VanTuyl as the primary care physician. Dr. VanTuyl took the Claimant out of work for a couple of weeks, prescribed medications and ordered diagnostic studies. Based on that, he was referred to Dr. Loeffler for an orthopedic follow up. Dr. Loeffler diagnosed the Claimant with left ankle instability in the lateral collateral ligament and after failed sessions of physical therapy, has recommended that he undergo a surgical procedure called a Brostrom Procedure in order to gain ankle stability. Short of surgery, the Claimant has been placed at Maximum Medical Improvement with a 4% impairment rating.

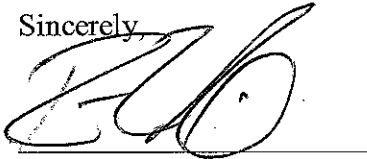
The city's adjuster with EMI has attached a report, as well as a summary of what has been expended thus far. The Claimant has received \$10,000.00 in medical treatment and \$2,141.76 in indemnity, or lost wages thus far. Due to the Claimant's age and nature of

an ankle procedure of this type, the city is exposed to substantial future indemnity payments post-surgery if the matter is not settled at this stage. The costs of the compensable procedure will of course significantly add to that exposure as well. The Claimant will resign employment with the City of Key West and agrees to never re-apply again; consistent with all workers compensation settlements. His resignation will be effective on the date that the Judge of Compensation Claims ratifies the settlement; if the City Commission agrees.

Given the financial exposure in continuing to administer this claim, I recommend that the City Commission approve the proposed Settlement Agreement and authorize the City Manager to execute the final settlement documents accordingly.

As always, please do not hesitate to contact me with any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Ramsingh', written over a horizontal line.

Ron Ramsingh  
Assistant City Attorney