

May 10, 2007

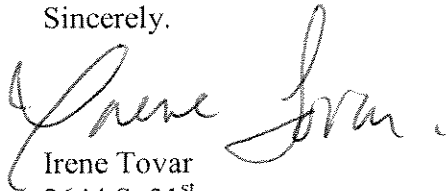
City Of Milwaukee  
Office of the City Attorney  
200 East Wells St, Room# 205  
Milwaukee, WI 53202

Dear, Robert Overholt

I am writing to you, in regard to your decision. I am not content with your response, regarding this issue. I'm not satisfied with your decision, that the wrong teletype was used. I was told different, I was told that MPD did receive the teletype, and they responded. Someone dropped the ball, in all Justice and fairness, I deserve my refund.

I have spoken to Cicero Police and they have advised me differently. I would like to request a hearing, where proof can be presented to me.

Sincerely,



Irene Tovar  
2644 S. 31<sup>st</sup>  
Milwaukee, WI 53215

OFFICE OF  
CITY ATTORNEY

2007 MAY 11 PM 2:42

CITY OF MILWAUKEE  
RECEIVED

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**LINDA ULISS BURKE**  
**VINCENT D. MOSCHELLA**  
Deputy City Attorneys



**THOMAS O. GARTNER**  
**BRUCE D. SCHRIMPF**  
**ROXANE L. CRAWFORD**  
**SUSAN D. BICKERT**  
**STUART S. MUKAMAL**  
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**ADAM B. STEPHENS**  
**KEVIN P. SULLIVAN**  
**BETH CONRADSON CLEARY**  
**THOMAS D. MILLER**  
Assistant City Attorneys

April 19, 2007

Irene Tovar  
2644 South 31st Street  
Milwaukee, WI 53215

RE: Irene Tovar  
C.I. File No: 06-S-367

Dear Ms. Tovar:


We have received your claim in the amount of \$465.00, relating to tow fees that you had to pay to retrieve your stolen vehicle that had been recovered by the Cicero, IL Police Department on October 27, 2006.

Our investigation reveals that the Milwaukee Police Department (MPD) took your report of a stolen vehicle on the date noted above and it was entered into the necessary database to alert police departments outside of this jurisdiction. The Cicero police recovered the vehicle later that day in their jurisdiction. They attempted to contact the MPD via teletype, but the improper teletype format was used, so the MPD never received the recovery information. The MPD learned of the recovery of your vehicle after speaking with you on November 4, 2006. The MPD followed standard procedures in this matter and was not negligent, as such, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

  
**GRANT F. LANGLEY**  
City Attorney

  
**ROBERT M. OVERHOLT**  
Investigator Adjuter

RMO:beg  
1032-2006-3280:118187

OFFICE OF THE CITY ATTORNEY

CITY OF MILWAUKEE

2006 NOV 29 PM 1:08

RON November 22, 2006  
CITY CLERK

CITY OF MILWAUKEE  
RECEIVED

2006 NOV 29 PM 3:39

OFFICE OF  
CITY ATTORNEY

City Clerk  
Attn: Claims  
200 E. Wells St. Room #205  
Milwaukee, WI 53202-3567

Dear: City Clerk of Milwaukee

I Irene Tovar, state a complaint against the Milwaukee Police Department District #6. I am also requesting a reimbursement of \$465. For never being notified that my vehicle was found and reported to the Milwaukee Police Dept on 10/27/06. On October 27, 2006 my vehicle a 95 Saturn was reported stolen outside of my home. The vehicle was stolen between the hours of 6:00 p.m. 10/26/06 through 4:00 a.m. 10/27/2006. I then called the Police Dept and reported my car stolen. A Police officer came to my home that morning, and took all my information. She also wrote down # 3 different phone numbers, where I can be reached if my vehicle would be found. The Police Officer also stated that if I did not respond to any of the calls, then the vehicle would be towed.

