



City Attorney's Office  
attorney@westalliswi.gov  
Office: 414.302.8450  
Fax: 414.302.8444

**Kail Decker**  
City Attorney  
**Sheryl L. Kuhary**  
Assistant City Attorney  
**Nicholas S. Cerwin**  
Assistant City Attorney

January 22, 2019

Common Council  
City of West Allis

RE: City Attorney's Report of Claim  
***Associated Bank, N.A. v. Cesar Romero Arias, et al.***  
**Foreclosure – Milwaukee County Case No. 17-CV-000359**

Dear Council Members:

The enclosed summons and complaint has been referred to this office in accordance with Section 3.05(8) of the Revised Municipal Code. After examining the facts of the complaint and the applicable law, my recommendation is to place this summons and complaint on file.

In January 2018, Associated Bank foreclosed on property owned by Cesar Romero Arias and Jenny De La Cruz located at 1708 South 72<sup>nd</sup> Street, Milwaukee, Wisconsin. Due to the City having a lien on the property, the City was named a Defendant in the circuit court action so Associated Bank could properly foreclose out the lien. On December 3, 2018, the circuit court action concluded with the judge signing an order confirming the sheriff's sale of the property, thereby extinguishing the City's lien on the property. With the City's lien already being paid in full, however, the circuit court action had no effect on the City's interests.

Based upon the above, this matter should be placed on file.

Respectfully submitted,

Nicholas S. Cerwin  
Principal Assistant City Attorney

Cc: Margaret Jutz