



Legislation Text

File #: 120907, **Version:** 1

120907
SUBSTITUTE 1

The Chair

Substitute resolution authorizing settlement of lawsuit, *Estrella Javier, et al. v. City of Milwaukee, et al.*, Case No. 07-C-0204.

This Resolution authorizes a settlement payment in the lawsuit of *Estrella Javier, et al. v. City of Milwaukee, et al.*, Case No. 07-C-0204, in the amount of \$600,000.00

Whereas, The plaintiffs, Estrella and Daniela Javier and the Estate of Wilbert Prado, have filed a lawsuit against the City of Milwaukee and the Estate of Alfonzo Glover, which resulted in a verdict of \$1,850,000; and

Whereas, following an appeal and remand for a new trial on the issue of scope of employment, the plaintiffs have agreed to settle this lawsuit in the amount of \$600,000.00; and

Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it expeditious and just to pay this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officials be and are hereby authorized and directed to issue a City check in the amount of \$600,000.00 payable to the order of DeWitt Ross & Stevens, S.C. Trust Account, in full and final settlement of all monetary damages sought in this lawsuit, including reasonable attorney's fees and costs, on receipt of a Release of Claims, approved as to form and execution by the City Attorney, said amount to be charged to the Damages and Claims Fund, Account No. 0001-1490-S118-006300.

City Attorney

JAS
October 17, 2012

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