

CITY OF MILWAUKEE

Form CA-43

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March 25, 2002

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

Re: Communication from: E.J. Hokanson
C.I. File No. 02-L-9

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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 and Legislation with the following recommendation.

Claimant, E.J. Hokanson, 2935 North Prospect Avenue, Milwaukee, WI 53211 alleges, that on September 13, 2001 he suffered loss of health, property and punitive damages because the Department of Neighborhood Services allegedly destroyed and removed personal property from his premises. He now seeks \$60,010,000.00 for these losses and damages.

Our investigation reveals the Department of Neighborhood Services enforced the City's Building and Zoning codes pursuant to a permanent injunction issued by Milwaukee County Circuit Court. The action was a result of illegal outside storage of various items of personal property. A clean-up order was issued to Mr. Hokanson on or about April 19, 2001. Mr. Hokanson did not comply with the order. The City then cleaned up Mr. Hokanson's property by private contractor. The City of Milwaukee followed proper procedures and complied with applicable statutes dealing with clean up of nuisances on private property. Based upon this information the City cannot accept liability for the Claimant's loss. Accordingly, we recommend that this claim be denied.

Very truly yours,


GRANT F. LANGLEY
City Attorney


MICHAEL G. TOBIN
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Enclosure