



Winnebago County

Office of the County Clerk

The Wave of the Future

NOTICE OF CLAIM

Date: November 16, 2017
To: Doug, Linda and Joan
Re: Claim from Bollenbeck Fyfe, S.C.; on behalf of Henry L. Griesbach for injuries sustained during EAA at Wittman Regional Airport on August 4, 2017

This claim will be presented to the County Board at their December 19, 2017 meeting.

JOHN A BODNAR
Corporation Counsel
LINDA L STAFFARONI
Paralegal

OSHKOSH (920) 236-4752
FOX CITIES (920) 727-2880
FAX (920) 424-7798



MARY ANNE MUELLER
Assistant Corporation Counsel
TRACY A ROSENTHAL
Paralegal

OSHKOSH (920) 236-4753
FOX CITIES (920) 727-2880
FAX (920) 424-7798

The Wave of the Future
Winnebago County
Office of Corporation Counsel

448 ALGOMA BOULEVARD * PO BOX 2808 * OSHKOSH WI 54903-2808
jbodnar@co.winnebago.wi.us * lstaffaroni@co.winnebago.wi.us

August 14, 2017

Email: jhoof@wingsinsurance.aero

JANAYE HOOF
ACCOUNT EXECUTIVE
WINGS INSURANCE GLOBAL SOLUTIONS
14871 PIONEER TRAIL
EDEN PRAIRIE MN 55347

RE: **Henry Griesbach**
Date of Injury: **July 28, 2017**

Dear Ms. Hoof:

Please find enclosed a letter, dated August 2, 2017, which I received from Attorney Andrew Wagener regarding injuries to his client, Henry Griesbach. According to Mr. Wagener, Mr. Griesbach was injured on July 28, 2017, while he was volunteering on behalf of the EAA Aviation Foundation at a fly-in occurring on that day at Wittman Regional Airport, which is owned by Winnebago County. In that your company is the agent for Wittman Regional Airport's insurance carrier, Global Aerospace Incorporated, I am providing you with a copy of the above-referenced letter, as well as a memorandum I received, dated August 8, 2017 from Peter Moll, Wittman Regional Airport Director, regarding the above-referenced incident to provide notice to the insurance company of a possible claim against Wittman Regional Airport. The two documents that I am forwarding to you are the only documents that I presently have in my possession regarding this incident.

If you or the insurance company's adjuster have any questions, please contact Peter Moll, Airport Director, by telephone at (920) 236-4930 or by email at pmoll@co.winnebago.wi.us. You may also contact me at (920) 236-4752 or jbodnar@co.winnebago.wi.us.

Respectfully,

John A Bodnar
Winnebago County Corporation Counsel

l/s
Enclosure

cc: Peter Moll, Director, Wittman Regional Airport
Doug Petraszak, Assistant Director, Winnebago County Finance Department

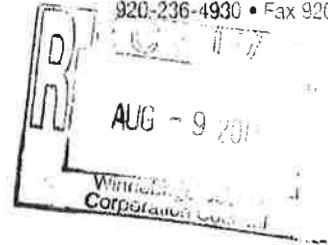




**Wittman Regional Airport
Oshkosh**

Peter M. Moll
Airport Director


525 W. 20th Avenue
Oshkosh, Wisconsin 54902-6871
920-236-4930 • Fax 920-233-7522



MEMO

August 8, 2017

To: John Bodnar

From: Peter Moll 

Re: Attached letter regarding incident during EAA AirVenture 2017

John:

We received the attached letter from Bollenbeck Fyfe S.C. on Friday, August 4, 2017. Apparently Mr. Griesbach, a Flightline Ops volunteer for EAA, was struck by an aircraft wing near the intersection of Taxiway A and Taxiway B during AirVenture while directing aircraft traffic. Oshkosh Fire Department, Winnebago County Sheriff's Department, and EAA Risk Management personnel responded to the incident. Mr. Griesbach, as I now understand, is still hospitalized as a result of his injuries.

I was not aware of this incident until late Thursday, August 3 when I was having an unrelated conversation with Mr. Jim Casper, the Chairman of EAA Flightline Operations, and the supervisor for Mr. Griesbach. Jim Casper only had brief details to offer.

I contacted Karen Kryzaniak, EAA Risk Manager, for her input. She had responded to the incident with David Nelson, Senior Claims Adjuster for Associated Aviation Underwriters. Karen told me that Textron, the owner of the aircraft that allegedly struck Mr. Griesbach, was aware of the incident (I'm told the pilot was unaware he had hit Mr. Griesbach) and has been in contact with EAA and Associated Aviation Underwriters.

I have no photos, video or any other documents to offer Andrew Wagener, nor do any of our staff members.

Do you want me to respond to Mr. Wagener, or will you take that responsibility?



BOLLENBECK | FYFE s.c.

EDWARD R. BOLLENBECK (1953-1994)
RICHARD E. BOLLENBECK*
*ALSO COURT COMMISSIONER
ANDREW WAGENER
STUART J. SPAUDE
DOUGLAS M. FYFE**
**ALSO ADMITTED IN ILLINOIS

EVERY STEP OF THE WAY
W6260 COMMUNICATION COURT
APPLETON, WISCONSIN 54914
APPOINTMENTS AVAILABLE IN:
STURGEON BAY AND RHINELANDER

TELEPHONE (920) 735-1711
FAX (920) 735-1710
E-MAIL law@bollenbeckfyfe.com
www.bollenbeckfyfe.com

August 2, 2017

Wittman Regional Airport
c/o Peter Moll
525 W 20th Avenue
Oshkosh, WI 54902

EAA Aviation Foundation, Inc.
c/o CT Corporation Systems
301 S. Bedford St. Suite
Madison, WI 53703



RE: My Client: Henry L. Griesbach
Date of Loss: July 28, 2017

To Whom It May Concern:

I have been retained to represent Henry L. Griesbach, in the above entitled matter. Kindly acknowledge my representation and direct all inquiries or correspondence to my attention.

It would be appreciated if you would please contact your insured for permission to disclose the applicable policy limits. If my client has signed any authorizations, please consider them revoked effective immediately. Additionally, please furnish me with a copy of any statements taken from my client, whether in writing or by recording device.

This letter is also intended as a formal notice that we consider any video or video stills pertaining to this claim or the persons involved, photographs depicting the incident or vehicles involved, any event data recorder from the vehicles involved, and any recorded statements in any format regarding this claim, and any other relevant evidence to be essential to my client's claim, thereby creating a duty that you preserve and safely store this evidence keeping it in the same condition it was in at the time of the incident. Failure to take adequate steps to preserve the evidence may result in imposition of sanctions by the court if and when this case proceeds into litigation.

Sincerely,

BOLLENBECK FYFE, S.C.

Andrew Wagener
Attorney at Law

NAW/pes

cc: Henry Griesbach III

