

**INFORMATIONAL REPORT ON THE STATUS OF PENDING LITIGATION
AND NOTICE OF CLAIMS**

**PREPARED BY THE MILWAUKEE COUNTY
OFFICE OF CORPORATION COUNSEL**

DATE: June 21, 2024

TO: Marcelia Nicholson, Chairwoman, Milwaukee County Board of Supervisors
Justin Bielinski, Chairman, Committee on Judiciary, Safety and General Services

FROM: Karen L. Tidwall, Deputy Corporation Counsel

SUBJECT: Status of Pending Litigation and Notice of Claims¹

Civil Rights / Jail / HOC / BHD

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
1	<i>Estate of the Unborn child of Jennifer Jawson et al. v. Milwaukee County et al.</i> (12/10/2016)	E.D. Wis. 19-CV-1008	Hansen Reynolds	Section 1983 – Deliberate indifference to medical needs including failure to deliver to	<ul style="list-style-type: none"> • 04/11/2017: Notice of claim filed against Jail and Armor; • 07/15/2019: Complaint filed; • 01/30/2020: Motion to dismiss by County fully briefed; • 02/06/2020: Motion to bifurcate and stay discovery filed by County;

¹ Please note: Updates for ongoing cases listed on previous reports appear in **bold type**. Information for new cases appears in standard type and are starred (*).

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
	stillborn birth by inmate)			methadone clinic and give medicines.	<ul style="list-style-type: none"> • 08/19/2020: County’s motion to dismiss granted in part and denied in part, dismissing claims brought by the estate, dismissing federal and state claims against County officer, but permitting two claims against County to proceed; • 09/01/2020: Answer to Amended Complaint filed and discovery ongoing; • 04/30/2021: Telephonic Scheduling Conference held; • 12/17/2021: Discovery deadline extended; • 01/27/2022: Joint motion requesting status conference; • 02/03/2022: Dispositive motion deadline stricken; status conference held on 02/22/2022; • 03/30/2022: County’s motion for summary judgment and joint <i>Daubert</i> motion to exclude plaintiff’s expert’s testimony filed; • 06/09/2022: Plaintiff’s response filed; • 07/11/2022: County’s reply brief deadline for summary judgment extended and filed, fully briefed and awaiting decision; • 08/09/2022: County’s motion for summary judgment granted in favor of County defendants; • 09/20/2022: Status conference held; Court orders the County to file a brief by 10/20/2022 addressing issues of whether the County must indemnify Armor employees; • 10/20/2022: County’s motion to clarify 08/09/2022 decision and order granting them

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<p>summary judgment in full on the issue of indemnification;</p> <ul style="list-style-type: none"> • 11/21/2022: Plaintiff’s response brief filed; • 12/06/2022: County’s reply brief filed; • 03/09/2023: Mediation canceled by the Court because of high unlikelihood of success; • 03/28/2023: County’s motion for summary judgment on the issue of indemnification granted; defendant Milwaukee County dismissed with one County defendant remaining; • 01/08/2024: Final pre-trial as to non-County defendants held; the remaining County defendant dismissed on 01/11/2024; • 02/26/2024: Jury trial as to non-County defendant; • 02/28/2024: Verdict against plaintiffs in favor of all defendants entered; • 03/11/2024: Plaintiff’s motion for default judgment as to Armor filed; • 04/01/2024: County’s opposition filed; pending ruling.
2	<i>Christensen, et al. v. Sullivan, et al.</i>	96-CV-1835	Husch Blackwell; OCC	Jail population and health care	<ul style="list-style-type: none"> • 03/29/2018: Report by National Institute of Corrections (NIC) issued – Sheriff’s Office addressed 15 of 17; recommendations and remaining 2 recommendations being addressed – 1) staffing analysis to be completed with NIC direction and by an outside consultant and 2) policy review and update;

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					<ul style="list-style-type: none"> • 09/24/2018: mediation with Armor, ACLU, Legal Aid Society before former Justice Crooks; • 10/24/2018: Hearing wherein Dr. Shansky was ordered to draft a report concerning the October 16, 2018 inspection of the Jail; • 12/03/2018: Dr. Shansky report submitted; • 02/27/2019: Status conference held; • 03/04/2019: Court entered order approving County to contract with Wellpath for medical and dental care for inmates effective 04/01/2019; • 06/17/2019: Dr. Shansky's report filed; • 06/18/2019: Status conference held; • 11/22/2019: Status conference occurred; • October 2020: Dr. Shansky visit has been postponed indefinitely; • 10/01/2020: Status conference occurred; • 01/21/2021: Status conference occurred; • 02/24/2021: Status conference adjourned; • 03/03/2021: Status conference held; • 05/17/2021: Milwaukee County Jail received accreditation from the National Commission on Correctional Health Care (NCCHC); • 06/16/2021: Status conference held; • 08/10/2021: Status conference held; Court informed parties that he has read Dr. Shansky's report and things appear to be going in the right direction; • 10/19/2021: Status conference held; County gives court a synopsis as to how parties are making progress and requests another status date;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 11/23/2021: Status conference held; Court is informed that parties are moving towards termination of the Decree for reasons stated on record; • 08/08/2022: Status conference with Court re: parties working together on addressing various issues; status conference scheduled for 09/22/2022 and held; • 11/15/2022: Status conference held; • 02/22/2023: Review hearing held; • 03/19/2024: Status conference held; • 05/28/2024: Status conference held; • 08/21/2024: Status conference scheduled.
3	<i>Ramon Alvarado v. Jackson, et al.</i>	Consolidated E.D. Wis. 19- CV-194 7th Cir. 22-2860	OCC	Section 1983 – Excessive force and violation of due process.	<ul style="list-style-type: none"> • 02/26/2019: Complaint filed; • 07/10/2019: Answer filed; • 12/17/2019: Motion to amend complaint pending; • 08/28/2020: Plaintiff’s motion to amend complaint denied; • 11/16/2020: Discovery deadline extended; • 12/17/2020: Dispositive motion deadline extended; • 12/09/2020: Motion hearing held; motion to compel discovery is denied and motion for order to compel deposition and costs are granted; • 01/08/2021: Discovery deadline extended; • 03/22/2021: County’s summary judgment filed; • 05/12/2021: Plaintiff’s response brief filed, pending court decision;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 06/09/2021: County’s reply brief in support of summary judgment filed, fully briefed and awaiting decision; • 08/04/2021: County’s summary judgment granted in part and denied in part; summary judgment is granted for all claims against (2) of the County defendants; but denied as to (1) claim against (1) County defendant; • 08/19/2021: Status conference held; • 08/26/2021: Plaintiff’s motion for reconsideration of summary judgment filed; • 09/08/2021: County’s motion for extension of time filed and granted; County’s brief in opposition to plaintiff’s motion for reconsideration filed 10/07/2021; • 10/22/2021: Plaintiff’s motion to subpoena, motion for order of writ of habeas corpus, and agreement to reimburse pro bono fund filed; • 11/04/2021: Plaintiff’s motion for reconsideration of summary judgment denied; • 11/08/2021: Status conference scheduled and held denying plaintiff’s outstanding motions; • 12/09/2021: Status conference held to discuss trial dates; parties are too far apart to settle or engage in meaningful mediation; • 04/06/2022: County’s motions in limine filed; • 04/13/2022: Plaintiff’s motions in limine filed; • 04/22/2022: Final pretrial conference held; • 05/16/2022: Jury Trial held; • 05/17/2022: Verdict in favor of defense; judgment entered; • 05/24/2022: Plaintiff’s motion challenging jury selection procedure;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 06/09/2022: Plaintiff’s motion for judgment as a matter of law; • 06/10/2022: County’s brief in opposition to jury pool challenge filed, pending ruling; • 06/30/2022: County’s brief in opposition to motion for judgment filed, pending ruling; • 09/23/2022: County’s motion for sanctions filed; • 09/27/2022: Order denying Plaintiff’s pending motions and denying County’s motion for sanctions as moot; • 10/20/2022: Notice of Appeal filed; • 04/29/2024: Appellant’s brief filed; • 07/19/2024: Appellee’s brief deadline extended; • 08/09/2024: Appellant’s reply brief deadline extended.
4	<i>Deron Love v. Milwaukee County, et al.</i>	E.D. Wis. 21-CV-685	OCC	Section 1983 – Conditions of confinement.	<ul style="list-style-type: none"> • 06/03/2021: Summons and Complaint filed; • 09/13/2021: County’s motion for extension of time to file answer filed and granted; • 10/22/2021: Answer filed; • 12/20/2021: Plaintiff’s motion to suspend litigation filed; • 12/28/2021: County’s motion to dismiss plaintiff’s action against certain defendants due to non-service of the complaint filed; • 12/29/2021: County’s response to plaintiff’s motion to suspend litigation filed; • 04/05/2022: County’s motion to dismiss plaintiff’s action against certain defendants due to non-service granted; Milwaukee County remains sole defendant; • 05/04/2022: Rule 16 scheduling conference held;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 05/05/2022: Amended complaint filed; • 06/15/2022: County’s motion to dismiss filed; • 06/24/2022: County’s motion to stay deadlines filed; • 06/28/2022: Plaintiff’s response to County’s motion to dismiss and motion to stay deadlines filed; • 06/30/2022: Motion to stay deadlines vacated; plaintiff may file a response brief or second amended complaint by 08/15/2022; • 07/09/2022: Rule 26(a)(1) initial disclosures deadline; • 08/09/2022: Amended pleadings deadline; • 10/19/2022: Court orders that plaintiff may file a response to County’s motion to dismiss or an amended complaint by 11/04/2022; • 10/24/2022: Plaintiff’s second amended complaint filed; • 11/07/2022: Answer filed; • 03/15/2023: County’s motion to dismiss deadline; • 04/01/2023: Amended pleadings deadline; • 10/02/2023: Discovery deadline extended; • 12/29/2023: County’s motion for summary judgment filed; • 03/03/2024: Plaintiff’s response brief filed; • 04/19/2024: County’s reply brief filed, fully briefed and awaiting decision; • 06/18/2024: Summary judgment granted in favor of County defendant; • 07/18/2024: Plaintiff’s deadline to appeal.
5	<i>The Estate of Brian Collins, et al. v.</i>	E.D. Wis. 21-CV-1438	Hansen Reynolds	Section 1983 – Wrongful death	<ul style="list-style-type: none"> • 12/17/2021: Complaint filed; • 03/18/2022: Answer filed;

