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February 25, 2008

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

Re: Resolution relating to the claim of Emma Jean & Sammie Lee Glass
Through their attorney Alan Eisenberg
C.I. File No. 07-L-111

Dear Council Members:

Claimants, Emma Jean and Sammie Lee Glass, 3302 North 29th Street, Milwaukee, WI 53216 by their attorney Alan Eisenberg, 3111 West Wisconsin Avenue, Milwaukee, WI 53208-3957 allege that they have been harassed by the Department of Neighborhood Services (DNS) over the last year regarding several zoning and building code violations. They claim damages in the amount of \$100,000.00.

Our investigation reveals that the DNS responded to a complaint received from the Milwaukee Police Department regarding a recycling operation being operated out of the claimants' garage. The inspection confirmed this operation was in violation of the Milwaukee Zoning Code. The DNS made several surprise inspections based on the nature of the operation. An order was issued and the violation was subsequently corrected.

The DNS Inspector issued two other citations for what were believed to be violations of the Building Code. The citations were dismissed by the Municipal Court with prejudice.

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The DNS followed standard procedures pursuant to the powers and duties vested in §200-01, Milwaukee Code of Ordinances. Since the DNS was acting within its powers and duties, we recommend denial of this claim.

Very truly yours,

GRANT F. LANGLEY
City Attorney

PATRICIA A. FRICKER
Assistant City Attorney

PAF:beg
Enclosure
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