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man. They also did the same with the owner of the building. The real issue is we did not inspect it as for the interlocking device so that the gate could be closed when the elevator moved. And the issue at trial would be, is that reckless? Now we had I don't know how many different inspectors look at it. It should have been in there. It was a piece that was supposed to be in there. We did not, when we inspected it, do that. And I think it's fairly clear that had that piece been there, you know, the elevator wouldn't have moved and the gate wouldn't have...the gate would have had to have been down before the elevator moved. So, if we go to trial, what would happen? Is there a chance that you could win? Yes, but you got to weigh it on probabilities. And this is...and I don't know how much time I have, but, Senator Chambers, this is where I want to engage you. If I...my first reaction to your observation is that if I'm a little shaky about my lawyer, why would I want to go to trial with him? And do I have the chance of losing more? Now that's...I mean, you know, that's what the floor of the Legislature is all about is laying all the cards out there. I'm not saying that's the case, but...

PRESIDENT MAURSTAD: One minute.

SPEAKER KRISTENSEN: ..but I'm telling you, you got to think about that, if you have that position, you've got to think about that. Now, if you...if you take it from my point of view, am I more likely to lose more if I go to trial? I think you're going to lose more if you go to trial. And I...it's a matter of risk management at this point. I think it's a fair settlement. If you hit a \$3 million verdict and we're going to be responsible for \$3 million. The other thing you got to consider here is that these people have been negotiating, this is a figure that the family is comfortable with and think that they can settle for, and quite frankly figure that this is settled for. If you don't, sure, they can go back to trial, and they're going to spend probably another two to three years going through trial. My trouble is that interest is going to run on this thing, because it's a wrongful death case, and the interest on that is going to get pretty high.

PRESIDENT MAURSTAD: Time. Thank you, Senator Kristensen. Senator Schimek, on FA139 to LB 882. Senator Schimek. Senator