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	<i>Milwaukee County, et al.</i>				<ul style="list-style-type: none"> • 06/28/2022: Joint report of Rule 26(f) filed; • 02/15/2023: County’s stipulation to dismiss one County defendant filed and granted, other County defendants remain; • 04/10/2023: Second motion to amend complaint filed (plaintiff withdrew first motion); • 04/17/2023: County’s brief in opposition to second motion to amend complaint filed; • 12/14/2023: Motion hearing held; motion to amend/correct scheduling order granted and status conference set for 01/19/2024 and held; • 03/08/2024: Armor’s attorney filed notice of appearance; • 08/30/2024: Discovery deadline; • 10/04/2024: Dispositive motions deadline.
6	<i>Brandy Bond v. Nichols, et al.</i>	E.D. Wis. 20-CV-910 7th Cir. 24-1681	OCC	Section 1983 – Unwanted administration of antipsychotic drugs	<ul style="list-style-type: none"> • 06/16/2020: Complaint filed; • 04/01/2022: Answer filed; • 04/20/2022: Plaintiff’s motion to amend complaint and motion to appoint counsel filed; • 04/25/2022: Rule 26 discovery plan filed; • 06/14/2022: Updated claim filed by plaintiff; • 06/15/2022: Amended pleadings deadline; • 06/27/2022: County’s motion to strike updated claim filed, pending ruling; • 08/11/2022: Plaintiff’s motion to strike filed; • 09/08/2022: County’s response to motion to strike filed; • 10/21/2022: Discovery deadline; • 11/07/2022: County’s motion to strike updated claim filed granted; plaintiff’s motion to strike denied; • 11/17/2022: Dispositive motion deadline extended to 12/05/2022;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 12/05/2022: County’s motion for summary judgment filed; • 12/19/2022: Plaintiff’s response brief filed; • 01/04/2023: County’s reply filed; • 01/18/2023: Plaintiff’s objections to County’s reply brief filed, fully briefed and awaiting decision; • 07/17/2023: Plaintiff’s motion to appoint counsel filed and denied on 03/31/2024; • 03/31/2024: Summary judgment granted in favor of named defendant; • 04/23/2024: Notice of Appeal as to Court’s order to terminate motions and terminate party filed; • 04/23/2024: Plaintiff’s response to Court’s request to identify Doe defendant filed; • 04/24/2024: Appellate Court orders appellant to file a brief memorandum as to why the appeal should not be dismissed for lack of jurisdiction by 05/08/2024; • 04/26/2024: Plaintiff’s deadline to identify Doe defendant; Court warns failure to do so will result in dismissal; • 05/08/2024: Appellant’s response to lack of jurisdiction filed; • 05/16/2024: Appellees’ response to lack of jurisdiction filed; • 06/06/2024: Appeal dismissed for lack of jurisdiction; case remains pending with respect to potential identification of other defendant.
7	<i>Trevor Young, Jr. v. Lt. Jones, et al.</i>	E.D. Wis. 22-CV-130	OCC	Section 1983 – Excessive force.	<ul style="list-style-type: none"> • 02/01/2022: Complaint filed; • 06/03/2022: Answer filed;

