

GRANT F. LANGLEY
City Attorney

VINCENT D. MOSCHELLA
MIRIAM R. HORWITZ
ADAM B. STEPHENS
MARY L. SCHANNING
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

STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
GREGG C. HAGOPIAN
ELLEN H. TANGEN
JAY A. UNORA
KATHRYN Z. BLOCK
KEVIN P. SULLIVAN
THOMAS D. MILLER
JARELY M. RUIZ
ROBIN A. PEDERSON
JEREMY R. MCKENZIE
PETER J. BLOCK
NICHOLAS P. DESIATO
JOANNA GIBELEV
JENNY YUAN
KAIL J. DECKER
ALLISON N. FLANAGAN
LA KEISHA W. BUTLER
PATRICK J. LEIGL
HEATHER H. HOUGH
ANDREA J. FOWLER
PATRICK J. MCCLAIN
NAOMI E. GEHLING
CALVIN V. FERMIN
BENJAMIN J. ROOVERS
Assistant City Attorneys

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 lost 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




To the Honorable Common Council
of the City of Milwaukee
December 12, 2016
Page 2

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 F. LANGLEY
City Attorney



JAN A. SMOKOWICZ
Assistant City Attorney

Enclosure

JAS/JAS

1032-2016-1655:234511