

CADE LAW GROUP

NATHANIEL CADE, JR.
nate@cade-law.com
www.cade-law.com

December 22, 2020

VIA CERTIFIED MAIL – RETURN RECEIPT REQUESTED



#7016 0910 0000 1033 4490

Sheriff David G. Beth
Kenosha County Sheriff's Department
1000 55th Street
Kenosha, WI 53140

#7016 0910 0000 1033 4506

Regi Bachochin
Clerk, Kenosha County
1010 56th Street
Kenosha, WI 53140

#7016 0910 0000 1033 4513

Sheriff Christopher Schmaling
Racine County Sheriff's Department
717 Wisconsin Avenue
Racine, WI 53403

#7016 0910 0000 1033 4520

Wendy M. Christensen
Clerk, Racine County
730 Wisconsin Avenue
Racine, WI 53403

#7016 0910 0000 1033 4537

Sheriff Eric J. Severson
Waukesha County Sheriff's Department
515 W. Moreland Blvd.
Waukesha, WI 53188

#7016 0910 0000 1033 4544

Meg Wartman
Clerk, Waukesha County
515 W. Moreland Blvd., Room 120
Waukesha, WI 53188

#7016 0910 0000 1033 4551

Sheriff James Johnson
Ozaukee County Sheriff's Department
1201 S. Spring Street
Port Washington, WI 53074

#7016 0910 0000 1033 4568

Julianne B. Winkelhorst
Clerk, Ozaukee County
121 W. Main Street, Room 128
Port Washington, WI 53074

#7016 0910 0000 1033 4575

Sheriff Chip Meister
Sauk County Sheriff's Department
1300 Lange Court
Baraboo, WI 53913

#7016 0910 0000 1033 4582

Rebecca C. Evert
Clerk, Sauk County
Sauk County West Square Building, #144
505 Broadway
Baraboo, WI 53913

#7016 0910 0000 1033 4599

Chief Daniel G. Miskinis
City of Kenosha Police Department
1000 55th Street
Kenosha, WI 53140

#7016 0910 0000 1033 4605

Matt Krauter
Clerk, City of Kenosha
625 52nd Street, Room 105
Kenosha, WI 53140

P.O. Box 170887, MILWAUKEE, WISCONSIN 53217
(414) 255-3802 (o) (414) 255-3804 (f)

#7016 0910 0000 1033 4612

Chief Art Howell
City of Racine Police Department
730 Center Street
Racine, WI 53403

#7016 0910 0000 1033 4629

Tara Coolidge
Clerk, City of Racine
730 Washington Avenue
Racine, WI 53403

#7016 0910 0000 1033 4636

Chief David Smetana
Village of Pleasant Prairie Police Department
8600 Green Bay Road
Pleasant Prairie, WI 53158

#7020 2450 0000 6903 0121

Jane C. Snell
Clerk, Village of Pleasant Prairie
9915 39th Avenue
Pleasant Prairie, WI 53158

#7020 2450 0000 6903 0138

Chief Richard Oliva
City of Franklin Police Department
9455 W. Loomis Road
Franklin, WI 53132

#7020 2450 0000 6903 0145

Sandra L. Wesolowski
Clerk, City of Franklin
9229 W. Loomis Road
Franklin, WI 53132

#7020 2450 0000 6903 0107

Attorney General Joshua Kaul
Wisconsin Department of Justice
114 East State Capitol
Madison, WI 53707-7857

Re: Injuries to Alyssa Schukar

Dear Police Agencies, Clerks and Attorney General Kaul:

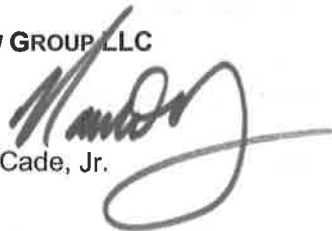
Enclosed please find a Notice of Injury or Circumstances, pursuant to Wis. Stat. § 893.80(1d)(a)) and/or Wis. Stat. § 893.82, directed to each of your departments and municipalities, pertaining to injuries suffered by Alyssa Schukar.

Please provide acknowledgement of this Notice of Injury to the undersigned.

Very truly yours,

CADE LAW GROUP LLC

Nathaniel Cade, Jr.