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					<ul style="list-style-type: none"> • 08/19/2022: County’s motion for summary judgment on exhaustion grounds filed; • 09/12/2022: Plaintiff’s response brief on exhaustion grounds filed; • 10/26/2022: County’s reply brief on exhaustion grounds filed; • 01/31/2023: County’s motion for summary judgment on exhaustion grounds denied; • 05/01/2023: County’s motion to compel discovery and stay discovery and dispositive deadlines filed; • 05/05/2023: Plaintiff’s response to County’s motion to compel discovery and stay discovery and dispositive deadlines filed; • 05/16/2023: County’s reply brief filed; • 05/23/2023: Plaintiff’s reply brief filed; • 08/01/2023: Discovery deadline extended; • 08/31/2023: County’s motion for summary judgment filed; • 09/22/2023: Plaintiff’s response brief filed; • 10/06/2023: County’s reply brief filed, fully briefed and awaiting decision; • 04/10/2024: County’s motion for summary judgment denied; • 09/26/2024: Adjourned telephone conference; • 10/30/2024: Jury Trial.
8	<i>Jermaine McAdory v. Limon, et al.</i>	E.D. Wis. 22-CV-598 7th Cir. 24-1703	Crivello Carlson	Section 1983 – Due process; conditions of confinement	<ul style="list-style-type: none"> • 05/19/2022: Complaint filed; • 09/09/2022: Answer filed; • 12/12/2022: County’s motion for summary judgment on exhaustion grounds filed; • 01/11/2023: Plaintiff’s response brief on motion for summary judgment on exhaustion grounds filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 01/25/2023: County’s reply brief on motion for summary judgment on exhaustion grounds and to stay proceedings filed; • 03/02/2023: County’s motion for summary judgment on exhaustion grounds denied; • 06/22/2023: Notice of appearance by outside counsel firm Crivello Carlson; • 09/25/2023: Discovery deadline extended; • 10/25/2023: County’s motion for summary judgment filed; • 12/21/2023: Plaintiff’s response filed; • 01/05/2024: County’s reply brief filed, fully briefed and awaiting decision; • 03/25/2024: Summary judgment granted in favor of County defendants; • 04/24/2024: Plaintiff’s deadline to appeal; • 04/25/2024: Notice of Appeal filed; • 04/26/2024: Docketing statement filed; • 05/23/2024: Appellant’s memorandum stating why this appeal should not be dismissed for lack of jurisdiction filed; • 06/11/2024: Appellees’ response filed, awaiting decision.
9	<i>Jumal Lee Lipscomb v. White, et al.</i>	E.D. Wis. 21- CV-818	OCC	Section 1983 – Deliberate indifference to medical need.	<ul style="list-style-type: none"> • 07/06/2021: Complaint filed; • 09/16/2022: County’s Non-Acceptance of Service for non-county defendants filed; • 11/02/2022: Sheriff Denita Ball named for purposes of identifying Doe defendant; • 01/30/2023: Plaintiff’s motion to substitute County defendant filed and granted; • 03/31/2023: Answer filed; • 05/01/2023: Motion to Amend Complaint filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 06/20/2023: Motion to Amend Complaint denied without prejudice; plaintiff may file a proposed amended complaint by 07/20/2023; • 06/27/2023: County’s response to Court’s request to identify Nurse Jane Doe defendant filed; • 07/05/2023: Deadline for defendants to identify Nurse Jane Doe defendant; • 07/25/2023: Plaintiff’s unsigned proposed amended complaint filed; • 08/04/2023: County’s motion for summary judgment on exhaustion grounds filed; • 09/11/2023: Plaintiff’s motion for leave to file amended complaint filed and denied; plaintiff may file an amended complaint by 11/01/2023. All case deadlines are stayed; • 10/02/2023: County’s motion for summary judgment on exhaustion grounds denied as moot; • 10/20/2023: Plaintiff’s proposed amended complaint filed, pending screening; • 12/14/2023: Plaintiff’s proposed amended complaint screened; • 02/12/2024: Answer as to County defendants filed; pending service as to Amor defendants.
10	<i>Pernail McDougle v. Cunningham, et al.</i>	E.D. Wis. 21-CV-1447	OCC	Section 1983 – Due process.	<ul style="list-style-type: none"> • 12/20/2021: Complaint filed; • 11/22/2022: Answer filed; • 02/06/2023: Motion for summary judgment on exhaustion grounds deadline; • 02/23/2023: Plaintiff’s motion identifying Doe defendant filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 04/19/2023: Plaintiff’s motion identifying Doe defendant granted; County’s answer deadline 06/19/2023; • 06/14/2023: Answer filed; • 07/07/2023: Plaintiff’s deadline to identify remaining Doe defendants expired without filing; • 09/06/2023: Discovery deadline extended; • 10/06/2023: County’s motion for summary judgment on the merits filed; • 01/19/2024: Plaintiff’s response brief filed; • 02/02/2024: County’s reply brief filed, fully briefed and awaiting decision; • 05/24/2024: Summary judgment granted in favor of County defendants; • 06/24/2024: Plaintiff’s deadline to appeal.
11	<i>Glen Jeffrey v. Sobek, et al.</i>	E.D. Wis. 22-CV-123	OCC	Section 1983 – Excessive force.	<ul style="list-style-type: none"> • 01/31/2022: Complaint filed; • 12/15/2022: Answer filed; • 02/20/2023: Motion for summary judgment on exhaustion grounds deadline; • 08/08/2023: Plaintiff’s motion to stay proceedings filed; • 11/02/2023: Discovery deadline extended; • 12/04/2023: County’s motion for summary judgment filed; • 02/08/2024: Plaintiff’s response brief filed; • 02/29/2024: County’s reply brief filed, fully briefed and awaiting decision.
12	<i>Alphonse Antoine v. Medina, et al.</i>	E.D. Wis. 22-CV-125	Crivello Carlson	Section 1983 – Conditions of confinement; <i>Monell.</i>	<ul style="list-style-type: none"> • 08/22/2022: Complaint filed; • 12/19/2022: Answer and motion to dismiss for failure to state a claim filed; • 02/23/2023: County’s motion to dismiss for failure to state a claim denied;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 03/08/2023: Answer to amended complaint filed; • 04/24/2023: Motion for summary judgment on exhaustion grounds deadline; • 06/22/2023: Notice of appearance by outside counsel firm Crivello Carlson; • 01/22/2024: Discovery deadline extended; • 02/23/2024: County's motion for summary judgment filed; • 07/01/2024: Plaintiff's response deadline extended.
13	<i>Robert Cartledge v. Geason</i>	E.D. Wis. 22-CV-501	OCC	Section 1983 – Excessive force	<ul style="list-style-type: none"> • 04/26/2022: Complaint filed; • 03/03/2023: Answer filed; • 09/29/2023: Discovery deadline; • 10/30/2023: County's motion for summary judgment filed; • 01/25/2024: Plaintiff's response brief filed; • 02/08/2024: County's reply brief filed, fully briefed and awaiting decision; • 05/28/2024: Summary judgment granted in favor of County defendant; • 06/27/2024: Plaintiff's deadline to appeal.
14	<i>Calvin Lee v. Milwaukee County Wisconsin, et al.</i>	E.D. Wis. 22-CV-1089 7th Cir. 24-1945	Crivello Carlson	Section 1983 – <i>Monell</i> re: Conditions of confinement	<ul style="list-style-type: none"> • 11/14/2022: Amended Complaint filed; • 02/23/2023: Answer filed; • 04/24/2023: Motion for summary judgment on exhaustion grounds deadline; • 05/30/2023: Plaintiff's response to County's answer to amended complaint filed; • 07/24/2023: Discovery deadline; • 12/08/2023: County's motion for summary judgment filed; • 01/11/2024: Plaintiff's response brief filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 01/18/2024: County’s reply brief filed, fully briefed and awaiting decision; • 05/14/2024: Summary judgment granted in favor of County defendant; • 06/04/2024: Notice of Appeal filed; • 07/12/2024: Appellant’s brief deadline; • 08/12/2024: Appellee’s brief deadline; • 09/03/2024: Appellant’s reply brief deadline.
15	<i>Travis Dickerson v. Milwaukee County, et al.</i>	E.D. Wis. 22-CV-1432	OCC	Section 1983 – First Amendment; <i>Monell</i>	<ul style="list-style-type: none"> • 12/01/2022: Complaint filed; • 02/23/2023: Response to Court’s order filed; • 04/04/2023: Answer filed; • 05/15/2023: Plaintiff’s request for Court to “Rule an Order against Milwaukee County Government Official Employees” filed; • 10/02/2023: Plaintiff’s motion for summary judgment filed; • 10/03/2023: County’s motion to consolidate cases filed; • 10/24/2023: County’s motion to consolidate granted; E.D. Wis. 23-CV-599 will proceed under this case number; • 11/02/2023: Answer to complaint in E.D. Wis. Case No. 23-cv-599 filed; • 01/08/2024: Motion for summary judgment on exhaustion deadline; • 04/08/2024: Discovery deadline; • 05/08/2024: County’s motion for summary judgment filed; • 06/10/2024: Plaintiff’s response brief filed; • 06/24/2024: County’s reply brief due.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
16	<i>Terrance Fitch v. The State of Wisconsin, et al.</i>	E.D. Wis. 23-CV-82	OCC	Section 1983 – Deliberate indifference	<ul style="list-style-type: none"> • 03/14/2023: Proposed amended complaint filed; • 06/07/2023: Plaintiff’s motion to amend complaint is granted; the amended complaint dated 03/08/2023 is the operative complaint; • 08/03/2023: County’s motion to dismiss for failure to state a claim filed; • 08/07/2023: Plaintiff’s brief in opposition to motion to dismiss filed; • 08/21/2023: County’s reply brief filed; • 08/22/2023: Plaintiff’s brief in opposition filed; • 09/11/2023: Proposed amended complaint filed; • 02/13/2024: County’s motion to dismiss for failure to state a claim granted, litigation as to non-County Defendants continues.
17	<i>Birk-Ail-El (Syrus T. Birkley) v. Taylor, et al.</i>	E.D. Wis. 22-CV-1366	OCC	Section 1983 – Excessive force; due process	<ul style="list-style-type: none"> • 11/17/2022: Complaint filed; • 08/10/2023: Answer filed; • 10/13/2023: Motion for summary judgment on exhaustion grounds deadline; • 02/28/2024: County’s motion for sanctions filed; • 02/29/2024: Discovery deadline extended; • 03/27/2024: County’s motion to stay deadlines filed and granted; • 04/04/2024: Court orders plaintiff to file a written document showing cause by 5/15/2024 and warns failure to do so will result in dismissal; • 05/13/2024: Plaintiff’s affidavit for entry of default judgment filed instead of response to motion for sanctions, pending court ruling.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
18	<i>Howard Elwon Burt-Brazziel v. Glaze, et al.</i>	E.D. Wis. 22- CV-796	Crivello Carlson	Section 1983 – Conditions of confinement	<ul style="list-style-type: none"> ● 07/11/2022: Complaint filed; ● 08/25/2023: Answer filed; ● 10/30/2023: County’s motion for summary judgment on exhaustion filed; ● 11/20/2023: Plaintiff’s response brief filed; ● 12/04/2023: County’s reply brief filed, fully briefed and awaiting decision.
19	<i>Josiah Seefeldt v. McPike</i>	E.D. Wis. 23- CV-652	OCC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> ● 06/07/2023: Amended complaint filed; ● 09/11/2023: County’s motion to dismiss for failure to state a claim filed; ● 09/25/2023: Plaintiff’s response brief filed; ● 10/09/2023: County’s reply brief filed, case fully briefed and awaiting ruling; ● 11/21/2023: County’s motion to dismiss for failure to state a claim denied; ● 12/05/2023: Answer filed; ● 02/06/2024: County’s motion for summary judgment on exhaustion filed; Court orders case deadlines stayed; ● 03/18/2024: Plaintiff’s response brief filed; ● 05/31/2024: County’s reply brief filed, fully briefed and awaiting decision.
20	<i>Keenan Knight v. Avery, et al.</i>	E.D. Wis. 23- CV-886	OCC	Section 1983 – Excessive force; Supervisor liability	<ul style="list-style-type: none"> ● 07/05/2023: Complaint filed; ● 10/13/2023: Answer filed; ● 12/28/2023: Motion for summary judgment on exhaustion deadline; ● 06/18/2024: Discovery deadline extended; ● 07/18/2024: Motion for summary judgment on the merits deadline extended.
21	<i>Estate of Brieon Green (Laquita Dunlap</i>	E.D. Wis. 23- CV-1308	Hansen Reynolds	Section 1983 – Occupant death	<ul style="list-style-type: none"> ● 10/04/2023: Complaint filed; ● 11/02/2023: Answer filed; ● 11/29/2024: Discovery deadline;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
	<i>administrator) v. Amaya, et al.</i>		Emile Banks & Associates		<ul style="list-style-type: none"> 01/10/2025: Dispositive motions deadline; 05/22/2025: Final pretrial; 06/02/2025: Jury trial.
22	<i>Syris T. Birkley v. Nitz, et al.</i>	E.D. Wis. 23-CV-110	OCC	Section 1983 – Due process	<ul style="list-style-type: none"> 01/27/2023: Complaint filed; 11/06/2023: Answer filed; 11/14/2023: Plaintiff’s order to add claims denied as to false imprisonment claim; granted as to defamation of character claim; 01/22/2024: County’s motion for summary judgment on exhaustion filed; 02/08/2024: Plaintiff’s response brief filed; 02/22/2024: County’s reply brief filed, fully briefed and awaiting decision; 05/13/2024: Plaintiff’s affidavit of default judgment filed.
23	<i>S.O. v. Milwaukee County Sheriff’s Department, et al.</i>	E.D. Wis. 23-CV-1241	Hansen Reynolds	Section 1983 – Cruel and unusual punishment; negligence; negligent and intentional infliction of emotional distress; assault; battery; sexual assault.	<ul style="list-style-type: none"> 09/20/2023: Complaint filed; 10/30/2023: Answer filed; 04/08/2024: WCMIC filed Intervenor Complaint seeking judgment declaring that there is no insurance coverage available to County Defendant Fernandez-Rosa under the Public Entity Liability policies of WCMIC’s insurance policy; 06/13/2024: Plaintiff’s answer to Intervenor Complaint filed; 07/01/2024: County Defendant Fernandez-Rosa’s deadline to answer WCMIC’s Intervenor Complaint extended; 09/05/2024: Discovery deadline; 10/07/2024: Dispositive motions deadline.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
24	<i>Levell Morgan v. Wellpath LLC, et al</i>	E.D. Wis. 23-CV-972	OCC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> ● 07/20/2023: Complaint filed; ● 12/11/2023: Answer filed; ● 03/13/2024: Motion for summary judgment on exhaustion deadline extended; ● 07/29/2024: Discovery deadline extended; ● 08/26/2024: Motion for summary judgment on the merits deadline extended.
25	<i>Joshua Legister v. Collins, et al.</i>	E.D. Wis. 23-CV-419	OCC	Section 1983 – Retaliation	<ul style="list-style-type: none"> ● 09/28/2023: Amended complaint filed; ● 12/15/2023: Answer filed; ● 02/19/2024: Motion for summary judgment on exhaustion deadline; ● 05/20/2024: Discovery deadline; ● 06/20/2024: Motion for summary judgment on the merits deadline.
26	<i>Alper Kolcu v. Ball</i>	E.D. Wis. 22-CV-1552	OCC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> ● 12/27/2022: Complaint filed; ● 09/06/2023: Sheriff Denita Ball named for purposes of identifying the Doe defendants; ● 04/05/2024: Plaintiff’s Petition for Writ of Mandamus filed; ● 04/23/2024: Plaintiff’s deadline to identify Doe defendants extended; ● 06/20/2024: Status conference scheduled to discuss the plaintiff’s many frivolous filings violative of the Court’s orders and that do not comply with the Federal Rules of Civil Procedure.
27	<i>Martin Hying v. Hodges, et al.</i>	E.D. Wis. 23-CV-1361	OCC	Section 1983 – First Amendment	<ul style="list-style-type: none"> ● 10/13/2023: Complaint filed; ● 12/29/2023: County’s motion to dismiss for failure to state a claim filed and denied; ● 04/01/2024: County’s second motion to dismiss for failure to state a claim and lack of jurisdiction filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 04/15/2024: Plaintiff’s response filed; • 04/29/2024: County’s reply filed; • 05/08/2024: County’s motion to dismiss granted in part; County defendants dismissed and Jail Doe defendants added; • 06/21/2024: Plaintiff’s deadline to file an Amended Complaint extended.
28	<i>Mutaz M. Abushawish, et al. v. Milwaukee County, et al.</i>	E.D. Wis. 20-CV-1914 7th Cir. 23-1658	Crivello Carlson	<i>Monell</i> claim	<ul style="list-style-type: none"> • 11/20/2020: Summons and Complaint filed; • 12/28/2020: Answer and notice of removal to federal court filed; • 04/15/2021: Scheduling conference held; • 12/10/2021: County’s motion for summary judgment filed; • 12/13/2021: Plaintiffs motion for summary judgment filed; • 01/25/2022: Plaintiff’s response brief filed; • 01/27/2022: County’s response brief filed; • 02/08/2022: County’s reply brief filed; • 02/10/2022: Plaintiff’s reply brief in support of their summary judgment filed, fully briefed and awaiting decision; • 06/08/2022: County’s and Plaintiff’s motions for summary judgment granted in part and denied in part, such that the case will proceed; • 07/06/2022: County’s motion to alter judgment or amend judgment filed; • 07/27/2022: Plaintiff’s brief in opposition to County’s motion to alter judgment or amend judgment filed; • 08/11/2022: County’s reply brief to alter judgment or amend judgment filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 03/20/2023: County’s motion to alter judgment or amend judgment denied; • 04/04/2023: County’s notice of appeal and docketing statement filed; • 04/27/2023: Mediation scheduled; • 06/16/2023: Appellant’s brief deadline extended and filed; • 07/17/2023: Appellees’ brief filed; • 08/07/2023: Appellant’s reply brief filed; • 12/13/2023: Oral argument adjourned upon joint motion of parties; • 04/19/2024: Stipulated agreement filed with Seventh Circuit to remand to District Court for filing of joint stipulation to dismiss action; • 06/04/2024: Status conference held in District Court; parties resolved case at mediation, case is closed for administrative purposes.
29	<i>The Estate of Ceasar Stinson, et al. v. Milwaukee County, et al.</i>	21-CV-4515 E.D. Wis. 21-CV-1046 7th Cir. 22-3043	Hansen Reynolds, LLC	Fatal auto accident involving a deputy’s squad	<ul style="list-style-type: none"> • 07/29/2021: Summons and Complaint filed; • 09/09/2021: County’s notice of removal to federal court filed; • 09/16/2021: Answer filed; • 09/16/2021: County’s motion for partial judgment on pleadings filed; • 10/06/2021: Plaintiff’s response to County’s motion for partial judgment on pleadings filed; • 10/20/2021: County’s reply brief in support of motion for partial judgment on pleadings filed; pending decision; • 05/02/2022: County’s motion for partial judgment on pleadings granted in part and