I called Dist #6 numerous times during the week following my car being stolen. Per each phone call, the car was never found and still reported as stolen. On Friday, November 3, 2006, I received a certified letter at my home. I was at work, so I could not retrieve this letter until Saturday November 4, 2006. To my surprise I received a letter from Cicero Police Department in Illinois that my car was found on 10/27/06. The letter also stated that it had been towed. I called the Cicero Police Dept and I was told that my car was found earlier that day on 10/27/2006. The Milwaukee Police Dept was informed through a teletype at 3:27 PM. The Cicero Police state they did receive the teletype and they responded asking for records. I was never notified of the car being found, at any of the 3 telephone numbers I gave them.

I then called Tuff Tow lot, and was told that my car would cost me \$465, to retrieve if I would go out there today Saturday 11/4/2006. If I would leave the car any longer, I would only continue to accrual charges. The price was outrageously high, because the car had been there since 10/27/06, and was accruing daily rates. I then called Milwaukee Police Dept, and spoke to Officer Hernandez, that was no help at all. He stated that the car was never reported found, and still in the system reported stolen as we speak. I gave him Cicero Police Dept phone number to call and verify the mix up. I also called Cicero Police and they stated that Milwaukee Police was advised and I should have been told.

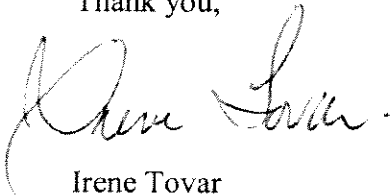
I had to drive to Cicero, IL that Saturday afternoon with my two children and \$465 that I had to borrow to pick-up my car. I'm a mother of 2 children and need my vehicle to transport my kids to school, and myself to work. I was put through much inconvenience because of this mix up. If I were notified in a timely manner, then I would not have to pay this large amount.

I don't feel it was fair to me to pay for someone's error at the Police Station. Someone dropped the ball, and I should have been notified. If I were then it would be my choices to have my car sit for 1/week in a tow lot accruing charges. Out of all fairness, I strongly believe that I should be compensated \$465.

This ordeal has caused me much frustration, and in all Fairness, and Justice I would like to be reimbursed in the amount of \$465. I don't feel it was fair to me to have paid this amount, due to someone's inaccuracy. People need to be responsible for their work duties, and recognize their errors.

Your consideration is greatly appreciated.

Thank you,

A handwritten signature in cursive script, appearing to read "Irene Tovar".

Irene Tovar  
2644 S 31 St  
Milwaukee, WI 53215  
414-486-2262 Work  
414-383-4773 Home

PV-17 05/05 MILWAUKEE POLICE DEPARTMENT  
CRIME VICTIM RESOURCES

Contact Officer: PO. Arce  
Incident Number 03100024 Incident Date: 10-27-06  
Six District Unit Six Shift Hours: 6A-8A  
Phone Number: 935-7262

**The Contact Officer is your primary source for general information regarding the investigation as well as arrests and the status of property in police custody.**

If an **ADULT** has been arrested in this case you may contact the Milwaukee County Criminal Justice Facility, 949 N. 9th Street, Milwaukee, WI 53233, Inmate Information (414) 226-7070, to determine if that **ADULT** is in custody.

If an **ADULT** is arrested and the case is referred to the District Attorney's Office for prosecution you will be contacted by the Victim Witness Unit regarding your rights. You may contact the District Attorney's Office at: Milwaukee County District Attorney's Office, 821 W. State Street Room 612, Milwaukee, WI 53233, Victim Witness Services (414) 278-4667.

If a **JUVENILE** is arrested, contact: Milwaukee County Children's Court Center, Juvenile Detention, 10201 W. Watertown Plank Rd, Wauwatosa, WI 53226, (414) 257-7719 to determine if that **JUVENILE** is in custody. Please allow time for transport. If the **JUVENILE** is held and the case is prosecuted you will be contacted by the Victim Witness Unit regarding your rights.

If a **JUVENILE** is arrested, but not taken to the Detention Center, the police will be forwarding the reports to the Juvenile Intake Unit. Please note that these reports will be forwarded within **two weeks**. If you wish to exercise your rights to communicate with the Intake Worker please contact: Milwaukee County Children's Court Center, 10201 W. Watertown Plank Rd, Wauwatosa, WI 53226 (414) 257-7834.

