



## Levy County Board of County Commissioners Agenda Item Summary Form

1. **Name:** Anne Bast Brown  
2. **Organization/Title/Telephone:** County Attorney  
3. **Meeting Date:** Tuesday, May 18, 2021  
4. **Requested Motion/Action:**

Approve the form Individual Release of Claims document ("Release") required to accompany claims for settlement payments from the class action settlement *In Re: Mercedes-Benz Emissions Litigation*, Civil Action Number 16-cv-881, United States District Court for the District of New Jersey, and authorize the Chair to execute each Release to be submitted with the claim for each subject vehicle owned by the County.

5. **Agenda Presentation:** Yes  No  N/A   
6. **Time Requested:** 10 minutes  
7. **Is this Item Budgeted (If Applicable):** Yes  No  N/A   
8. **If no, State Action Required:**  
a. **Budget Action:** N/A  
b. **Financial Impact Summary Statement:** No financial impact  
c. **Detailed Analysis Attached:** N/A  
d. **Budget Officer Approval:** N/A

9. **Background: (Why is the action necessary, and what action will be accomplished) (All supporting documentation must be attached if any)**

A class action lawsuit was filed in the United States District Court for the District of New Jersey alleging problems with the emissions equipment for a variety of vehicles manufactured by Mercedes-Benz and Bosch. The County's Mercedes-Benz ambulances are subject vehicles included in the litigation. A settlement agreement has been reached and is pending the District Court's approval. The settlement allows for installation of an approved emissions modification (AEM) into each of the subject vehicles to address the emissions problems, as well as payments to subject vehicle owners in the amount of \$3,590 per vehicle. There is a possibility of additional funds if certain applications, approvals and performance of proposed AEMs are not completed or met. AEMs have been installed into all of the County's Mercedes ambulances at this time. In order to submit a claim for the funds, a Release must be signed and submitted with each claim. It is recommended that the Board approve the Individual Release of Claims form and authorize the Chair to execute the individual Releases to submit with each subject vehicle.

10. **Recommended Approval**

- a. **Department Director:** Yes  No  N/A   
b. **County Attorney:** Yes  No  N/A   
c. **County Coordinator:** Yes  No  N/A   
d. **Other:** Yes  No  N/A