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From Deputy Corporation Counsel, Office of Corporation Counsel, recommending payment in the amount of \$1,400,000 to be paid from the Risk Management reserve fund to settle the claim of the *Estate of Brandon T. Johnson, et al. v. Milwaukee County*, by recommending adoption of the following:

**A RESOLUTION**

WHEREAS, on August 8, 2016, the *Estate of Brandon T. Johnson, et al.* (the Estate) brought a lawsuit against Milwaukee County (the County) and staff members Craig A. Aders, Kelly K. Duggan, Barbara A. Plumb, and David J. Drake, alleging civil rights violations involving the death of Brandon T. Johnson on October 6, 2012, at the Behavioral Health Division; and

WHEREAS, the Estate seeks damages for constitutional violations related to these claims; and

WHEREAS, this matter is currently in the discovery phase in the United States District Court for the Eastern District of Wisconsin with no scheduled trial date; and

WHEREAS, the tentative settlement agreement provides for a release of all claims in the lawsuit in return for a payment from the County Risk Management reserve fund in the total amount of \$1,400,000 to the Estate, inclusive of attorney’s fees and costs to the Estate’s counsel; and

WHEREAS, the Office of Corporation Counsel and outside counsel, consisting of the firms Husch Blackwell and Emile Banks and Associates, LLC, recommends the settlement of this matter consistent with previously obtained settlement authority from this body; and

WHEREAS, the Committee on Judiciary, Safety, and General Services, at its meeting of January 18, 2018, recommended adoption of File No. 18-143 (vote 3-0); now, therefore,

BE IT RESOLVED, the Milwaukee County Board of Supervisors approves the payment of \$1,400,000 to the Estate of Brandon T. Johnson, and its attorneys, in exchange for dismissal of this lawsuit and a full and complete release of all claims against the Milwaukee County defendants.