

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVÁN
JARELY M. RUIZ
ROBIN A. PEDERSON
Assistant City Attorneys

October 24, 2008

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

Re: *Estate of Justin Fields v. Nawotka, et al.*
Case No. 03-C-1450

Dear Council Members:

Enclosed is a substitute resolution recommending settlement of the above-referenced matter, along with a second, new resolution, which would authorize contingent borrowing to fund the settlement. We ask that both resolutions be referred to the appropriate committee or committees for review.

This case stems from a police-involved shooting, which occurred on March 2, 2003. The plaintiff is the Estate of the decedent, Justin Fields. We have conducted significant discovery and other work regarding this matter, and we also mediated the case before a United States Magistrate Judge. Pursuant to the mediation process, we recommend settlement of all claims, along with all related attorneys fees and costs, for the total amount of \$1,600,000. As noted above, we have enclosed an appropriate substitute resolution and a new resolution, along with a fiscal note, for your reference.

Very truly yours,

GRANT F. LANGLEY
City Attorney

SUSAN E. LAPPEN
Assistant City Attorney

SEL:enm
Enclosures

1032-2003-3770.001/138414