



Office of the City Attorney

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August 14, 2009

Mr. Steve Bartelt
Office of General Counsel
Marcus Hotels and Resorts
100 E. Wisconsin Ave, Ste. 1950
Milwaukee WI 53202

RE: Complaint against Marcus Hotels
Madison's Lobbying Ordinance

Dear Mr. Bartelt:

Enclosed is a copy of a lobbying complaint which has been filed by Brenda Konkel. Please refer to Sec. 2.40, Madison General Ordinances (MGO).

I draw your particular attention to the definition of "legislative action" under Sec. 2.40(2)(h), MGO. Legislative action includes actions prior to the actual introduction of a resolution, ordinance, or report with the Common Council.

It is not clear from the complaint the stage of development of any potential legislative action involving Marcus Hotels. If your discussions have reached the stage that fall within the definition of Sec. 2.40(2)(h), MGO, then you should be registered and file reports under the Madison Lobbying Ordinance.

This is your opportunity to provide us with any additional information related to the complaint. Do you disagree with any of the allegations? Is there other information you wish to provide?

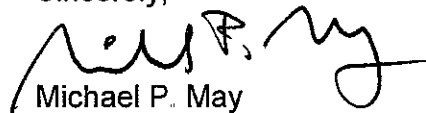
If you believe that you are not subject to the lobbying ordinance, either due to the lack of any legislative action, or for any other reason, please provide me with information as to why you are not subject to the ordinance.

In either event, I ask that you respond to this letter within fifteen days. At that time, our office will determine whether any additional action will be taken.

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Sincerely,

A handwritten signature in black ink, appearing to read "Michael P. May". The signature is fluid and cursive, with a large initial "M" and a long, sweeping tail.

Michael P. May
City Attorney

MPM:pah
Enclosures

cc: (w/o Enclosures)
Brenda Konkel
✓ Adam Gallagher, City Clerk's Office