



**Cumberland County  
Board of Chosen Freeholders**

164 West Broad Street  
Bridgeton, NJ 08302



**ADOPTED**

**RESOLUTION 2015-391**

**Meeting: August 25, 2015 6:00 PM**

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**RESOLUTION AUTHORIZING PAYMENT OF SELF-INSURED  
RETENTION (MICHAEL EWING V. COUNTY OF CUMBERLAND, ET  
AL.)**

WHEREAS, the Cumberland County Department of Corrections and the County are involved in litigation entitled "Michael Ewing v. The County of Cumberland, et al., Civil Action No. 1:09-cv-05432-RMB resulting from an incident arising on June 30, 2008 and July 1, 2008 at the Cumberland County Department of Corrections; and

WHEREAS, litigation is pending regarding the aforesaid matter in the United States District Court of the District of New Jersey; and

WHEREAS, the insurance carrier for the County and the Department of Corrections has requested that the County confirm its authorization to pay its self-insured retention in connection with a potential resolution of the above matter; and

WHEREAS, the County has a \$250,000.00 self-insured retention and the balance of any indemnity would be the responsibility of the County's insurance carrier; and

WHEREAS, the Board of Chosen Freeholders of the County of Cumberland are desirous of authorizing the payment of the County's self-insured retention in order to afford the insurance carrier an opportunity to attempt to resolve the matter by way of settlement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF CUMBERLAND, as follows:

That the County hereby authorizes and directs the Chief Financial Officer to make available and pay to the County of Cumberland and the Cumberland County Department of

Corrections insurance carrier, Munich Reinsurance Co., the County's self-insured retention in the amount of \$250,000.00 with respect to the above matter and to authorize the insurance carrier to engage in and consummate settlement negotiations in connection with the foregoing matter.

Passed and adopted at a regular meeting of the Board of Chosen Freeholders held at the Cumberland County Administration Building, 164 West Broad Street, Bridgeton, New Jersey on Tuesday, August 25, 2015 at 6:00 p.m. prevailing time.

<b>RESULT:</b>	<b>ADOPTED [6 TO 0]</b>
<b>MOVER:</b>	Douglas M. Long, Deputy Director
<b>SECONDER:</b>	Thomas Sheppard, Freeholder
<b>AYES:</b>	Barber, Musso, Sauro, Sheppard, Long, Derella
<b>ABSENT:</b>	Carman Daddario