

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

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

DATE: April 19, 2024

TO: Marcelia Nicholson, Chairwoman, Milwaukee County Board of Supervisors
Ryan Clancy, 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 (*).

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| 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 |

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| | | | | | <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; |

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| | | | | | <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 scheduled. |
| 3 | <i>Lloyd Johnson v. Milwaukee County, et al.</i> (Patient care at BHD) | E.D. Wis. 14-CV-1408; 7th Cir. 18-1321; 18-CV-1322 Court of Appeals No. 20-AP-2015 Court of Appeals No. 22-AP-1537 | Hansen Reynolds | Section 1983 – Inadequate mental health care and treatment; negligence; cruel and unusual punishment; and <i>Monell</i> claims | <ul style="list-style-type: none"> • 11/05/2014: Complaint filed in federal court; • 01/18/2018: Court dismissed case, granting County’s summary judgment motion; • 02/14/2018: Plaintiff filed appeal with the 7th Circuit; • 02/14/2018: Plaintiff also filed lawsuit in state court on negligence claims where there is a \$50,000 statutory cap for damages; status scheduled for 10/18/2019; • 04/09/2018: Mandatory 7th Circuit mediation occurred, but was ultimately unsuccessful; • 11/28/2018: Plaintiff’s appellate brief filed; • 01/04/2019: County’s appellate response brief filed; • 02/22/2019: Oral argument occurred; • 03/14/2019: Post-oral argument letter filed with court; • 08/30/2019: Seventh Circuit affirmed district court’s grant of summary judgment in favor of County; only state claims remain; |

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| | | | | | <ul style="list-style-type: none"> • 12/02/2019: Plaintiff filed petition for writ of certiorari with United States Supreme Court; • 02/03/2020: Brief in opposition to Certiorari filed by County; • 02/18/2020: Plaintiff’s reply brief in support of petition for certiorari filed; • 03/09/2020: Petition for Writ of Certiorari denied; • 05/05/2020: Plaintiff’s motion to amend state court complaint filed; • 06/16/2020: Plaintiff’s motion for leave to file amended state court complaint granted; • \$50,000 statutory cap on state negligence claim being challenged. • Request to Offer Judgment to plaintiff in the amount of \$50,001.00 sought from County Board; • 07/23/2020: Offer of Judgment of \$50,001.00 approved by the County Board; • 07/31/2020: Answer to Amended Complaint and Motion for Partial Judgment on Pleadings filed; • 11/24/2020: Court grants County’s motion for partial judgment on the pleadings in Count V and grants County’s motion regarding damages cap; • 12/15/2020: Petition for leave to appeal received; • 01/11/2021: Petition for leave to appeal denied; • 08/10/2021: Status conference held; Court vacated the 09/03/2021 pre-trial conference date; County to provide order to the Court with new dates; |

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| | | | | | <ul style="list-style-type: none"> • 08/24/2021: County’s proposed scheduling order signed and filed; • 11/01/2021: County’s proposed order for judgment and brief in support of proposed order for judgment filed; • 12/14/2021: County’s proposed order for judgment denied; • 01/19/2022: Motion hearing held; parties request adjournment for further negotiations; • 03/03/2022: Pre-trial conference vacated due to settlement of negligence claim, pending stipulation for dismissal; • 08/15/2022: Order for dismissal filed; • 09/07/2022: Plaintiff filed notice of appeal with respect to breach of contract claim; • 09/12/2022: Docketing statement filed; • 11/07/2022: Appellant’s brief filed; • 12/07/2022: Appellee’s brief filed; • 01/05/2023: Appellant’s reply brief filed, awaiting decision; • 10/17/2023: Seventh Circuit judgment and order in favor of County affirming District Court’s decision; • 11/16/2023: Petition to the Wisconsin Supreme Court for certiorari review filed; • 11/30/2023: Respondent’s response to petition for review filed; awaiting opinion/decision; • 03/19/2024: Petition for review denied; • Case concluded. |
| 4 | <i>Ramon Alvarado v. Jackson, et al.</i> | Consolidated E.D. Wis. 19-CV-194 | 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; |

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| | | 7th Cir. 22-2860 | | | <ul style="list-style-type: none"> • 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; • 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; |

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| | | | | | <ul style="list-style-type: none"> • 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; • 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; • 04/18/2024: Appellant's brief deadline extended; • 05/20/2024: Appellee's brief deadline extended; • 06/10/2024: Appellant's reply brief deadline extended. |

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| 5 | <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; • 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; |

