



City Attorney's Office

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July 30, 2018

Common Council
City of West Allis

RE: City Attorney's Claim Report– **Hopkins Mechanical & Design, LLC v. Community Development Authority for the City of West Allis**
Milwaukee County Case No. 17-CV-004751

Dear Council Members:

The enclosed lawsuit has been referred to this office in accordance with Section 3.05(8) of the Revised Municipal Code. This office has examined the facts of the lawsuit and the applicable law. This office's recommendation is to place the lawsuit on file based on the summary below:

This lawsuit involved allegations that City of West Allis had terminated a contract and owed money to the plaintiff, Hopkins Mechanical & Design, for work already completed. After investigating the facts of the case, going through the discovery process, and analyzing the City's potential liability, it was the City Attorney's Office's position that we should settle the case for \$22,000. The Administration and Finance Committee approved the settlement on June 19, 2018. The Community Development Authority for the City of West Allis approved the settlement on July 10, 2018.

Therefore, based on the above analysis, the City Attorney Office's recommendation is to place this lawsuit on file.

Respectfully submitted,

Nicholas S. Cerwin
Principal Assistant City Attorney