



Legislation Details (With Text)

File #: 161350 **Version:** 0

Type: Resolution **Status:** Passed

File created: 1/18/2017 **In control:** COMMON COUNCIL

On agenda: **Final action:** 2/7/2017

Effective date:

Title: Resolution authorizing settlement of claims in the lawsuit entitled Naythan A. Schwab v. Milwaukee Police Department, et al, for the total amount of \$7,500.

Sponsors: THE CHAIR

Indexes: SUITS SETTLEMENT

Attachments: 1. City Attorney Letter.pdf, 2. Fiscal Impact Statement.pdf

Date	Ver.	Action By	Action	Result	Tally
1/18/2017	0	COMMON COUNCIL	ASSIGNED TO		
1/25/2017	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/30/2017	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
2/7/2017	0	COMMON COUNCIL	ADOPTED	Pass	15:0
2/16/2017	0	MAYOR	SIGNED		

161350
ORIGINAL

THE CHAIR

Resolution authorizing settlement of claims in the lawsuit entitled *Naythan A. Schwab v. Milwaukee Police Department, et al*, for the total amount of \$7,500.

This resolution authorizes settlement of claims raised by the plaintiff, Naythan A. Schwab, in the lawsuit entitled *Naythan A. Schwab v. Milwaukee Police Department, et al.*, Case No. 15-CV-264, in the United States District Court for the Eastern District of Wisconsin for the total amount of \$7,500.

Whereas, Plaintiff Naythan A. Schwab filed a civil rights lawsuit against the Milwaukee Police Department and certain employees of the City of Milwaukee, Case No. 15-CV-264; and

Whereas, Naythan A. Schwab and the City of Milwaukee have entered into an agreement to settle the claims raised by him in the above-referenced lawsuit for the total amount of \$7,500; and

Whereas, The City Attorney recommends that the City of Milwaukee 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 \$7,500.00 payable to the order of the Judge Lang & Katers, LLC trust account on behalf of Naythan A. Schwab, as soon as practicable, in full and final settlement of this lawsuit, to be charged to the Damages and Claims Fund, Account No. 636506-0001-1490-S118-006300; and, be it

Further Resolved, That for and in consideration of the above-referenced payment, Mr. Schwab will provide to the City a release as approved by the City Attorney of any and all claims arising out of or in any way related to the subject incident, and a stipulation and proposed order to dismiss the claims raised in the pending court action.

City Attorney
Naomi E. Gehling
January 17, 2017

1032-2015-1051/235984