

March 7, 2006

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

Re: Communication from Action Law Offices, S.C.
On behalf of Kristina L. Taylor
C.I. File No. 05-L-69

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, Kristina L. Taylor, 3237 North Buffum Street, Milwaukee, WI 53212, alleges through her attorney, Action Law Offices, S.C., 933 North Mayfair Road, Suite 200, Milwaukee, WI 53226, and also alleges through American Family Insurance, by its representative Joel J. Rogers, Post Office Box 2927, Milwaukee, WI 53201-2927, as subrogee, that on December 7, 2004 her vehicle collided with a police squad car which was pursuing another vehicle. They claim damages in the amount \$39,509.73.

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Our investigation reveals that the Milwaukee police acted appropriately. The squad involved in the accident was lawfully in pursuit of a third vehicle when the squad was involved in a collision with the vehicle driven by Ms. Taylor. Preceding the collision and during the pursuit of the third vehicle, the officers had activated the emergency lights and siren on the squad. The collision between the squad and the vehicle driven by Ms. Taylor occurred at the intersection between a mid-block alley and North Buffum Street. The officers slowed the squad as they drove in the alley and approached North Buffum Street. Under these circumstances, the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
1032-2005-344:102677