

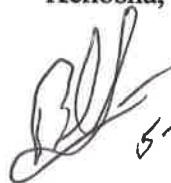
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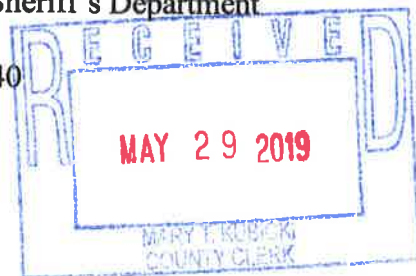
ITEMIZED NOTICE OF CLAIM PURSUANT TO WIS. STAT. SECTION 893.80

Mary Kubicki
Kenosha County Clerk
1010 – 56th Street
Kenosha, WI 53140

Sheriff David G. Beth
Kenosha County Sheriff's Department
1000 – 55th Street
Kenosha, WI 53140

Deputy Adam Barnard
Kenosha County Sheriff's Department
1000 – 55th Street
Kenosha, WI 53140

 5-29-19



Claimant, Sunny Chong, by her attorneys, Habush Habush & Rottier S.C.[®], pursuant to §893.80(1)(d), Wis. Stats., hereby serves upon the Kenosha County, Kenosha County Sheriff's Department and Deputy Adam Barnard, an itemized statement of the relief sought for injuries caused by Deputy Adam Barnard and the Kenosha County Sheriff's Department and therefore states as follows:

1. Claimant, Sunny Chong, is an adult citizen and resident of the City of Racine, County of Racine, whose current address is 6111 Douglas Avenue, Racine, WI 53402.

2. Claimant, Sunny Chong, was injured on January 6, 2017, at or about 6:38 a.m., when a Kenosha County Sheriff's Department vehicle, driven by Deputy Adam Barnard, traveled eastbound in the 1700 block of 52nd Street/Hwy 158, in the City of Kenosha, Kenosha County, Wisconsin, without any emergency lighting activated, merged into the lane in which a vehicle was lawfully driven by claimant, Sunny Chong. The collision caused damage to both vehicles and seriously injured claimant, Sunny Chong. The Kenosha Police Department Accident Report, attached hereto as **Exhibit A**, states that the "Driver Factor" was Operation of a Motor Vehicle in Inattentive, Careless or Erratic Manner by Deputy Adam Barnard. Kenosha County and Kenosha County Sheriff's Department had actual notice of this accident.

3. At all times material, the vehicle driven by Deputy Adam Barnard was owned,

operated and maintained by the above-named parties and Deputy Adam Barnard was in the scope of his employment with the Kenosha County and Kenosha County Sheriff's Department.

4. Due to the negligence of Kenosha County Sheriff's Department employee, Deputy Adam Barnard, Sunny Chong suffered injuries to her low back, left hip, left hand and other injuries. Incorporated is a copy of the following records on disk attached hereto as ***Exhibit B:***

- A. Wheaton Franciscan All Saints
- B. Wheaton Franciscan Medical Group
- C. Dr. Chen's Acupuncture
- D. Brown Family Chiropractic
- E. Milwaukee Radiologists
- F. Racine Anesthesia Services
- G. Walgreens

5. Due to the negligence of Deputy Adam Barnard, Kenosha County and/or Kenosha County Sheriff's Department, its employees and agents, the claimant, Sunny Chong, incurred medical expenses in excess of \$61,891.30 and wage loss of \$3680.85. Incorporated is an itemization of Sunny Chong's damages with itemized billing records and wage loss attached hereto as ***Exhibit C.***

6. The injuries sustained by claimant, Sunny Chong, were caused directly and proximately by the negligence of Deputy Adam Barnard, as agent of Kenosha County and Kenosha County Sheriff's Department in the following respects, among others:

- A. Failure to maintain a proper lookout;
- B. Failure to yield;
- C. Inattentive driving; and

D. Speed too fast for condition.

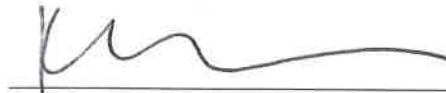
7. Pursuant to §893.80 and §345.05, Wis. Stats., claimant, Sunny Chong, makes claim upon Kenosha County, Kenosha County Sheriff's Department and Deputy Adam Barnard, for bodily injuries, personal injuries, wage loss, mental anxiety and distress and other personal injuries, including but not limited to past and future medical bills, wage loss, and pain and suffering, in the sum of \$250,000.00.

8. The sum total value of the damages suffered by claimant, Sunny Chong, as a result of the aforementioned accident exceeds \$250,000.00.

WHEREFORE, claimant, Sunny Chong, claims compensation from Kenosha County, Kenosha County Sheriff's Department and Deputy Adam Barnard pursuant to §893.80, Wis. Stats., in the amount of \$250,000.00. Pursuant to statute, failure to respond to this claim within 120 days of this presentation constitutes disallowance.


Dated in Kenosha, Wisconsin, this 12th day of May, 2019.

HABUSH HABUSH & ROTTIER S.C.®
Attorneys for Claimant



Kristin M. Cafferty, State Bar No. 1023260

Subscribed and sworn to before me
this 21st day of May, 2019.


Notary Public, State of Wisconsin
My commission expires: 11/22/22



P.O ADDRESS:

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