

SETTLEMENT AGREEMENT
BETWEEN THE CITY OF EVERETT AND KIM HUNTLEY (Beneficiary)/ROGER
HUNTLEY(Dec'd)- CLAIM SY09429

The City of Everett (City) by and through its attorney Jannine Myers of Holmes Weddle & Barcott, PC and Kim Huntley (Beneficiary) by and through her attorney Mackenzie Sanders at Foster Law, have agreed to enter into an agreement to resolve all issues in Roger Huntley's Claim SY09429. Roger Huntley passed away due to unrelated causes on October 6, 2022. There are currently no pending appeals at the Board of Industrial Insurance Appeals.

The parties will jointly submit a stipulated closure request to the Department of Labor & Industries requesting the Department issue an order in claim SY09429 closing the claim with time loss paid through October 8, 2022 and an award for 30% permanent partial disability of the right upper extremity/shoulder. The parties agree that at the time of his death on October 6, 2022 due to unrelated causes, Mr. Huntley was capable of performing reasonably continuous gainful employment on a full time basis in a sedentary capacity and was not a permanently totally disabled worker. The claimant will not protest or appeal the closure order per this agreement once issued by the Department. The City will pay the permanent partial disability award in a lump sum within 15 days of the issuance of the correct Department closing order.

The claimant/beneficiary will not protest or appeal the July 11, 2023 order which affirmed the April 25, 2023 order finding that Mr. Huntley was not permanently totally disabled.

In consideration of the above, the City, subject to the city council's approval, has agreed to pay the claimant/beneficiary a total sidebar of \$200,000.00 (two hundred thousand dollars and zero cents). The City will pay the full amount of the sidebar within 15 days after the Department's closing order becomes final and binding in SY09429. This payment is not an acceptance of liability. All parties will bear their own attorney fees.

All parties acknowledge that before entering into this Agreement, each has had the opportunity to seek the advice of an attorney of their choosing regarding the possible consequences of this Agreement. Breach of this Agreement will result in a cause of action for damages and costs associated with bringing any such action.

Roger Huntley, Claim SY09429

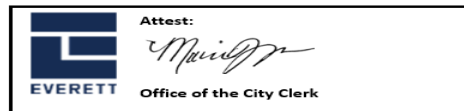
All of the above payments will be paid to Foster Law in trust of Roger Huntley and mailed to Foster Law at 8204 Green Lake Drive N., Seattle, WA 98103 per the time frames agreed upon in this agreement.

Kim Huntley 8-24-23
Kim Huntley Date

Mackenzie Sanders 8-24-23
Mackenzie Sanders, WSBA No. Date
Attorney for Kim Huntley

Jannine Myers 8/24/23
Jannine Myers, WSBA No. 37408 Date
Attorney for City of Everett

Cassie Franklin 10/03/2023
Cassie Franklin Date
Mayor, City of Everett













Settlement Agreement Between the City of Everett and Kim Huntley


Final Audit Report

2023-10-04

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