

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Case No.05-C-0486  
 )  
 WILL J. SHERARD and )  
 W.J. SHERARD REALTY )  
 COMPANY, )  
 )  
 Defendants. )  
 )

---

**DECLARATION OF STACY C. GERBER WARD**

---

1. I, Stacy C. Gerber Ward, am an Assistant United States Attorney in the United States Attorney's Office for the Eastern District of Wisconsin and have been principally responsible for the prosecution of the above-captioned matter.

2. On July 3, 2008, Judge Stadtmueller entered an Order holding the defendants in contempt of court. Docket No. 32. The Order holding Sherard in contempt included an Order requiring that Will J. Sherard and W. J. Sherard Realty (collectively, "Sherard") comply with the terms of the Consent Decree, including but not limited to completing lead-based paint hazard abatement and window replacement work in accordance with a specific schedule attached to the Order.

3. Under that schedule, Sherard was to have twenty-nine (29) properties abated by the end of March 2009. To date, the United States is aware of Sherard completing abatement

work on only two (2) of those properties.

4. On February 4, 2009, the Court ordered Sherard to produce a financial disclosure to the United States. Specifically, that Order stated:

IT IS HEREBY ORDERED that defendants Will J. Sherard and W. J. Sherard Realty Company provide the United States with: (1) a written, sworn financial disclosure within two weeks of this Order; (2) signed releases of information that allow the United States to obtain relevant supporting documents including bank statements, credit reports, credit card reports, and tax returns; and (3) a deposition concerning his assets, if the United States determines that a deposition is necessary to resolve unanswered questions.

Docket No. 37.

5. The financial disclosure forms submitted by Mr. Sherard provided almost no information. In regards to his income and other financial information, Mr. Sherard stated “see tax returns.” While Mr. Sherard’s tax returns do identify the various institutions in which he holds his assets and his dividend and/or interest income from these assets, the tax returns do not identify current balances or transactions that would be significant to the United States assessment of Mr. Sherard’s financial condition.

6. Subsequently, the United States forwarded to Mr. Sherard a series of “release of information” forms that would permit the United States to obtain the necessary account information directly from the financial institutions identified on Mr. Sherard’s tax returns. The Court’s February 4, 2009, Order included a requirement for Mr. Sherard to sign these releases of information. To date, Sherard has refused to sign those forms.

I declare under penalty of perjury that the foregoing is true and correct. Executed this  
27<sup>th</sup> day of April, 2009.

/s/ STACY C. GERBER WARD  
Assistant United States Attorneys  
Eastern District of Wisconsin  
517 E. Wisconsin Ave.  
Milwaukee, WI 53202  
(414) 297-1700  
Facsimile: (414) 297-4394