
FISCAL UPDATE Article

Fiscal Services Division

March 14, 2019



Ground Floor, State Capitol Building

Des Moines, Iowa 50319

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STATE APPEAL BOARD MEETING — MARCH 2019

Meeting. The State Appeal Board met on March 11, 2019, at the State Capitol in Des Moines. The Board took the following actions:

- Approved \$193,200 in general claims pursuant to Iowa Code chapter [25](#).
- Approved \$36,400 and denied \$10.5 million in tort claims pursuant to Iowa Code chapter [669](#).

Settlements. The Board approved five judgments, totaling approximately \$2.8 million from the General Fund and \$100,000 from Department of Transportation funds. Judgments were for the following cases:

- *Hubbell Realty Company v. Iowa Dept. of Administrative Services and Iowa Dept. of Human Services:* This case arose out of the State's termination of a lease for office space with the Hubbell Realty Company. The parties reached an agreement to settle all claims for approximately \$55,800.
- *Williams, et al. v. State of Iowa, et al.:* This case arose from two offenders at the Iowa State Penitentiary in Ft. Madison, Iowa. Claimants were successful and were awarded injunctive relief and attorney fees in the amount of \$616.
- *Jeff Sawvel v. State of Iowa, et al.:* Two cases settled together arising out of allegations of deliberate indifference to a serious medical need on behalf of an inmate in the custody and care of the Iowa Department of Corrections. The amount of the settlement is \$40,000.
- *Alan Fox, et al. v. State of Iowa:* This case arose from alleged medical negligence at the University of Iowa Hospitals & Clinics. The total sum of the settlement is \$600,000 of which the State of Iowa is responsible for \$150,000.
- *Kristine Sink v. State of Iowa, Department of Corrections, and Iowa State Penitentiary:* This case arose from allegations brought by a former correctional officer at the Iowa State Penitentiary in Ft. Madison for discrimination and retaliation. The parties have reached a settlement for all claims for \$2.4 million.
- *Laura Smarandescu v. Iowa State University, et al.:* This case arose from allegations of sex discrimination in employment and the awarding of tenure. The parties have reached a settlement to dismiss all claims for \$195,000.

Next Meeting. The next regular meeting of the State Appeal Board is scheduled for April 1, 2019, at the State Capitol in Des Moines.

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