

October 22, 2003

To the Honorable Common Council  
Of the City of Milwaukee  
Room 205 – City Hall

Re: Communication from Attorney Jonathan Cermele  
on behalf of Paul Kavanagh  
C.I. File No. 03-L-139

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Paul Kavanagh, 749 West State Street, Milwaukee, WI 53233 alleges through his attorneys Eggert & Cermele, S.C., 1840 North Farwell Avenue, #303, Milwaukee, WI 53202 that on November 3, 2002 he sustained injuries while riding in a vehicle being used for police purposes at South 11<sup>th</sup> Street and West Orchard Street. They claim damages in the amount of \$250,000.00.

Our investigation reveals Mr. Kavanagh was on-duty and going about his duties with the Milwaukee Police Department. As such, the exclusive remedy available to Mr. Kavanagh is

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Worker's Compensation pursuant to §102.03(2), Wis. Stats. Accordingly, we recommend that this claim be denied

Very truly yours,

GRANT F. LANGLEY  
City Attorney

MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure  
1032-2003-3389:73928