

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
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
VINCENT J. BOBOT
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN M. ZALEWSKI
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
Assistant City Attorneys

June 7, 2007

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

Re: Resolution relating to the Claim of Roy M. Butz
C.I. File No. 07-L-34

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, Roy M. Butz, P.O. Box 1045, Madison, WI 53701 alleges that on January 16, 2007 his vehicle was towed and subsequently sold improperly. He claims damages in the amount of \$6,000.00.

Our investigation reveals that his vehicle was towed as Prisoner's Property. The tow lot followed applicable regulations for the notice regarding the towing of the vehicle. On February 16, 2007 the tow lot received a faxed notarized letter signed by the claimant which released the vehicle to Mr. Steve Harper and also allowed Joe's Towing to retrieve from the tow lot. On February 19, 2007 a driver from Joe's Towing paid the outstanding fees of \$775.00 and retrieved the vehicle. The vehicle was not sold by the tow lot. The City followed proper procedure. As such, the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure

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OFFICE OF THE CITY ATTORNEY