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| | | | | | <ul style="list-style-type: none"> • 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. |
| 6 | <i>The Estate of Brian Collins, et al. v. Milwaukee County, et al.</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; • 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. |
| 7 | <i>Brandy Bond v. Nichols, et al.</i> | E.D. Wis. 20-CV-910 | OCC | Section 1983 – Unwanted | <ul style="list-style-type: none"> • 06/16/2020: Complaint filed; • 04/01/2022: Answer filed; |

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| | | | | administration of antipsychotic drugs | <ul style="list-style-type: none"> • 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; • 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; • 04/26/2024: Plaintiff’s deadline to identify Doe defendant; Court warns failure to do so will result in dismissal. |
| 8 | <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; • 08/19/2022: County’s 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> |
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| | | | | | <ul style="list-style-type: none"> • 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; • 04/17/2024: Telephone conference scheduled to address further scheduling. |
| 9 | <i>Jermaine McAdory v. Limon, et al.</i> | E.D. Wis. 22-CV-598 | 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; • 01/25/2023: County’s reply brief on motion for summary judgment on exhaustion grounds and to stay proceedings filed; |

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| | | | | | <ul style="list-style-type: none"> • 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. |
| 10 | <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; • 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; |

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| | | | | | <ul style="list-style-type: none"> • 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. |
| 11 | <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; • 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; |