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<p>denied in part; count two of plaintiff's complaint is dismissed without prejudice as to County defendants;</p> <ul style="list-style-type: none"> • 06/21/2022: Interim settlement report filed; • 07/01/2022: County's motion for partial summary judgment with respect to sole remaining federal claim filed; • 07/29/2022: Plaintiff's brief in opposition to county's motion for partial summary judgment filed; • 08/12/2022: County's reply brief filed; • 10/14/2022: Motion in limine and Daubert motion deadline vacated; • 10/18/2022: County's motion for partial summary judgment denied; • 11/14/2022: Notice of Appeal filed by the County; • 12/20/2022: Stipulation of partial dismissal filed and granted; Milwaukee County is dismissed as an appellant with one County defendant remaining; • 02/21/2023: Appellant's brief filed; • 04/06/2023: Appellees brief filed; • 04/12/2023: Appellees' amended jurisdictional statement filed; • 04/27/2023: Appellant's reply brief filed, matter fully briefed; • 02/22/2024: Oral argument held; and awaiting decision.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
30	<i>Shanterra Johnson v. Tucek, et al.</i>	E.D. Wis. 23-CV-1370	OCC	Section 1983	<ul style="list-style-type: none"> • 10/13/2023: Complaint filed; • 11/28/2023: Answer filed; • 01/24/2024: County’s motion to dismiss for failure to state a claim and improper service filed; • 02/14/2024: Plaintiffs’ response brief deadline expired without filing; awaiting court decision.
31	<i>Michael Shilbauer v. Unknown Nurse Practitioners</i>	E.D. Wis. 23-CV-1158	OCC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> • 08/30/2023: Complaint filed; • 01/08/2024: Answer filed; • 02/05/2024: Plaintiff’s motion to amend complaint filed and granted; • 04/08/2024: Amended complaint filed; • 06/07/2024: Answer filed; • 08/12/2024: Motion for summary judgment on exhaustion grounds deadline; • 09/12/2024: Deadline for plaintiff to identify newly named Doe defendants; • 11/12/2024: Discovery deadline; • 12/12/2024: Motion for summary judgment on the merits deadline.
32	<i>Bobbie Bowen v. Walker, et al.</i>	E.D. Wis. 23-CV-64	Crivello Carlson	Section 1983 – Conditions of confinement	<ul style="list-style-type: none"> • 01/17/2023: Complaint filed; • 12/27/2023: Answer filed; • 03/28/2024: Joint report of Rule 26(f) filed; • 04/16/2024: Plaintiff’s counsel’s notice of withdrawal filed; • 06/04/2024: Plaintiff’s motion to appoint counsel granted; all deadlines stayed pending recruitment of counsel for the plaintiff.
33	<i>Terrence Fitch v. Puetz, et al.</i>	E.D. Wis. 23-CV-1448	OCC	Section 1983	<ul style="list-style-type: none"> • 10/30/2023: Complaint filed; • 02/15/2024: County’s motion to dismiss filed;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> 04/03/2024: Plaintiff’s response brief filed, pending decision.
34	<i>Darryl Edwards v. Milwaukee County, et al.</i>	E.D. Wis. 22-CV-1455	OCC	Section 1983 – <i>Monell</i>	<ul style="list-style-type: none"> 08/28/2023: Amended Complaint filed; 02/12/2024: County’s motion to dismiss amended complaint filed and denied as moot; 03/11/2024: Plaintiff’s motion for leave to file amended complaint filed and granted; 03/25/2024: Second amended complaint filed; 05/24/2024: Answer filed; 07/29/2024: Motion for summary judgment on exhaustion grounds deadline; 10/28/2024: Discovery deadline; 12/02/2024: Motion for summary judgment on the merits deadline.
35	<i>Hirte v. Milwaukee County, Wisconsin, et al.</i> <i>(Estate of Cilivea Thyron)</i>	E.D. Wis. 23-CV-1683	Hansen Reynolds, LLC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> 12/19/2023: Complaint filed; 01/24/2024: Answer filed; 03/08/2024: Answer filed for recently served County defendant; 04/14/2025: Discovery deadline; 05/14/2025: Dispositive motions deadline.
36	<i>Joseph Lee Benson v. Doe, et al.</i>	E.D. Wis. 23-CV-1218	OCC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> 11/20/2023: Amended complaint filed; 03/13/2024: Plaintiff’s motion to name proper defendant filed and granted on 03/25/2024; 05/22/2024: Answer filed; 07/22/2024: Motion for summary judgment on exhaustion grounds deadline; 10/23/2024: Discovery deadline; 11/22/2024: Motion for summary judgment on the merits deadline.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
37	<i>Freddie James McDougal, Jr. v. Lucas</i>	E.D. Wis. 23-CV-1670	Crivello Carlson	Section 1983 – <i>Monell</i>	<ul style="list-style-type: none"> • 12/13/2023: Complaint filed; • 04/29/2024: Answer filed; • 06/14/2024: Motion for summary judgment on exhaustion grounds deadline; • 10/01/2024: Discovery deadline; • 10/30/2024: Motion for summary judgment on the merits deadline.
38	<i>Cortez A. Jones v. Alexander, et al.</i>	E.D. Wis. 23-CV-1659	Crivello Carlson	Section 1983 – Excessive force	<ul style="list-style-type: none"> • 12/11/2023: Complaint filed; • 04/29/2024: Answer filed; • 06/13/2024: County’s motion for summary judgment on exhaustion grounds filed; • 07/15/2024: Plaintiff’s response brief deadline; • 09/30/2024: Discovery deadline; • 10/30/2024: Motion for summary judgment on the merits deadline.
39	<i>Freddie James McDougal, Jr. v. Aramark Correctional Food Service Staff, et al.</i>	E.D. Wis. 24-CV-109	OCC	Section 1983 – Deliberate indifference	<ul style="list-style-type: none"> • 01/26/2024: Complaint filed; • 05/21/2024: Answer filed; • 05/30/2024: County’s motion for summary judgment filed; • 07/12/2024: Plaintiff’s response brief deadline; • 08/23/2024: Plaintiff’s deadline to identify Doe defendants; • 10/23/2024: Discovery deadline.
40	<i>Ronald Schroeder v. Thomas, et al.</i>	E.D. Wis. 23-CV-1245	OCC	Section 1983 – <i>Monell</i> , First Amendment	<ul style="list-style-type: none"> • 09/20/2023: Complaint filed; • 05/24/2024: Answer filed; • 07/29/2024: Motion for summary judgment on exhaustion grounds deadline; • 10/28/2024: Discovery deadline;

