

KENAI PENINSULA BOROUGH

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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Assembly President
President, Board of Education
Members, Kenai Peninsula Borough Assembly
Members, Kenai Peninsula Borough School District Board of Education

THRU: Mike Navarre, Borough Mayor

FROM: Colette Thompson, Borough Attorney 

COPY: Risk Management Committee

DATE: April 9, 2015

SUBJECT: Litigation Status Report

Following is a summary of the major lawsuits in which the borough and school district are involved. This list does not include the real property tax foreclosures and numerous standard tax collection cases pursued by the borough.

1. **Anderson v. Kenai Peninsula Borough School District and Todd Syverson.** Case No. 3KN-14-857 CI. Robert and Yvonne Anderson filed suit against the school district on October 2, 2014, claiming damages for the district's alleged failure to prevent purported harassment and bullying of their daughter by other students. The district and Mr. Syverson filed an answer denying their claims. Trial is being scheduled for the spring of 2016. Discovery is in process.
2. **King v. Kenai Peninsula Borough.** Case No. 3KN-14-310 CI. Latasha King filed suit against the borough on April 7, 2014, for damages allegedly sustained in a motor vehicle accident on a borough maintained road. The borough filed an answer and a crossclaim against the driver of the vehicle. As plaintiff settled with the driver the parties have agreed to dismiss the driver from the lawsuit. Investigation and discovery are continuing.

3. **Reekie v. KPBSD, et al.** Case no. 3HO-13-67 CI. Justin Reekie, Raymond Reekie and Shawn Leigh Reekie filed suit against the school district, the American Legion, Department of Alaska, Inc. and numerous other entities and individuals for damages allegedly sustained by Justin during baseball batting practice held at Homer High School on March 24, 2010. A mediation was held October 6, 2014, but no settlement was reached. Discovery is continuing and trial has been rescheduled to August 3, 2015.