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| | | | | | <ul style="list-style-type: none"> 02/02/2024: County’s reply brief filed, fully briefed and awaiting decision. |
| 12 | <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. |
| 13 | <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; 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; 05/24/2024: Plaintiff’s response deadline. |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
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| 14 | <i>Joel Blake v. Milwaukee County</i> | E.D. Wis. 22-CV-1258 | Crivello Carlson | Section 1983 – Conditions of confinement; <i>Monell</i> | <ul style="list-style-type: none"> • 10/24/2022: Complaint filed; • 02/06/2023: Answer filed; • 04/10/2023: Motion for summary judgment on exhaustion grounds deadline; • 06/22/2023: Notice of appearance by outside counsel firm Crivello Carlson; • 11/07/2023: Discovery deadline extended; • 12/08/2023: County’s motion for summary judgment filed; • 01/08/2024: Plaintiff’s response deadline expired without filing; • 01/19/2024: Summary judgment granted in favor of County defendant; • 02/19/2024: Plaintiff’s deadline to appeal expired without filing; • Case concluded. |
| 15 | <i>Calvin Lee v. Milwaukee County Wisconsin, et al.</i> | E.D. Wis. 22-CV-1089 | 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; • 01/18/2024: County’s reply brief filed, fully briefed and awaiting decision. |
| 16 | <i>Tommy Bush, et al. v. Dobson, et al.</i> | E.D. Wis. 22-CV-697 | Crivello Carlson | Section 1983 – <i>Monell</i> re: Conditions of confinement | <ul style="list-style-type: none"> • 06/15/2022: Complaint filed; • 03/24/2023: Answer filed; • 05/26/2023: County’s 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> |
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| | | | | | <ul style="list-style-type: none"> • 06/22/2023: Plaintiff’s response filed; • 07/11/2023: County’s motion for summary judgment on exhaustion grounds granted for two County defendants; defendant Milwaukee County remains; • 10/27/2023: Discovery deadline extended; • 11/27/2023: County’s motion for summary judgment filed; • 02/05/2024: Plaintiff’s response brief filed; • 04/05/2024: Summary judgment granted in favor of County defendants; • 05/06/2024: Plaintiff’s deadline to appeal. |
| 17 | <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: 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> |
|----|---|--------------------|------------------|--|--|
| 18 | <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. |
| 19 | <i>Sergio Shaw v. Milwaukee County Jail Administrator</i> | E.D. Wis. 22-CV-45 | Crivello Carlson | Section 1983 – Conditions of confinement | <ul style="list-style-type: none"> • 02/15/2022: Second Amended Complaint filed; • 06/06/2023: Plaintiff’s deadline to identify the Doe defendant; • 06/14/2023: Plaintiff’s motion to substitute defendant filed and granted; • 07/05/2023: Notice of appearance by outside counsel firm Crivello Carlson; • 09/11/2023: Answer filed; • 11/13/2023: County’s motion for summary judgment on exhaustion filed; • 12/13/2023: Plaintiff’s response deadline expired without filing; • 01/29/2024: Summary judgment granted in favor of the County defendants; |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|---|----------------------|-------------|--|--|
| | | | | | <ul style="list-style-type: none"> 02/28/2024: Plaintiff's deadline to appeal expired without filing; Case concluded. |
| 20 | <i>Leon Banks v. John Doe, et al.</i> | E.D. Wis. 22-CV-326 | OCC | Section 1983 – Excessive force; denial of medical care | <ul style="list-style-type: none"> 11/03/2022: Amended Complaint filed; 05/31/2023: Motion to amend complaint; 06/13/2023: Plaintiff's motion to substitute Doe defendant filed and granted; 08/11/2023: Answer filed; 01/12/2024: Deadline for Plaintiff to identify defendants; 01/17/2024: Status conference held; parties discussed possibility of settlement; Status conference set for 02/20/2024; 02/02/2024: Status conference held; parties inform court that settlement has been reached; case is closed pending a stipulation of dismissal. |
| 21 | <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 04/19/2024 and warns failure to do so will result in dismissal. |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|--|--------------------------|---------------------|---|---|
| 22 | <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. |
| 23 | <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; • 06/01/2024: County’s reply brief deadline extended. |
| 24 | <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; • 04/18/2024: Discovery deadline extended; • 05/20/2024: Motion for summary judgment on the merits deadline extended. |
| 25 | <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. |
| 26 | <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. |
| 27 | <i>Demetrius Gohre v. Cornog</i> | E.D. Wis. 23-CV-952 | OCC | Section 1983 – Retaliation | <ul style="list-style-type: none"> 09/13/2023: Amended Complaint filed; 12/20/2023: Answer filed; 02/05/2024: County’s motion for summary judgment on exhaustion filed; 03/06/2024: Plaintiff’s response brief deadline expired without filing; 03/14/2024: Summary judgment granted in favor of County defendant; 04/22/2024: Plaintiff’s deadline to appeal. |
| 28 | <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; | <ul style="list-style-type: none"> 09/20/2023: Complaint filed; 10/30/2023: Answer filed; 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> |
|----|---|----------------------|-------------|--|--|
| | | | | assault; battery; sexual assault. | |
| 29 | <i>Joshua Legister v. Doe, et al.</i> | E.D. Wis. 23-CV-420 | OCC | Section 1983 – Deliberate indifference to medical need | <ul style="list-style-type: none"> • 03/30/2023: Complaint filed; • 10/10/2023: Sheriff Denita Ball named for purposes of identifying the Doe defendants; • 01/17/2024: Plaintiff’s deadline to identify the Doe defendants; • 01/23/2024: Case dismissed for failure to identify Doe defendants; • 02/22/2024: Plaintiff’s deadline to appeal expired without filing; • Case concluded. |
| 30 | <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; • 05/13/2024: Discovery deadline; • 06/12/2024: Motion for summary judgment on the merits deadline. |
| 31 | <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. |
| 32 | <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; • 04/23/2024: Plaintiff’s deadline to identify Doe defendants extended; |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|--|--|---------------------|--------------------------------|---|
| | | | | | <ul style="list-style-type: none"> ● 04/05/2024: Plaintiff's Petition for Writ of Mandamus filed. |
| 33 | <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; ● 04/15/2024: Plaintiff's response filed; ● 04/29/2024: County's reply deadline. |
| 34 | <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; |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|---|--|----------------------|--|---|
| | | | | | <ul style="list-style-type: none"> • 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; • 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: Deadline for parties to file a motion or stipulation for voluntary dismissal. |
| 35 | <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; |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|--|------------------|--------------------|-------------|--------------------|--|
| | | | | | <ul style="list-style-type: none"> • 05/02/2022: County’s motion for partial judgment on pleadings granted in part and denied in part; count two of plaintiff’s complaint is dismissed without prejudice as to County defendants; • 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> |
|----|---|----------------------|------------------|--|--|
| 36 | <i>Shanterrica 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. |
| 37 | <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 deadline. |
| 38 | <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. |
| 39 | <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; 04/03/2024: Plaintiff's response brief filed, pending decision. |
| 40 | <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 deadline. |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|-----|--|----------------------|----------------------|--|--|
| 41 | <i>Hirte v. Milwaukee County, Wisconsin, et al.</i> (Estate of Cilivea Thyrior) | 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. |
| 42 | <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; • 05/24/2024: Answer deadline. |
| *43 | <i>Freddie James McDougal, Jr. v. Lucas</i> | E.D. Wis. 23-CV-1670 | OCC | Section 1983 - <i>Monell</i> | <ul style="list-style-type: none"> • 12/13/2023: Complaint filed; • 04/29/2024: Answer deadline. |
| *44 | <i>Cortez A. Jones v. Alexander, et al.</i> | E.D. Wis. 23-CV-1659 | OCC | Section 1983 – Excessive force | <ul style="list-style-type: none"> • 12/11/2023: Complaint filed; • 04/30/2024: Answer deadline. |
| *45 | <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 deadline. |
| *46 | <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; • 05/27/2024: Answer deadline. |
| *47 | <i>Marwan Mahajni v. Milwaukee County, et al.</i> | E.D. Wis. 24-CV-416 | OCC | Section 1983 | <ul style="list-style-type: none"> • 04/06/2024: Complaint filed. |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|-----|-----------------------------------|----------------------|-------------|--|--|
| *48 | <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. |