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
					<ul style="list-style-type: none"> • 12/02/2024: Motion for summary judgment on the merits deadline.
41	<i>Marwan Mahajni v. Milwaukee County, et al.</i>	E.D. Wis. 24-CV-416	OCC	Section 1983 – Due process; <i>Monell</i> ; Failure to intervene; Negligent infliction of emotional distress; Cruel and unusual punishment	<ul style="list-style-type: none"> • 04/06/2024: Complaint filed; • 06/28/2024: Answer deadline extended.
42	<i>Leon Banks v. Ball, et al.</i>	E.D. Wis. 23-CV-1560	OCC	Section 1983 – Wrongful pretrial custody	<ul style="list-style-type: none"> • 03/15/2024: Amended complaint filed; • 04/01/2024: Sheriff Ball named as a limited defendant for purposes of helping plaintiff identify Doe defendants; • 06/24/2024: Plaintiff’s deadline to identify the Doe defendants extended.
43	<i>Marcus L. Lewis v. Szudarski, et al.</i>	E.D. Wis. 24-CV-150	OCC	Section 1983 – Unreasonable search and seizure	<ul style="list-style-type: none"> • 03/11/2024: Amended complaint filed; • 06/17/2024: Answer filed.
44	<i>Jamal D. Jones v. Foley, et al.</i>	E.D. Wis. 22-CV-694	OCC	Section 1983 – Conditions of confinement	<ul style="list-style-type: none"> • 03/28/2024: Second Amended Complaint filed; • 07/01/2024: Answer deadline.
45	<i>Lawrence Gregory Burns v. Polk, et al.</i>	E.D. Wis. 23-CV-1266	OCC	Section 1983 – Deliberate indifference to medical need	<ul style="list-style-type: none"> • 01/05/2024: Amended Complaint filed; • 07/01/2024: Answer deadline.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
46	<i>Aracelio Zabala v. Milwaukee County Sheriffs Office, et al.</i>	E.D. Wis. 24-CV-577	Outside Counsel	Section 1983 – Wrongful arrest; Deliberate indifference; Negligent supervision and training; Malicious prosecution; Failure to intervene	<ul style="list-style-type: none"> • 05/10/2024: Complaint filed; • 07/12/2024: Answer deadline.
*47	<i>Monica D. Nash v. Milwaukee County, et al.</i>	E.D. Wis. 24-CV-442	OCC	Section 1983 – Fourteenth Amendment – Equal Protection	<ul style="list-style-type: none"> • 05/02/2024: Amended Complaint filed; • 08/05/2024: Answer deadline.