NC:cn
Enclosures

NOTICE OF INJURY OR CIRCUMSTANCES

(Pursuant to Wisconsin Statute § 893.80(1d)(a))

Claimant Name: Alyssa Schukar

Claimant Address:

Alyssa Schukar
4141 N. Henderson Road
#527
Arlington, VA 22203

Claimant Phone Number: (414) 255-3811 (Attorney Nathaniel Cade, Jr.)

Date and Time of Event Giving Rise to Claim: August 25, 2020

Location of Event Giving Rise to the Claim:

Kenosha County Courthouse
912 56th Street
Kenosha, WI 53140

State of the Circumstances of the Event Giving Rise to the Claim, including the names of all persons involved, the identification of witnesses, if any, and the names and job titles of the local governmental body's employees or agents involved (use additional sheets if necessary):

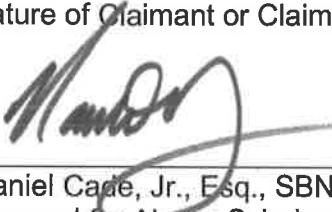
Ms. Schukar is a photojournalist. Ms. Schukar was working freelance for the New York Times. She was working during the Kenosha protests over the unprovoked shooting of Jacob Blake and was taking photos of the protestors and various law enforcement agencies present who were stationed outside of the Kenosha County Courthouse. In the evening of August 25, 2020, numerous rubber bullets were fired by unknown law enforcement agents and officers.

A rubber bullet hit Ms. Schukar in her left hand, and she required surgery on that hand, and still is undergoing physical therapy.

Based on the location where Ms. Schukar was located, there is no doubt that she was not a protestor and was a member of the credentialed press. The only purpose for rubber bullets to have been shot at her would be for law enforcement agents to have purposefully targeted her as a member of the press.

Prior notice of these injuries and law enforcement actions were provided by the New York Times to the Kenosha Sheriff's Department and the City of Kenosha Police Department.

Signature of Claimant or Claimant's Agent:



Date: December 20, 2020

Nathaniel Cade, Jr., Esq., SBN 1028115
(as counsel for Alyssa Schukar)
Cade Law Group LLC
P.O. Box 170887
Milwaukee, WI 53217
(414) 255-3802
nate@cade-law.com



The New York Times
Company

David McCraw
Senior Vice President &
Deputy General Counsel

T 212 556 4031

mccraw@nytimes.com

620 8th Avenue
New York, NY 10018
nytimes.com

October 12, 2020

Mr. David G. Beth
Sheriff
Kenosha County
1000 55th Street
Kenosha, WI 53140

Re: Attack on Photojournalist

Dear Sheriff Beth:

I am an attorney for The New York Times Company (“The Times”). On the night of August 25, 2020, Alyssa Schukar, a freelance photojournalist on assignment in Kenosha for The Times, was shot by law enforcement officers as she covered the protests for us. Based on our investigation, we are convinced that the shooting was intentional, and we ask that a criminal investigation into this incident be opened. In addition, please forward this letter to legal counsel for your office.

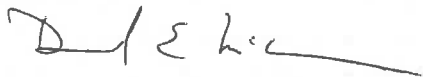
The incident took place near the County Courthouse at around 9:40 p.m. Ms. Schukar and other journalists were standing 20 to 30 yards away—and off to one side—from where a small group of protesters and law enforcement officers were engaged in a confrontation. The group of journalists was clearly separated from the protesters, and they were in no one’s line of fire. At least one person in the journalists’ group was wearing a vest that said “Press.” The others were openly carrying cameras and other photographic equipment. It would have been apparent to anyone at the scene that they were journalists.

Ms. Schukar was holding her camera in front of her with one hand near her mid-section. Without provocation, but with clear intent, one or more of the law enforcement officers fired at the journalists. Ms. Schukar was struck in the hand by a rubber bullet or another less-than-lethal round. The force of the shot fractured her finger, and she has required substantial medical care as a result. Two other journalists in the group were also struck by projectiles from law enforcement and sustained injuries.

It is impossible to believe that the shooting of the three journalists was anything other than an intentional, targeted, and unlawful attack. The officers were located behind fencing, which required them to aim and fire from gaps in the barricade as they launched pepper spray, tear gas, and other less-than-lethal rounds. They were not firing scattershot into the area. And no one could have thought the journalists were protesters or engaged in any sort of threatening behavior. To the contrary, anyone at the scene would have realized they were journalists covering the unrest. All of the circumstances surrounding this attack suggest that, in fact, they were attacked because they were journalists.