Agencies in the criminal justice system will make a good faith attempt to contact you, and assist you in exercising your rights as a crime victim throughout the justice process. However, if you have questions or concerns please use the resources contained on this sheet to seek information in a timely fashion or call the contact officer above for assistance. **Please notify the contact officer of any changes in your address or telephone number.**

*If you are subjected to threats or intimidation because of your cooperation with the police or prosecutors on this case please contact the Milwaukee Police Department (414) 933-4444.*

**IF YOU ARE IN IMMEDIATE DANGER CALL 9-1-1**

## INFORMATION AND RESOURCES FOR CRIME VICTIMS

*Crime victims, and in some instances family members, are granted the following rights by state law:*

- To receive protection from the offender throughout the criminal justice process.
- Assistance with an employer to minimize your loss of pay resulting from your cooperation with the criminal justice system.
- The prompt return of property when it is no longer needed by law enforcement as evidence.
- Information regarding financial restitution, compensation and other services.
- A speedy disposition of the criminal case.
- Be notified of court proceedings and hearings.
- To be accompanied to court by a service provider, have a separate waiting area and receive a witness fee for appearances in court.
- Communicate with the District Attorney (in criminal or juvenile cases); Intake workers or Corporation Counsel (in juvenile cases), regarding the possible outcomes of the case.
- Provide a statement to the Court at the time of disposition of the case, or parole of the offender, detailing the economic, psychological and physical impact of the crime.
- Be notified of parole hearings and release of the offender.
- In some cases, to request HIV testing of the offender and disclosure of results.

## CRIME VICTIM COMPENSATION

The Crime Victim Compensation Program may be available to help you pay for out-of-pocket expenses not covered by any insurance (such as medical bills and lost wages) which directly result from the crime even if there is no arrest or conviction. It is not available for property damage or loss. For information and applications contact:

**Wisconsin Department of Justice  
Crime Victim Compensation Program  
P.O. Box 7951 Madison, WI 53707-7951  
(800) 446-6564**

For information and referrals  
to service agencies available  
for assistance please contact:  
211  
**24 Hour Referral Source**

Please contact Victim Witness  
Services at 278-4667 for a  
complete list of rights and  
how to exercise them.

NOTICE OF TOWED MOTOR VEHICLE/HEARING RIGHTS

IRENE TOVAR  
2644 S 31<sup>ST</sup>  
MILWAUKEE WI 53215

You are hereby given notice that		1995	SATURN
5834375	IL	06	1G8ZH528SZ282832
Registration	State	Year	VIN

Which was last registered in your name, was towed from 3244 S 54<sup>TH</sup> AVE, CICERO IL as a violation of  
33/122 STOLEN VEHICLE ON DATE 27OCT06

Ordinance No.

The Motor vehicle is currently impounded at:

TUFF CAR COMPANY INC.  
1924 SOUTH LARAMIE AVENUE  
CICERO, ILLINOIS 60804  
708.222.8155

You have the right to a post-tow hearing to determine the validity of the tow and any storage charges. This hearing will not be determinative of, or adjudicate, any citation issued relative to the tow. **THE HEARING WILL BE CONDUCTED BY THE POLICE DEPARTMENT. THE ONLY ISSUE(S) CONSIDERED AT THE HEARING WILL BE WHETHER OR NOT THE VEHICLE WAS TOWED/STORED IN ACCORDANCE WITH THE ORDINANCES OF THE TOWN OF CICERO AND THE APPROPRIATE ILLINOIS STATUES.** In those instances where your vehicle has been released upon your payment of a cash bond. In those instances where you elect that the vehicle has been released upon your payment of a cash bond. In those instances where you elect that the vehicle remains impounded, a hearing shall take place at your option within twenty-four (24) hours after your request for said hearing on a date convenient to you and the town.

If you do not request a hearing within seven (7) days of the mailing notice, your right to such a hearings forfeited and you must pay the total cost of the tow and storage to obtain your motor vehicle.

