

September 14, 2004

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

Re: Communication from Anita Cherry
C.I. File No. 04-L-90

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, Anita Cherry, 330 West Keefe Avenue, Milwaukee, WI 53212 alleges that in July 2003 her vehicle was towed from her residence at or near 4565 North 29th Street and later destroyed. She claims damages in the amount of \$5,000.00.

Our investigation reveals that the City's towing contractor never picked the claimant's vehicle up. The claimant's vehicle was towed by Road Patrol and the tow was requested by a private party. The claimant noted this fact in her claim. Since the City was not involved with this matter it cannot accept liability. Accordingly, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure
1044-2004-2339:85060
c: David Lawrence