

**LRB-FISCAL REVIEW SECTION ANALYSIS**

**JUDICIARY AND LEGISLATION COMMITTEE**

**ITEM 5, FILE # 020166**

**MAY 29, 2002**

**MARK A. RAMION**

File #020166 is a resolution authorizing settlement of the claim for attorney's fees and costs in *Deida v. City of Milwaukee, et al.*, Case No. 01-C-0324.

**Background**

This resolution authorizes payment of the claim for attorney's fees and costs the case entitled *Deida v. City of Milwaukee, et al.*

**Discussion**

1. This resolution represents a federal court award for attorney's fees and costs relative to the case of Rosemary Deida, cited for placing religious tracts under the windshield wipers of cars.
2. The federal court also issued a permanent injunction against the enforcement of s.101-3 of the Milwaukee Code with respect to its adoption of s.346.94 (4), Wis. Stats., prohibiting the placement of leaflets on vehicles parked in the street.
3. This resolution will settle claims and fees associated with this case.

**Fiscal Impact**

1. The total amount of this resolution is \$12, 614.71, to be paid from the Damages and Claims Fund Special Purpose Account (SPA).
2. On May 28, 2002, the Damages and Claims Fund Special Purpose Account had a balance of \$1,113,447.71. Upon approval of this resolution and other resolutions before the Judiciary and Legislation Committee today, the 2002 Damages and Claims Fund SPA will have a balance of \$917,833.

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LRB-Fiscal Review Section  
May 28, 2002

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