Personal Injury

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
48	<i>Alyssa Mack, et al. v. Kongpheng Vang, et al.</i>	22-CV-7380 E.D. Wis. 22-CV-1531	Crivello Carlson	Use of force incident involving deputy sheriffs	<ul style="list-style-type: none"> • 11/17/2022: Summons and complaint filed in state court; • 12/21/2022: Removal to federal court; answer filed; • 01/10/2025: Discovery deadline; • 01/24/2025: Dispositive and/or Daubert motions deadline.
49	<i>James L. Burczyk, et al. v. Wisconsin County Mutual Insurance Corporation, et al.</i>	23-CV-4142	OCC	Auto accident caused by loose man-hole cover	<ul style="list-style-type: none"> • 06/06/2023: Summons and complaint filed; • 07/20/2023: Answer filed; • 08/18/2023: Scheduling conference held; • 08/29/2023: Answer to counterclaim filed; • 11/17/2023: County’s summary judgment as to immunity defenses filed; • 05/06/2024: Plaintiff’s response to summary judgment filed; • 05/20/2024: County’s reply brief deadline; • 09/04/2024: Summary judgment hearing rescheduled.
50	<i>Antonio Perez-Mojica, et al. v. Latron R. Kirk-Sprewer, et al.</i>	23-CV-7939	OCC	Pedestrian struck by County-owned vehicle	<ul style="list-style-type: none"> • 10/18/2023: Summons and complaint filed; • 12/20/2023: Answer filed; • 11/25/2024: Discovery deadline; • 12/13/2024: Dispositive motions deadline; • 01/17/2025: Final pretrial rescheduled.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
51	<i>Rickey J. Willis, et al. v. Wisconsin County Mutual Insurance Corporation, et al.</i>	24-CV-3448	OCC	Auto accident involving a deputy sheriff	<ul style="list-style-type: none"> • 04/26/2024: Summons and Complaint filed; • 06/14/2024: Answer filed.

