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January 18, 2023

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

Re: Communication from Trevon Smith  
C.I. File No. 1044-2021-1483

Dear Sir or Madam:

Enclosed please find a proposed resolution. We ask that it be referred to the Committee on Judiciary and Legislation with the following recommendation.

Claimant is seeking payment for the value of a 2008 Acura RDX. The subject vehicle was destroyed on April 19, 2019, after being held as evidence by the Milwaukee Police Department.

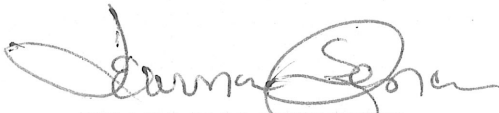
Our investigation into this matter revealed that on February 27, 2019, claimant used this vehicle while engaged in criminal activity, and subsequently lead the MPD on a high speed chase. The chase ended with claimant being apprehended and taken into custody, and the subject vehicle was taken into evidence at the City Tow Lot. The vehicle was released from evidence on February 28, 2019, and the Tow Lot staff attempted to notify the vehicle owner via certified mail. Four letters were sent to the registered owner of the vehicle and to the individual who the plates were registered to. Getting no response, the vehicle was destroyed on April 19, 2019.



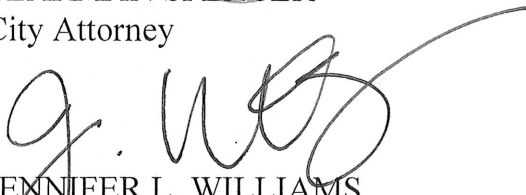
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It is our view that the Milwaukee Police Department and the City Tow Lot acted within the scope of their responsibility, and as such, are not liable for damages in this case. Therefore, we recommend that this claim for \$10,759.00 be denied.

Very truly yours,



TEARMAN SPENCER  
City Attorney



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JLW/PK/cdr

Enclosures

1044-2021-1483/283378