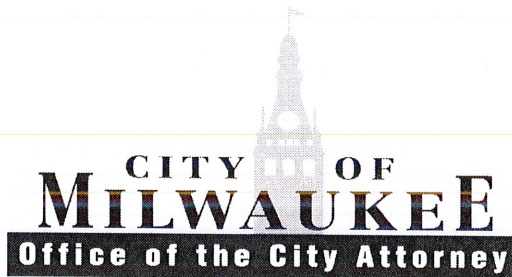


EVAN C. GOYKE
City Attorney

MARY L. SCHANNING
ROBIN A. PEDERSON
JENNIFER L. WILLIAMS
Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

HEIDI WICK SPOERL
KATHRYN Z. BLOCK
THOMAS D. MILLER
PETER J. BLOCK
PATRICK J. MCCLAIN
HANNAH R. JAHN
JOANNA FRACZEK
JULIE P. WILSON
MEIGHAN M. ANGER
ALEXANDER R. CARSON
ALEXANDER T. MUELLER
ALEXANDER D. COSSI
LISA A. GILMORE
KATHERINE A. HEADLEY
SHEILA THOBANI
L. ANTHONY JACKSON
STACY J. MILLER
JORDAN M. SCHETTLE
THERESA A. MONTAG
ALEXANDER E. FOUNDOS
TRAVIS J. GRESHAM
KYLE W. BAILEY
JOSEPH M. DOBBS
WILLIAM K. HOTCHKISS
CLINT B. MUCHE
ZACHARY A. HATFIELD
MEGHAN C. MCCABE
MARIA E. MESOLORAS
CYNTHIA HARRIS ORTEGA
Assistant City Attorneys

June 28, 2024

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

Re: Resolution Authorizing Settlement of the Lawsuit Entitled
Nelly Hernandez et al. v. City of Milwaukee et al.
Case No. 23-CV-3779

Dear Council Members:

Enclosed please find a proposed resolution to approve a settlement for \$300,000.00 to settle the claims raised by Nelly Hernandez and Manuel Munoz in the lawsuit *Nelly Hernandez et al. v. City of Milwaukee et al.*, Milwaukee County Circuit Court Case No. 23-CV-3779, as well as a fiscal impact statement.

Plaintiffs allege that, on or about August 3, 2020, plaintiff Nelly Hernandez was traveling southbound on Highway 175 near Canal Street in the City of Milwaukee, and that, at the same time and place, defendant Paul Tremaine was operating a City of Milwaukee truck when the two vehicles collided via Mr. Tremaine hitting the rear end of Ms. Hernandez's vehicle. Based on current Wisconsin law, challenging liability in circumstances surrounding a rear end collision is extremely difficult. Plaintiffs allege injuries and damages as a result of this accident. Special damages in this case currently total more than \$300,000.00.



To the Honorable Common Council

June 28, 2024

Page 2

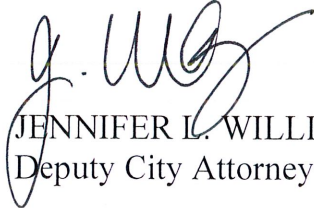
This matter was previously heard and approved of in closed session by the Judiciary and Legislative Committee. We ask that the resolution be introduced and referred to the Committee on Judiciary & Legislation, with the recommendation that it be approved by the entirety of the Council.

Very truly yours,



EVAN C. GOYKE

City Attorney



JENNIFER L. WILLIAMS

Deputy City Attorney

Electronically signed by Kyle Bailey

KYLE BAILEY

Assistant City Attorney

ECG/JLW/KB/dpb

Enclosures

1061-2023-935:292118