## **GRANT F. LANGLEY**

City Attorney

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December 12, 2016

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

Re:

Proposed Settlement in Eddie Mason v. City of Milwaukee, et al.

Case No. 16-C-1006

Dear Council Members:

Enclosed please find a proposed resolution. We ask that it be introduced and referred to the Committee on Judiciary and Legislation with the following recommendation.

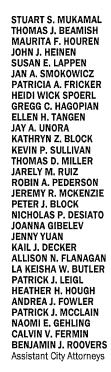
Mason sued the city and various police officers, claiming a violation of his civil rights through the use of excessive force and an unreasonable search and seizure. He is a 57 year old resident of the city and works as an investigator for a local law firm.

On May 29, 2012, Mason claims that he was at his home, grilling out, when officers from a bicycle patrol came to his door, looking for a person who turned out to be Mason's son. When the son exited the home, one officer allegedly arrested the son.

Mason allegedly followed the officer and his son, asking about the reason for the arrest. Mason then became aware that two other officers had entered his home; the officers allegedly entered the home without a warrant, without the permission of any adult resident of the home, and without legal justification for such an entry without permission.

Mason asserts that he then told the officers to leave his home. He claims that one of the officers in response grabbed him, pinned him to the ground, and struck him in the face, fracturing the orbital rim of his left eye. Mason was arrested but no charges were ever brought against him.

Mason incurred medical expenses of \$30,552.30 and last wages of \$825.00, for a total of special damages of \$31,337.30. As a result of negotiations with our office, he is willing





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to accept \$110,000.00 to settle all of his claims for these special losses, his pain and suffering, and his reasonable attorneys' fees and expenses.

Because settlement in this matter is deemed expeditious, we recommend payment of the proposed settlement amount, and have enclosed an appropriate resolution for your convenience.

Very truly yours,

GRANT FLANGLEY

City Attorney

JAN A. SMOKOWICZ Assistant City Attorney

Enclosure

JAS/JAS

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