

Behind the Curtain and Before the Bench: A Speed-Run Through Litigated Claims



MIABC's Legal Department

April 9, 2026


INITIAL CLAIM

A Slip... and a Fall...

- A Claimant has written in to the City to complain that they've slipped and fallen on a City sidewalk.
- Who at the City should be responsible for monitoring complaints?
- What communications should we be having with the Complainant?
- What information should we begin gathering at this point?



DOCUMENTATION



Proof is in the Paper...

The Streets Department is unable to locate any written inspection records for this stretch of the sidewalk

- How does this affect the strength of the claim?
- Are there other avenues to prove inspection and maintenance was done?
- How might this affect the City's "Core Policy" defence?

LITIGATION

Lawsuit Initiated

The Claimant has retained counsel, and the City is served with a Notice of Civil Claim

- What should the City do with this NOCC?
- What early discussions are the lawyers having?
- What are the key case deadlines?
- If there are other parties involved (contractors, developers, etc.), how does this affect our course of action?

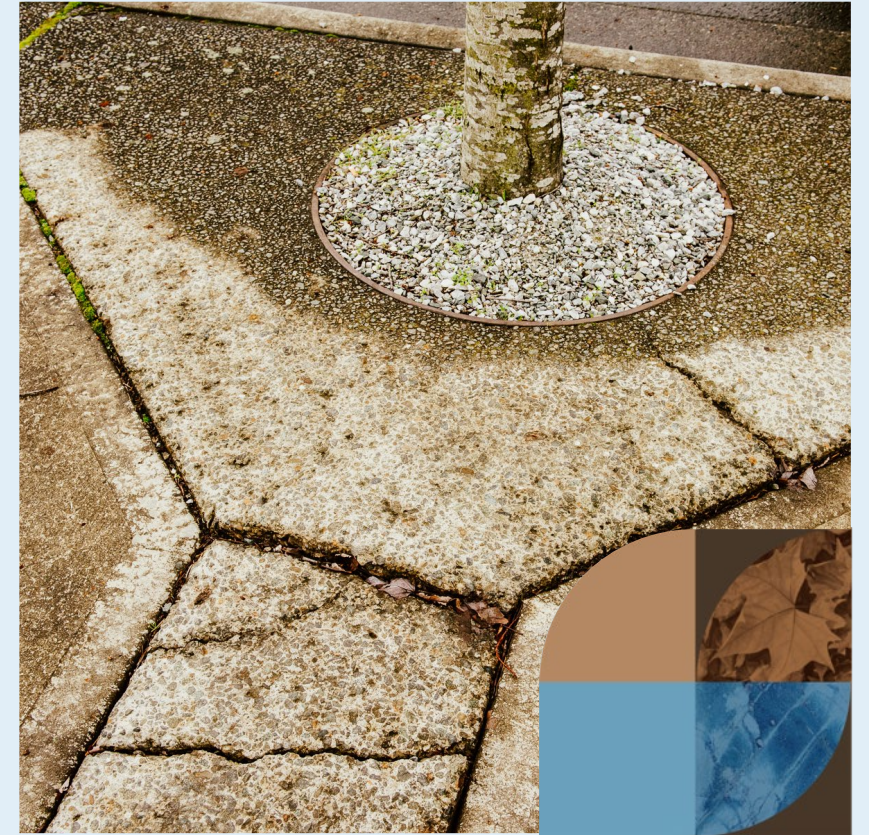


DISCOVERIES

Discoveries Set

RTCC is Filed, matter set down for discoveries

- Who should the City's discovery representative be?
- What should the discovery rep. do in advance of the discovery?
- What happens if the rep. doesn't know the answer to a question posed in discovery?



EARLY RESOLUTION

Off-Ramps

The parties explore early-resolution possibilities.

- What options exist?
- What are some of the pros / cons of different early resolution opportunities?



ADJUDICATION

Trial... and Other Adventures



The parties did not resolve the file through settlement / mediation

- What adjudicative options exist?
- What will City employees need to do to prepare?
- What will the legal team need to do to prepare?



Questions?