



Legislation Details (With Text)

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On agenda: **Final action:** 3/22/2007

Effective date:

Title: Resolution authorizing settlement of the lawsuit entitled Estate of Edward Pundsack, v. City of Milwaukee, for the total amount of \$50,000.

Sponsors: THE CHAIR

Indexes: LITIGATION, SUITS PAYMENT, SUITS SETTLEMENT

Attachments: 1. Fiscal Note.pdf, 2. Letter from the City Attorney's Office

Date	Ver.	Action By	Action	Result	Tally
2/27/2007	0	COMMON COUNCIL	ASSIGNED TO		
3/2/2007	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
3/19/2007	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
3/22/2007	0	COMMON COUNCIL	ADOPTED	Pass	14:0
3/28/2007	0	MAYOR	SIGNED		

061458
ORIGINAL

THE CHAIR

Resolution authorizing settlement of the lawsuit entitled Estate of Edward Pundsack, v. City of Milwaukee, for the total amount of \$50,000.

This resolution authorizes settlement of the lawsuit of the Estate of Edward Pundsack et al. v. City of Milwaukee, et al Case No. 04-C-1207, Dawn Pundsack and Douglas Pundsack v. City of Milwaukee, Arthur Jones and Mark Wagner, in the total amount of \$50,000.

Whereas, The plaintiffs, the Estate of Edward Pundsack, Dawn Pundsack, the child of Mr. Pundsack and Mr. Pundsack's father, have filed a civil rights lawsuit against the City of Milwaukee, former Chief Arthur Jones and Sergeant Mark Wagner; and

Whereas, The parties have entered into a settlement agreement, to settle the above-referenced lawsuit for the total amount of \$50,000; and

Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it expeditious and just to settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$50,000 payable to the order of Davis & Gelshenen, LLP, Iolta Client Trust Account, in full and final settlement of this lawsuit, said amount to be charged to the Damages and Claims Fund, Account No. 0001-1490-0001-S118-006300; and, be it

Further Resolved, That for and in consideration of the above-referenced payment, plaintiffs and their attorneys will provide to the City a release of any and all claims arising out of or in any way related to this incident and a stipulation and order for dismissal of the pending court action.

City Attorney

SEL:dms

January 10, 2007

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