In short, this was a criminal assault. Please let me know what we need to do to ensure that the incident is properly investigated and that the responsible parties are pursued and prosecuted.

Sincerely,

A handwritten signature in black ink, appearing to read "D E McCraw", with a long horizontal flourish extending to the right.

David E. McCraw



The New York Times
Company

David McCraw
Senior Vice President &
Deputy General Counsel

T 212 556 4031

mccraw@nytimes.com

620 8th Avenue
New York, NY 10018
nytimes.com

October 12, 2020

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Chief of Police
Kenosha Police Dept.
1000 55th St.
Kenosha, WI 53140

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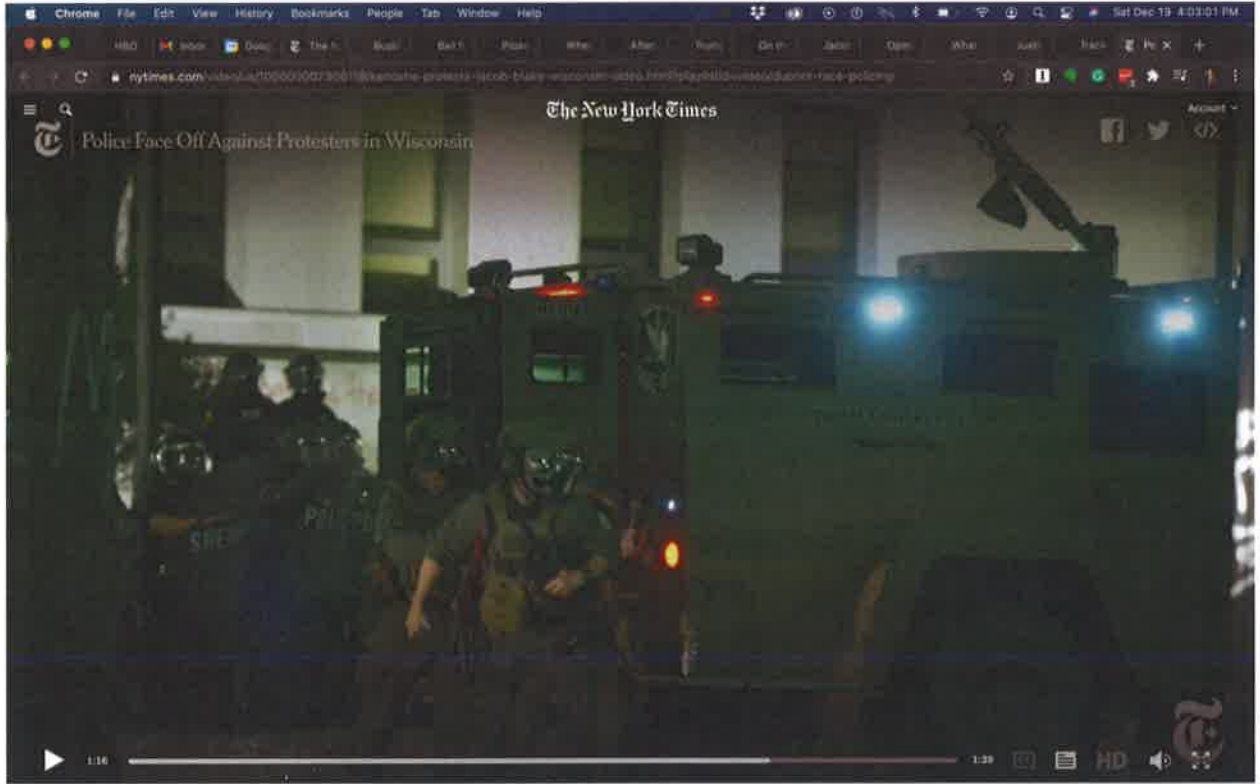
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Sincerely,

