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May 17, 2018

To the Honorable Common Council
of the City of Milwaukee
Room 205 – City Hall

Re: Proposed Settlement in *Kevin Jermaine Bell v. City of Milwaukee, et al.*, Case No.: 17-CV-605; *Mario Daryl Woods v. City of Milwaukee, et al.*, Case No.: 17-CV-606; *Deleon Mosby v. City of Milwaukee, et al.*, Case No.: 17-CV-607; *Terrance Lee Martin v. City of Milwaukee, et al.*, Case No.: 17-CV-666; *David Bernard Fletcher v. City of Milwaukee, et al.*, Case No.: 17-CV-694; *Sedarian Williams v. City of Milwaukee, et al.*, Case No.: 17-CV-735; *Joseph Gill v. City of Milwaukee, et al.*, Case No.: 17-CV-1154; *Derrick Griffin v. City of Milwaukee, et al.*, Case No.: 17-CV-1363

Dear Council Members:

Enclosed please find a proposed substitute resolution. We provide the following background and recommendation. A companion substitute resolution to reserve and appropriate funds to the Special Purpose Account to fund the proposed settlement has been filed contemporaneously.

The plaintiffs individually filed eight separate federal court cases in the Eastern District of Wisconsin alleging claims for unconstitutional body-cavity searches against numerous police officers and the City of Milwaukee. The cases were then consolidated for the purposes of discovery due to the common issues of fact and law in all eight cases.

After conducting appropriate discovery regarding these claims, the court conducted mediation of all eight cases together. We provide the following recommendation as a result of that mediation.



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The proposed settlement to resolve all eight cases is for a total of \$375,000.00. This sum payment will be divided between the parties and their attorneys as follows: (1) \$173,333.33 to the "Rohde Dales LLP Trust Account" to be paid to the plaintiffs for their damages; (2) \$105,833.34 in attorneys' fees and costs to be paid directly to "The Shellow Group"; and (3) \$95,833.33 in attorneys' fees and costs to be paid directly to Rohde Dales LLP of \$95,833.33.

Because settlement in these matters is deemed expeditious, we recommend settlement on these terms, and have enclosed the appropriate substitute resolution for your convenience.

Very truly yours,



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City Attorney



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Assistant City Attorney

EBC:cdr

Enclosure

1032-2017-1104/249250