

## **Carpenter, Tom**

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**From:** Carpenter, Tom  
**Sent:** Thursday, August 19, 2021 10:39 PM  
**To:** Scott Jr., Frank; Moore, Bruce; Blake, Charles; Pruitt, Kendra; Betton, Alex; Mark Hayes; John Wilkerson  
**Cc:** Wisdom, Debbie  
**Subject:** Chief Humphrey v. City?

Dear Mayor,

If the Chief sues the City over the operation of the police department, which is what Mr. Laux's amendment would effectively do, why is he Chief? Mr. Laux said this will happen next week. Does the client understand the ramifications of his lawyer's actions? More to the point, do you feel comfortable supervising or taking policy advice from a Department head who believes his employer — for which you are the chief executive officer — is acting illegally and damaging him?

Discussion of the issue soon is critical.

Tom

Sent from my iPhone

## Carpenter, Tom

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**From:** Carpenter, Tom  
**Sent:** Thursday, August 19, 2021 10:32 PM  
**To:** ROBERT NEWCOMB  
**Cc:** Betton, Alex; Susan Kendall; Tom Kieklak; Justin Eichmann; Charles Starks; Rothwell; Kirk McCauley; David Mattox; John Michael Trent; Zack Farley; Tim Steadman  
**Subject:** Re: \*\*\*\*plaintiff to add a party in Humphrey v. LRFOP, et al. 4:20-CV-1158-JM

Dear Robert,

If the Chief sues the City, I think your point is valid. In this instance, I wonder if the Chief's lawyer is acting in the best interest of his client. Further, if the Chief believes the City has liability for actions in the Department he directs, it creates much more serious issues than attorneys fees.

Tom

Sent from my iPhone

On Aug 19, 2021, at 22:20, ROBERT NEWCOMB wrote:

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FYI

If the Chief does this I think it is morally wrong for the City to continue to pay the Chief's personal legal bill for his personal defense in the Starks case. There is going a suit against him individually with four or five plaintiffs.

I would like your position on why the City taxpayers should pay for his personal defense? How can he sue people he has been sued by individually and have the citizens pays his bills and not pay the bills of those he sues.

The Chief can retaliate against those he suing. How is the City going to prevent retaliation ? I suggest he be relieved of duty until the litigation. Also he should pay his own legal bills in Starks

Sent from my iPhone

Robert Newcomb  
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Begin forwarded message:

**From:** mlaux@lauxlawgroup.com

**Date:** August 19, 2021 at 8:36:14 PM CDT

**To:** Amy Russell , Stacy\_Hatfield@ared.uscourts.gov, jmchambers@ared.uscourts.gov

**Cc:** Tim@johnholleman.net, jholleman@johnholleman.net, tsteadma@gmail.com, ferguson@gill-law.com, vickie@gill-law.com, robertnwcmb@aol.com, newcomboffice@aol.com, lance@lorussolawfirm.com, Michael Laux

**Subject:** \*\*\*\*plaintiff to add a party in Humphrey v. LRFOP, et al. 4:20-CV-1158-JM

Dear Ms. Russell and Ms. Hatfield:

I email to advise you that in the next week or so, Plaintiff will be naming at least one (1) additional party—the City of Little Rock—to his complaint in the matter of *Humphrey v. LRFOP, et al.*, 4:20-CV-1158-JM. This addition is in accordance with the Court’s current FSO which allows amendments and the addition of parties until September 10, 2021. See Doc. #77. I advise via email today for clarity of process because the motions to dismiss plaintiff’s complaint, which were filed by defendants several months ago, are still pending and the Court might issue a ruling any day now, I imagine. Should you have any questions or concerns, please feel free to contact me directly to discuss same. I can be reached at (773) 354-2129.

Thank you very much,

Mike

Michael J. Laux

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## **Carpenter, Tom**

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**From:** Carpenter, Tom  
**Sent:** Friday, August 20, 2021 11:21 AM  
**To:** Scott Jr., Frank; Moore, Bruce; Betton, Alex; Hogan, Rick  
**Subject:** Litigation concerning the City as a defendant

**Dear Mayor Scott and Mr. Moore,**

*This email is sent only to the internal City personnel that have had a discussion on the topic of potential litigation by Chief Humphrey against the City of Little Rock, Arkansas, as a defendant.*

Since our telephone call this morning, I met with Mr. Betton and Mr. Hogan – the two lawyers on my staff who have been involved with Chief Humphrey. I also spoke with Bill Mann this morning – he is in St. Louis at the moment. Later, Mr. Betton, Mr. Hogan, John Wilkerson of AMLDP and Mark Hayes, the Executive Director of AML, discussed the situation we know about since Mr. Laux’s email to the federal court.

This office believes that it would be inappropriate at this time for anyone directly from the City to discuss this recent development with Chief Humphrey, Mr. Laux, or any attorneys hired by AMLDP in associated cases. If the situation changes, we will be in touch.

Not to discuss the issue includes any telephone conversations with parties or attorneys. If a discussion is requested, then attorneys of record in the litigation should contact AMLDP so the discussion can be set up in a manner that protects the best interests of the City, and all City personnel.

**Tom**

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