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David E. McCraw



Protests in Wisconsin aftermath of Kenosha shooting

KENOSHA, WISCONSIN, USA - AUGUST 25: Police take security measurements during a third night of unrest on August 25, 2020 in Kenosha, Wisconsin, United States. Wisconsin expands National Guard presence amid unrest. Governor declares state of emergency as civil unrest in Kenosha continues after Black man was shot several times at close range in the back during an encounter with a police officer on Sunday. (Photo by Tayfun Coskun/Anadolu Agency via Getty Images)



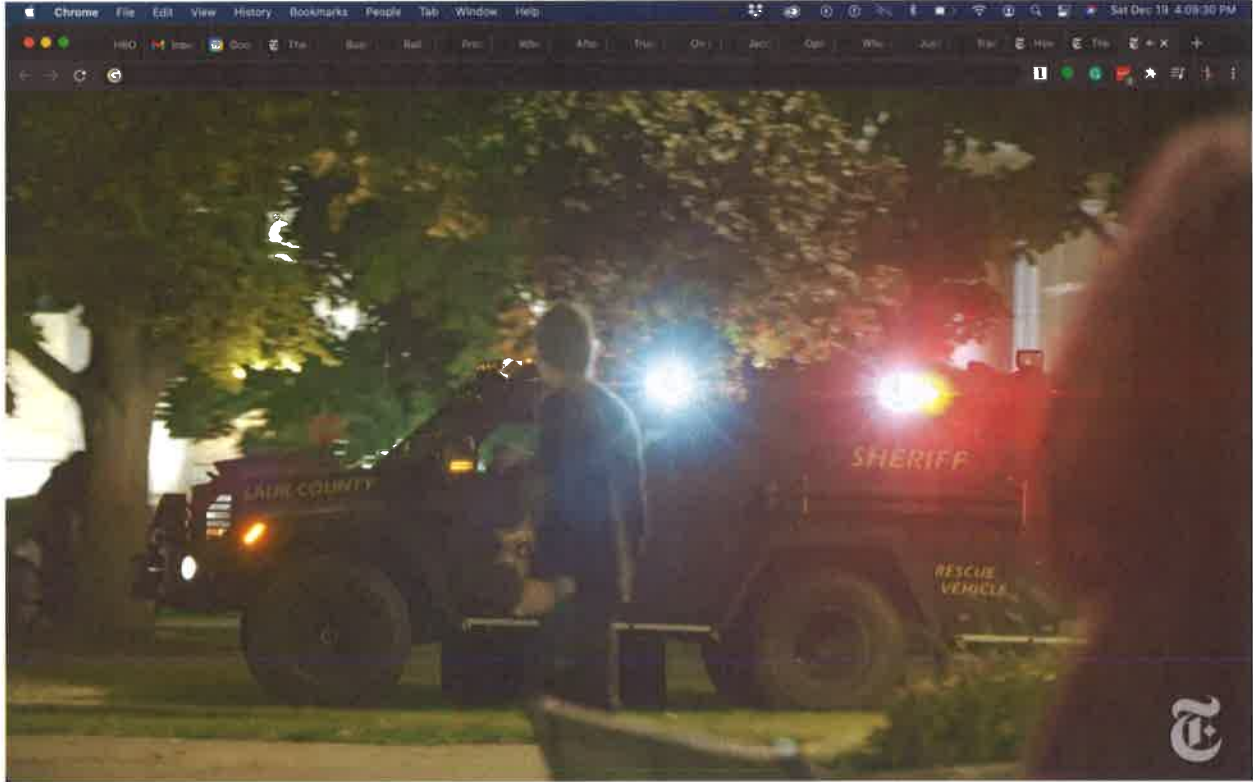
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The New York Times Account

Peaceful Marches and Armored Vehicles: Scenes From Kenosha Protests

3:12 122



DOCUMENT DATE:
August 26, 2020



Security forces take position as people protest outside the Kenosha County Courthouse after a Black man, identified as Jacob Blake, was shot several times by police in Kenosha, Wisconsin, U.S. August 25, 2020. REUTERS/Stephen Maturen

Select usage

CATEGORY

SYSTEM ID:
RTX7RR7F





DOCUMENT DATE:
August 26, 2020

Law enforcement officers guard during a protest following the police shooting of Jacob Blake, a Black man, in Kenosha, Wisconsin, U.S. August 25, 2020. REUTERS/Brendan McDermid
TPX IMAGES OF THE DAY

Select usage

CATEGORY

SYSTEM ID:
RTX7RR38