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May 8, 2006

Daniel & Eileen Gonzalez
W177N8916 St. Thomas Drive
Menomonee Falls, WI 53051

RE: Daniel & Eileen Gonzalez
C.I. File No: 06-S-83

Dear Mr. and Mrs. Gonzalez:

We have received your claim in the amount of \$1,418.00, relating to damage by the Milwaukee Police on March 8, 2006 during their search for a suspect wanted on a felony VOP warrant at 6480 North 56th Street.

Our investigation reveals the Milwaukee Police Department (MPD) was sent to this location to check for a suspect that was wanted on a felony Violation of Probation/Parole Warrant. Our office spoke with the supervisor on scene and he indicated that MPD was acting on a request from a Probation/Parole Officer and on information supplied by this individual.

When the MPD arrived on scene a subject that matched the description of the individual they were seeking was observed exiting the residence. The police officers identified themselves; the individual immediately turned around and ran back into the residence, locking the door behind him. The officers then forced entry into the home to pursue this person. When additional officers arrived on scene, the person was located and it was learned that this was not the person they were seeking. The MPD was acting within the sphere of their responsibility; the city would not be liable. Therefore, we are denying your claim.


Daniel & Eileen Gonzalez
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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 Adjuster

RMO:beg
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