

**GRANT F. LANGLEY**

City Attorney

**VINCENT D. MOSCHELLA**

**MIRIAM R. HORWITZ**

**ADAM B. STEPHENS**

Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551  
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**SUSAN E. LAPPEN**  
**JAN A. SMOKOWICZ**  
**PATRICIA A. FRICKER**  
**HEIDI WICK SPOERL**  
**KURT A. BEHLING**  
**GREGG C. HAGOPIAN**  
**ELLEN H. TANGEN**  
**JAY A. UNORA**  
**KATHRYN Z. BLOCK**  
**KEVIN P. SULLIVAN**  
**THOMAS D. MILLER**  
**JARELY M. RUIZ**  
**ROBIN A. PEDERSON**  
**JEREMY R. MCKENZIE**  
**MARY L. SCHANNING**  
**PETER J. BLOCK**  
**NICHOLAS P. DESIATO**  
**JOANNA GIBELEV**  
**JENNY YUAN**  
**KAIL J. DECKER**  
**ALLISON N. FLANAGAN**  
**LA KEISHA W. BUTLER**  
**PATRICK J. LEIGL**  
**HEATHER H. HOUGH**  
**ANDREA J. FOWLER**  
**PATRICK J. MCCLAIN**  
**NAOMI E. GEHLING**  
**CALVIN V. FERMIN**  
**BENJAMIN J. ROOVERS**  
Assistant City Attorneys

January 28, 2016

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

Re: C.I. File No. 1044-2015-2377  
Communication from: PROGRESSIVE INSURANCE, by its representative  
Richard Berlan  
P.O. Box 512929  
Los Angeles, CA 90051  
on behalf of: KIM BRANCH  
2752 N. Bartlett Avenue, Apt. 3,  
Milwaukee, WI 53211

Dear Council Members:

Claimant, Kim Branch, alleges through Progressive Insurance that on May 27, 2015 her car was towed while legally parked at 2752 North Bartlett Avenue. She claims the car was damaged during the tow, and claims damages of \$11,935.94.

Tow Lot records indicate that the car was stolen, and recovered (with no tires or wheels) on June 1, 2015 in an alley at 423 West Keefe Avenue. The claimant authorized the tow. It was towed, in this condition, on a flatbed. There is no evidence that the City was negligent in this matter, and there is no basis for City liability. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

PATRICIA A. FRICKER  
Assistant City Attorney

PAF:cdr  
Enclosure

c: David Lawrence (Tow Lot)

1044-2015-2377/224926

