

**NOTICE OF CLAIM AND STATEMENT OF RELIEF SOUGHT**  
**PURSUANT TO WISCONSIN STATUTE**  
**SECTION 893.80(1d)**

To: City of Madison  
Attn: City Clerk  
210 Martin Luther King Jr. Blvd., Rm. 103  
Madison, WI 53703

City of Madison Police Department  
211 S. Carroll Street  
Madison, WI 53703

Police Officer Andrew Slawek  
c/o City of Madison Police Department  
211 S. Carroll Street  
Madison, WI 53703

Police Officer Chad Joswiak  
c/o City of Madison Police Department  
211 S. Carroll Street  
Madison, WI 53703

Sergeant Joe Engler  
c/o City of Madison Police Department  
211 S. Carroll Street  
Madison, WI 53703

Police Officer Ted Fondrk  
c/o City of Madison Police Department  
211 S. Carroll Street  
Madison, WI 53703

PLEASE TAKE NOTICE that the undersigned law firm has been retained by DCM, a minor, by his legal guardian Jeanetta Clash, and by Jeanetta Clash, and hereby gives notice of claims in all matters pertaining to DCM's and Jeanetta Clash's injuries as specified below:

1. Claimants: DCM  
c/o Jeanetta Clash  
1003 E. Mifflin Street, Apt. 206  
Madison, WI 53703

Jeanetta Clash  
1003 E. Mifflin Street, Apt. 206  
Madison, WI 53703

2. Location and Date: On or about June 3, 2019, 2306 Whitlock Road, Madison, Wisconsin.

3. Circumstances: DCM had returned to his home on the morning of June 3, 2019. Madison police were sent to that home because of a reported mental health breakdown. The Madison Police Department has designated and specially trained Mental Health Officers but no Mental Health Officer was sent to the residence. When the officers arrived, DCM was in the shower. He completed his shower and dressed, and was peaceably walking through the room when one of the officers grabbed DCM and violently slammed him against a wall. That officer and others then threw DCM onto a couch, immobilized him, placed a pillow case over his face, and proceeded to beat him in the head as he was held down by multiple officers. DCM is a slightly built teenager weighing only 140 lbs. Further details of the circumstances of this claim and the excessive use of force and battery against DCM are detailed in the University of Wisconsin Police Department Use of Force Incident Review dated August 26, 2019 referencing MPD Case No. 2019-00210976, which documents are incorporated in this notice by reference. The officers' conduct did not conform to accepted police training and standards.

4. Injuries and Damages: As a direct and proximate result of the officers' conduct, the Claimant DCM suffered physical and emotional pain and suffering and the aggravation of pre-existing disabilities, which continue to this date and are likely to continue into the future, and has and will require hospital and other medical treatment and will incur expenses for such treatment. DCM suffers and will likely permanently

suffer from PTSD.

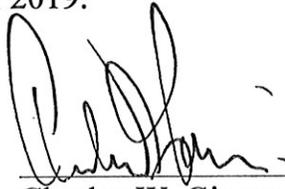
As a direct and proximate result of the officers' conduct, the Claimant Jeanetta Clash suffered emotional trauma and distress which continues to this date and is likely to continue into the future.

DCM's injuries are likely permanent and will require the Claimant Jeanetta Clash to care for the Claimant DCM into the foreseeable future, perhaps permanently.

5. Statement of Relief Sought:            Compensatory and punitive damages in the amount of \$2,800,000.00.

This document is a Notice of Claim and Statement of Relief Sought served upon the above-named parties in compliance with Wisconsin law. Please send a written acknowledgment of receipt of this Notice of Claim and Statement of Relief Sought to the claimants' attorneys at the address set forth below.

Dated this 26<sup>th</sup> day of September, 2019.



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