

GL-02-20



**COUNTY OF KENOSHA** JAN 14 2020 **COUNTY CLERK**

Mary T. Kubicki



1010 - 56th Street  
Kenosha WI 53140  
(262) 653-2552  
Fax: (262) 653-2564

**CLAIM AGAINST KENOSHA COUNTY**

FULL NAME William Baker DATE 1/5/20

ADDRESS 106 Kilkerry Way  
Loveland, OH 45140

TELEPHONE NUMBER: Home: \_\_\_\_\_  
Cell: 513-638-8484  
Work: \_\_\_\_\_

DATE & TIME OF ACCIDENT OR LOSS October 15

LOCATION OF ~~ACCIDENT~~ Brookside Care Center  
Loss

DESCRIPTION OF ACCIDENT OR LOSS Medline wheel chair  
See attached

WITNESS: Name \_\_\_\_\_  
Address \_\_\_\_\_  
Phone \_\_\_\_\_

AMOUNT OF CLAIM (damages) \$ 159.00

CLAIMANT'S SIGNATURE William Baker

**Please attach receipts, estimates, and/or other supporting data to this form.**

RETURN THIS FORM TO: KENOSHA COUNTY CLERK  
1010 - 56<sup>TH</sup> STREET  
KENOSHA WI 53140

Loss of Property Form Attachment  
County of Kenosha  
Brookside Care Center  
Oct 15, 2019  
William Baker

#### DESCRIPTION OF LOSS

My mother, Marjorie Smith, entered Brookside on September 6, 2019. She came with a Medline Wheel Chair. This was used by attendants to transport her to the food hall and within her room on in Wing Seven. She was in room 710.

On October 15, she was taken to emergency at Aurora Hospital around 7:00 PM. She was diagnosed with congestive heart failure and was told at that time that nothing more could be done to help her and that she could possibly pass away that night. I was asked via phone from friend Mary Dubovik who was with her whether to keep her there or bring her back to Brookside. We elected to have her brought back to Brookside, where she managed to live a few more days until passing on Friday, October 18.

On Saturday my wife and I were gathering up things from her room. As we were about to leave with everything we also looked into the bathroom to get her wheelchair. To our astonishment the wheel chair there was a Brookside wheelchair, equipped with oxygen tank on the back. When we asked the nurse in charge where it was she had no idea. We also checked with Jasmine, one of the nurses who attended my mother regularly, who knew exactly what her chair looked like. She checked all over and came back empty. She told the nurse in charge to put out a search for it. So, we left, headed back to Cincinnati where we live. When we checked with the chief day nurse on Tuesday, she knew nothing about the lost wheel chair matter and as far as she know no notice had been circulated for people to be on the look out for it. So, she put something out. That turned up nothing. Following that, I talked to Assistant Director of Nursing, Rita McFarland. She put out another search and came up with nothing. And now we are to the point of filing this loss.

After thinking about this, I believe the loss occurred on the Tuesday night my mother was taken to emergency. Apparently, after coming back to Brookside, she needed a chair that was equipped to hold an oxygen tank, which hers wasn't. So, the change was likely made then. However, what was done with her own wheel chair and who did it, seems to be totally unknown. Yet, surely there are time sheets that show who was on duty at the time. Regardless whose fault, negligence was clearly shown in handling my mother's wheel chair to the point that no one knew where it was nor who might have put it anywhere but in her room where it belonged.

The list price for this wheel chair is: \$350 but they sell online for about \$159.

The further frustration for me on this is that I am currently renting a wheel chair at about \$89 a month that began December 4 and will last up to 3 months because of having major ankle surgery on Dec 5. I would have used my mother's instead, had it been available.

**So, I am seeking compensation for this loss of property due to negligence on the part of Brookside in the amount of \$159.**



William Baker