Employment/Human Resources Matters²

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
52	<i>Joseph Braun v. Milwaukee County</i>	E.D. Wis. 20-CV-1238	Lindner & Marsack, S.C.	Alleged violation of FMLA including interference with rights under the Family Medical Leave Act and alleged discrimination/retaliation for engaging in protected activity	<ul style="list-style-type: none"> • 08/12/2020: Complaint filed; • 10/12/2020: Answer filed; • 02/26/2021: Amended complaint filed; • 03/10/2021: Answer filed; • 04/01/2021: Rule 26(a) disclosures to be exchanged; • 03/31/2022: Discovery deadline extended; • 06/17/2022: Summary judgment fully briefed, awaiting decision.

² In addition to employment matters filed in federal court, numerous complaints filed with the Equal Employment Opportunity Commission and the State of Wisconsin Department of Workforce Development – Equal Rights Division are pending. The OCC also handles grievance arbitrations concerning employment actions taken against employees who still possess union rights. Lastly, the OCC handles many matters before the Civil Service Commission and the Personnel Review Board, the number of which fluctuates significantly from month-to-month.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
53	<i>Bobbie Blain v. Milwaukee County Highway Department, et al.</i>	E.D. Wis. 22-CV-1142	OCC	Alleged wrongful termination due to a back injury	<ul style="list-style-type: none"> • 09/29/2022: Complaint filed; • 11/28/2022: Answer filed; • 01/05/2023: Deadline for Plaintiff to file amended complaint regarding claim against the County for violation of employment discrimination statutes; • 01/05/2023: Amended complaint filed; • 03/13/2023: Answer filed; • 04/19/2023: Joint report of Rule 26(f) plan filed; • 06/30/2023: Rule 26(a) disclosures to be exchanged; • 10/15/2023: Discovery deadline; • 11/15/2023: County’s motion for summary judgment filed; • 12/14/2023: Plaintiff’s response brief filed; • 12/28/2023: County’s reply brief filed, fully briefed and awaiting decision.

Pension Litigation³

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
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No Pension Litigation to report at this time.

³ In addition to pension matters filed in state and federal court, numerous appeals have been filed with the Pension Board. The OCC and outside counsel, namely Reinhart, collaborate to prepare appeal materials for the Pension Board's review.

Miscellaneous Litigation⁴

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
54	<i>In the Matter of the Burial Site Disturbance Permit Application of Froedtert Hospital</i>	State of Wisconsin – Division of Hearings and Appeals Case No. SHS-13-0001	OCC	Miscellaneous Litigation	<ul style="list-style-type: none"> Petition granted by the State.

⁴ In addition to matters filed in state and federal court, the OCC investigates and prosecutes municipal agencies following receipt of complaints of violations of Wisconsin’s Public Records and Open Meetings law, the number of which fluctuates significantly from month-to-month.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
55	<i>John R. Nelson v. County of Milwaukee</i>	22-CV-2605	OCC	Declaratory Judgment re a violation of the Collective Bargaining Agreement, Section 3.05(2)(e) in regard to health insurance	<ul style="list-style-type: none"> • 04/29/2022: Complaint filed; • 06/13/2022: Answer filed; • 06/20/2023: Plaintiff’s motion for summary judgment and declaratory judgment filed; • 06/20/2023: County’s motion for summary judgment filed; • 07/27/2023: Deadline for responses to cross-motions for summary judgment extended and filed by both the plaintiff and the County; • 08/11/2023: Deadline for reply briefs extended and filed by both the plaintiff and the County; • 09/15/2023: Summary judgment hearing removed from the calendar and status conference scheduled; • 11/06/2023: Status conference held; parties to submit briefs by 11/27/2023; • 12/14/2023: Plaintiff and defendant’s supplemental briefs filed; • 01/12/2024: Plaintiff’s additional supplemental brief letter filed; • 02/02/2024: County’s supplemental brief letter filed, pending court decision; • 04/29/2024: Plaintiff’s motions for summary judgment and for declaratory judgment denied; County’s motion for summary judgment is granted, dismissing case; • 07/29/2024: Plaintiff’s deadline to appeal.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
56	<i>Yehuda Miller v. Milwaukee County Election Commission</i>	22-CV-6788 Court of Appeals No. 23-AP-1116	OCC	Petition for Writ of Mandamus	<ul style="list-style-type: none"> • 10/24/2022: Petition filed; • 12/15/2022: Status conference held; parties to try to resolve the matter and report on status on 01/17/2023; • 02/17/2023: Status conference held; • 03/20/2023: Calendar call scheduled; • 04/19/2023: County’s motion to dismiss filed; • 05/22/2023: Petitioner’s response brief filed; • 06/05/2023: County’s reply brief filed; • 06/22/2023: Motion hearing held; County’s motion to dismiss granted; and writ dismissed with prejudice; • 06/22/2023: Notice of appeal filed; • 11/06/2023: Appellant’s brief filed; • 01/22/2024: Respondent’s brief filed; • 01/29/2024: Appellant’s reply brief filed, awaiting decision.
57	<i>JRT Top Notch Roofs, LLC v. Milwaukee County Department of Administrative Services</i>	23-CV-4828	OCC	Breach of Contract	<ul style="list-style-type: none"> • 07/18/2023: Summons and Complaint filed; • 09/22/2023: County’s answer and counterclaim filed; • 01/08/2024: Plaintiff’s witness list and itemized damages filed; • 03/29/2024: County’s witness list and itemized damages filed; • 07/31/2024: Discovery deadline extended; • 08/15/2024: Mediation deadline extended; • 08/31/2024: Dispositive motion deadline extended; • 09/05/2024: Pretrial conference.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
58	<i>Peter Bernegger v. Clerk of County of Milwaukee</i>	23-CV-5619	Hansen Reynolds, LLC	Petition for Writ of Mandamus	<ul style="list-style-type: none"> • 07/31/2023: Petition for Writ of Mandamus filed; • 08/24/2023: Answer filed; • 11/16/2023: Status conference; • 12/12/2023: Motion hearing held; petitioner does not appear, rescheduled for 01/10/2024 and held, Court hears arguments regarding motion to compel and motion for protective order; hearing scheduled for 02/13/2024; • 02/13/2024: Hearing held, additional hearing scheduled for 03/19/2024 and held, petitioner not in court, rescheduled for 04/15/2024 and held, parties at an impasse; • 05/03/2024: County's list outlining points on contention filed; • 05/10/2024: Petitioner's response filed; • 06/06/2024: Hearing held; both parties to submit written statements by 06/21/2024; • 07/25/2024: Hearing scheduled.
59	<i>State Farm Mutual Automobile Insurance Company v. James A. Kimmons, et al.</i>	23-CV-7205	OCC	Property damage	<ul style="list-style-type: none"> • 09/26/2023: Summons and Complaint filed; • 10/30/2023: Answer filed; • 08/16/2024: Discovery and dispositive motions deadline; • 09/19/2024: Mediation deadline; • 11/06/2024: Pretrial conference.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
60	<i>Milwaukee Deputy Sheriffs' Association, et al. v. County of Milwaukee, et al.</i>	23-CV-7999	OCC	Declaratory Judgment	<ul style="list-style-type: none"> • 10/19/2023: Summons and Complaint filed; • 11/08/2023: Answer deadline; • 03/04/2024: Status conference held; parties request a briefing schedule and motion hearing date; • 06/06/2024: Plaintiff's brief filed; • 06/28/2024: County's response brief deadline; • 07/08/2024: Plaintiff's reply brief deadline; • 07/23/2024: Motion hearing.
61	<i>Patricia L. Schaefer v. County of Milwaukee</i>	23-CV-9416	OCC	Condemnation Review	<ul style="list-style-type: none"> • 12/19/2023: Notice of petition for condemnation filed; • 08/30/2024: Discovery deadline; • 09/27/2024: Dispositive motions deadline; • 10/25/2024: Mediation deadline; • 11/22/2024: Pretrial conference.
62	<i>Kleos Capital Partners LP v. Giovanni Bozzacchi, et al.</i>	24-CV-428	OCC	Foreclosure of Mortgage	<ul style="list-style-type: none"> • 01/17/2024: Summons and Complaint filed; • 05/10/2024: Answer and counterclaim filed.