YOUR FAILURE TO REQUEST A TOW HEARING OR OTHERWISE TAKE POSSESSION OF YOUR MOTOR VEHICLE, AS SET FORTH ABOVE, SHALL CONSTITUTE A WAIVER OF YOUR INTEREST IN THE VEHICLE (INCLUDING CONTENTS AND LICENSE PLATE) BY AUCTION OR JUNK AS SET FORTH IN THE ILLINOIS COMPLIED STATUES 625 ILCS 5/4-201 THROUGH 4-209.1 ET. SEQ. ALL TOWING/STORAGE COSTS ON UNCLAIMED VEHICLES NOT RECOVERED AT SALE SHALL BE THE RESPONSIBILITY OF THE REGISTERED OWNER(S).

Disposition Date: 10NOV06

VEHICLES OVER SEVEN YEARS OF AGE WILL BE JUNKED AFTER 10 DAYS.

VEHICLES SEVEN YEARS OF AGE OR NEWER WILL BE AUCTIONED AFTER 20 DAYS

Tow No. 06-4005  
Tow Date: 27OCT06  
Date Sent: 31OCT06

Cicero Police Department/Records Division  
4932 W. 25th Place  
Cicero, IL 60804 708.652.2130 EXT. 343



Dedicated To Serve

4932 West 25th Place

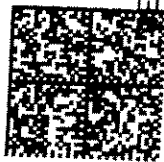
Cicero, Illinois 60804

DEPARTMENT OF POLICE

Town of Cicero

NA 11-3-06

7003 2260 0002 9615 46



UNITED STATES POSTAGE



PERMIT NO. 111111

02 1A

0004382283

MAILED FROM ZIP CODE 60804

\$ 04.640

OCT 31 2006

1118



**Tuff Car Co., Inc.**

1924 S Laramie, Casper, WY 82604  
 Phone: 708-221-5155

**INVOICE**

To:

Service For:

Invoice Date: 11/04/2006  
 Invoice Number: 06-4005  
 Job Number: 27385

Acct	Reference(1)	Reference(2)		
N/A				
Vehicle Details		Odometer		
Green / 4-door / 1995 / Saturn / State: WI / Lic. #: 149FSY / VIN: 1G82H5284SZ282832				
PickUp At		DropOff At		
3234 54AVE		1924 LARAMIE		
Call Time	Dispatch Time	Arrive Time		
		In-Tow Time		
		Drop-Off Time		
		2:35 PM		
Date	Item	Qty	Rate	Charge
10/27/2006	Tow - Police	1	\$150.00	\$150.00
10/27/2006	Storage(A)	9.00	\$35.00	\$315.00

Item	Amount
Sub Total	\$465.00
Sales Tax	\$0.00
<b>Total Due</b>	<b>\$465.00</b>

Paid: \$465.00 by Cash

I, the undersigned, do hereby certify that I am legally authorized and entitled to take possession of the vehicle described above and all personal property therein.

Customer Signature \_\_\_\_\_

Tuff Car Co., Inc.

ORIGINAL Receipt

INVOICE

To:

Service For:

EVISTA  
raloxifene HCl

Invoice Date: 11/04/2006  
Invoice Number: 06-4005  
Job Number: 27385

Acct	Reference(1)	Reference(2)		
N/A				
Vehicle Details		Odometer		
Green / 4-door / 1995 / Saturn / State: WI / Lic. #: 149FSY / VIN: 1G82H5284SZ282832				
PickUp At		DropOff At		
3234 54AVE		1924 LARAMIE		
Call Time	Dispatch Time	Arrive Time		
		In-Tow Time		
		Drop-Off Time		
		2:35 PM		
Date	Item	Qty	Rate	Charge
10/27/2006	Tow - Police	1	\$150.00	\$150.00
10/27/2006	Storage(A)	9.00	\$35.00	\$315.00
		Item	Amount	
		Sub Total	\$465.00	
		Sales Tax	\$0.00	
		Total Due	\$465.00	

Paid: \$465.00 by Cash

I, the undersigned, do hereby certify that I am legally authorized and entitled to take possession of the vehicle described above and all personal property therein.

Customer Signature \_\_\_\_\_