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April 15, 2019

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

Re: Estate of James Franklin Perry, et al. v. Cheryl Wenzel, et al.
C.I. File No. 1032-2012-1529.001

Dear Council Members:

Enclosed is a proposed resolution and fiscal note authorizing payment of a settlement amount regarding the above-referenced matter. We request that the enclosed documents be referred to the appropriate committee for review.

The Estate of James Franklin Perry brought suit alleging violations of Mr. Perry's constitutional rights. Extensive litigation has been conducted, and to date, plaintiffs' attorney fees are estimated at approximately \$1.5 million dollars. Because this case involves a death in custody, there are risks associated with proceeding to trial. Therefore, the City Attorney recommends settlement for the amount of \$2.3 million.

Very truly yours,


GRANT F. LANGLEY
City Attorney


SUSAN E. LAPPEN
Assistant City Attorney

SEL:cdr

Enclosures
1032-2012-1529.001/258146