Notice of Claims

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
63	<i>Estate of Jose L. Torres, Jr.</i>	Notice of Claim	OCC	10/27/2017 inmate death	<ul style="list-style-type: none"> 02/23/2018: Notice of claim filed concerning claims against Milwaukee County and Armor Correctional Health Services, Inc. for inadequate medical care and staffing. 01/09/2019: In-custody death report completed.
64	<i>Estate of Clarence Wilson, Jr.</i>	Notice of Claim	OCC	08/29/2017 inmate death	<ul style="list-style-type: none"> 12/22/2017: Notice of claim filed concerning claims against Milwaukee County and Armor Correctional Health Services, Inc. for deliberate indifference to serious medical needs.
65	<i>Larance McMorris</i>	Notice of Injury	OCC	04/30/2017 inmate overdose death	<ul style="list-style-type: none"> 07/26/2017: Notice of injury filed concerning claims against Milwaukee County House of Correction (HOC) for negligence with regard to medication procedures within the HOC.
66	<i>Robert K. Wells</i>	Notice of Circumstances of Injury	OCC	12/12/2020 auto accident involving deputy sheriff	<ul style="list-style-type: none"> 01/04/2021: Notice of claim filed by Milwaukee County Sheriff's Deputy alleging an accident while on duty involving a citizen which caused injuries and damages.
67	<i>Metlife Auto Insurance on behalf of David Bradley</i>	Notice of Claim	OCC	12/09/2020 auto accident involving deputy sheriff	<ul style="list-style-type: none"> 01/07/2020: Notice of claim filed alleging an accident involving Milwaukee County Sheriff's Deputy.
68	<i>Estate of Nicholas Stadtmueller</i>	Notice of Claim not yet received	OCC	01/08/2020 inmate death	<ul style="list-style-type: none"> 01/22/2020: Received requests to preserve evidence and public records requests regarding death in Milwaukee County Jail.
69	<i>Estate of Nicholas Sonsthagen</i>	Notice of Claim not yet received	OCC	03/14/2021 inmate death	<ul style="list-style-type: none"> 03/20/2021: Received public records requests regarding death in Milwaukee County Jail.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
70	<i>Estate of Joseph Behling</i>	Notice of Injury and Claim	OCC	11/27/2020 inmate death	<ul style="list-style-type: none"> 03/22/2021: Notice of Injury and Claim alleging claims against the Milwaukee County Sheriff's Department and Milwaukee County Jail for failure to adhere to standards, policies, and procedure in regard to inmates with mental and emotional health needs.
71	<i>Tinesha Jarrett</i>	Notice of Tort Claim	OCC	12/10/2020 alleged premature release from Behavioral Health	<ul style="list-style-type: none"> 04/05/2021: Notice of Claim alleging that a Behavioral Health patient was released prematurely resulting in the patient being shot several times by a Wauwatosa Police officer.
72	<i>David Townsend</i>	Notice of Claim	OCC	05/21/2020 alleged wrongful termination of former Department of Corrections employee	<ul style="list-style-type: none"> 04/12/2021: Notice of Claim alleging that a former Department of Corrections employee lost his career, income and benefits as a result of the alleged defamatory statements made by a Milwaukee County Sheriff's Deputy.
73	<i>Lincoln Fowler</i>	Notice of Claim	OCC	Overbilling of water for Colectivo Coffee Roasters since June 2001	<ul style="list-style-type: none"> 07/14/2021: Notice of Claim alleging that Claimant (Colectivo Coffee Roasters) has been overbilled for water consumption due to the County's incorrect calculations.
74	<i>Timothy Reymer</i>	Notice of Circumstances of Injury	OCC	09/12/2021 auto incident involving deputy sheriff	<ul style="list-style-type: none"> 11/08/2021: Notice of Circumstances of Injury alleging that Claimant was injured while on duty conducting a traffic stop by being dragged thirty feet by his arm after reaching into the vehicle to retrieve keys after multiple commands to turn off the vehicle were ignored; Settlement of all claims.

	<u>Case Name</u>	<u>Case Number</u>	<u>Firm</u>	<u>Description</u>	<u>Case Status</u>
75	<i>Twannia Tolefree</i>	Notice of Claim	OCC	10/05/2019 slip and fall at the Domes	<ul style="list-style-type: none"> 02/23/2022: Notice of Claim alleging that Claimant slipped and fell on water accumulating from a leak in the Show Dome ceiling causing permanent injuries.
76	<i>Teion Yasin Cooper</i>	Notice of Injury and Claim	OCC	05/24/2022 auto incident caused by deputy sheriff pursuit	<ul style="list-style-type: none"> 09/02/2022: Notice of Injury and Claim alleging a pursuit by deputy sheriffs in which the fleeing vehicle struck the Claimant's vehicle causing his death.
77	<i>Ky'reelle Riley</i>	Notice of Injury	OCC	08/24/2022 death of a minor	<ul style="list-style-type: none"> 12/20/2022: Notice of Injury alleging improper treatment to a minor by EMS resulting in his death.
78	<i>Estate of John Manka</i>	Preservation Demand	OCC	01/20/2023 auto incident resulting in the death of a County Highway worker	<ul style="list-style-type: none"> 02/06/2023: Received request to preserve evidence in regard to the inspection of the County owned vehicle.
79	<i>Estate of Octaviano Juarez-Corro</i>	Notice of Injury or Circumstances	OCC	01/22/2023 occupant death	<ul style="list-style-type: none"> 04/24/2023: Notice of Injury and Claim regarding occupant death in the Milwaukee County Jail.