# Gmail

## FW: Filas: 3RD PARTY RELEASE.7-19-2012

**Terry Cochran** <TCochran@cochranfoley.com>            Thu, Jul 19, 2012 at 9:30 AM

To: Tamara Filas's e-mail redacted

Dear Ms Filas,

Please find attached Def Culpert's release consistent with his offer to settle. After I received the release, I called Attorney Hassouna and asked if he had spoken to his Clt about the other two conditions outlined in my prior e-mail. Attorney Hassouna indicated that he had draft answers to our interrogatories and that Mr. Culpert was on his way to work but was not in the scope and course of his employment at the time of the accident. In addition, he is checking to make sure that Mr. Culpert is the sole owner of the vehicle.

Thank you,

Terry L. Cochran
Cochran, Foley & Associates, P.C.
15510 Farmington Road
Livonia, Michigan 48154
(734) 425-2400
tcochran@cochranfoley.com

**From:** Ahmed M Hassouna [mailto:Ahmed_M_Hassouna@Progressive.com]
**Sent:** Thursday, July 19, 2012 9:18 AM
**To:** Terry Cochran
**Subject:** Filas: 3RD PARTY RELEASE.7-19-2012

Terry:

Please see attached. Please advise as to whether your client will execute the attached Release in order to fully resolve this matter. Thanks.

Best,

-A

Ahmed M. Hassouna, Esq.

Law Offices of Mark E. Williams

Salaried Employees of Progressive Casualty Insurance Company

# RELEASE

For the Sole Consideration of TWENTY THOUSAND AND 00100 ($20.000.00) DOLLARS, the receipt and sufficiency whereof is hereby acknowledged, the undersigned hereby releases and forever discharges KEVIN THOMAS CULPERT, his heirs, executors, administrators, agents and assigns claimed liable or who might be claimed to be liable, none of whom admit any liability to the undersigned but all expressly deny any liability, from any and all claims, demands, damages, actions, causes of action or suits of any kind or nature whatsoever, and particularly on account of all injuries, known and unknown, both to person and property, which have resulted or may in the future develop from an accident which occurred on or about February 19, 2010 in the City of Romulus, County of Wayne, State of Michigan.

Nothing in this release shall be construed as having any effect on any claims that undersigned releasor may have for first-party no fault benefits under the Michigan No Fault Act, MCL § 500.3101, *et seq*.

**THE UNDERSIGNED HEREBY DECLARES AND REPRESENTS** that the injuries sustained are or may be permanent or progressive; and that recovery is or may be uncertain or indefinite. In making this Release it is understood and agreed that the undersigned relies wholly upon his own judgment, belief and knowledge of the nature, extent, effects and duration of said injuries and liability. This release is made without reliance upon any statement or representation of the party or parties hereby released, their representatives or by any physician/surgeon that examined undersigned on their behalf.

Undersigned hereby declares that the terms of this settlement have been completely read and are fully understood and voluntarily accepted for the purpose of making a full and final compromise adjustment and settlement of any and all

claims, disputed or otherwise, on account of the injuries and damages above mentioned, and for the express purpose of precluding forever any further or additional claims arising out of the aforesaid accident.

Undersigned hereby accepts draft or drafts as final payment of the consideration set forth above.

I have hereunto set my hand and seal this _____ day of _____, 201_.


X_____
TAMARA FILAS, Plaintiff


Subscribed and sworn to before me
this _____ day of _____, 201_.


_____
NOTARY PUBLIC
_____ County, Michigan
My Commission Expires:_____


**IN THE PRESENCE OF** TERRY L. COCHRAN, Attorney for the signing party to this Release, who has fully explained the terms of this agreement and acknowledges understanding by the signing party as to the finality of the settlement and the terms thereof against KEVIN THOMAS CULPERT.


_____
TERRY L. COCHRAN (P35890)
Attorney for Plaintiff