Personal Injury

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|--|---------------------------------------|------------------|---|--|
| 49 | <i>Peter Wilsens, et al. v. HMSHost Corporation, et al.</i> | 22-CV-722 | Tressler, LLP | A slip and fall causing injury at the Airport. | <ul style="list-style-type: none"> 02/03/2022: Complaint filed; 04/28/2022: Answer filed; 09/01/2022: Scheduling conference held; 04/26/2024: Final pre-trial rescheduled. |
| 50 | <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. |
| 51 | <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 causing injury | <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; 11/18/2023: County's summary judgment as to immunity defenses deadline; 12/20/2023: Plaintiff's response to summary judgment due; 06/06/2024: Summary judgment hearing rescheduled. |
| 52 | <i>Antonio Perez-Mojica, et al. v. Latron R. Kirk-Sprewer, et al.</i> | 23-CV-7939 | OCC | Pedestrian struck by County owned vehicle causing injury | <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; 01/16/2025: Final pretrial. |

Employment/Human Resources Matters²

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|---|----------------------|-------------------------|---|---|
| 53 | <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> |
|----|--|----------------------|-------------|---|--|
| 54 | <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> |
|--|------------------|--------------------|-------------|--------------------|--------------------|
|--|------------------|--------------------|-------------|--------------------|--------------------|

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> |
|----|--|---|-------------|--------------------------|--|
| 55 | <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> |
|----|--|---|-------------|-------------------------------------|--|
| 56 | <i>William Robert Shaw v. Doctor Robert T. McQueeney, et al.</i> | 22-CV-1255 Court of Appeals No. 22-AP-2032 | OCC | Medical Malpractice/ Chapter 655 | <ul style="list-style-type: none"> • 02/25/2022: Complaint filed; • 05/17/2022: County’s motion to dismiss filed; • 05/19/2022: Status conference scheduled and held; plaintiff to complete service by 07/11/2022; • 09/07/2022: Motion hearing scheduled to hear oral arguments on the motions to dismiss; County’s motion to dismiss granted; • 09/28/2022: Order for dismissal filed; • 09/28/2022: Plaintiff’s motion for reconsideration filed; • 10/27/2022: Motion hearing held; plaintiff’s motion for reconsideration denied, case dismissed; • 11/16/2022: Plaintiff’s deadline to appeal; • 11/22/2022: Notice of appeal filed; • 01/12/2023: Appellant filed a motion to extend time for filing a statement on transcript; • 06/13/2023: Appellant’s statement on transcript deadline extended and expired without filing; • 02/27/2024: Appellant’s brief deadline expired without filing; • 03/06/2024: Appeal dismissed for non-compliance with rules; • Case concluded. |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|--|--------------------|-------------|--|--|
| 57 | <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. |

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|---|---|-------------|-------------------------------|--|
| 58 | <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. |
| 59 | <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> |
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| 60 | <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 deadline to file list outlining points on contention; • 05/10/2024: Petitioner’s response deadline; • 06/06/2024: Hearing scheduled. |
| 61 | <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> |
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| 62 | <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; • 06/07/2024: Plaintiff's brief deadline; • 06/28/2024: County's response brief deadline; • 07/08/2024: Plaintiff's reply brief deadline; • 07/23/2024: Motion hearing. |
| 63 | <i>Charles Moody v. Milwaukee County Sheriff's Office</i> | 23-CV-8980 | OCC | Petition for Writ of Mandamus | <ul style="list-style-type: none"> • 11/30/2023: Summons and Complaint filed; • 02/19/2024: Parties reach a settlement and file a stipulation; • Case concluded. |
| 64 | <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. |

Notice of Claims

| | <u>Case Name</u> | <u>Case Number</u> | <u>Firm</u> | <u>Description</u> | <u>Case Status</u> |
|----|--|-----------------------------------|-------------|---|---|
| 65 | <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. |
| 66 | <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. |
| 67 | <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. |
| 68 | <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. |
| 69 | <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. |
| 70 | <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. |
| 71 | <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> |
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| 72 | <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. |
| 73 | <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. |
| 74 | <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. |
| 75 | <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. |
| 76 | <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> |
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| 77 | <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. |
| 78 | <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. |
| 79 | <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. |
| 80 | <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. |
| 81 | <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. |