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January 31, 2013

Leonard Smith
3124 West Silver Spring Drive, Apt. # A
Milwaukee, WI 53209

*Mailed
2-4-13*

RE: C.I. File No. 12-S-251
Communication from LEONARD M. SMITH

Dear Mr. Smith,

We have received your claim in the amount of \$1,300.00 relating to your arrest on May 11, 2012; and the confiscation and safekeeping of property when the Milwaukee Police Department was called to 1140 North Old World Third Street in Milwaukee, Wisconsin.

Our investigation reveals the Milwaukee Police Department was dispatched to 1140 North Old World Third Street due to reports of loitering and/or prowling. The police department made contact with you to discuss this issue and you were subsequently placed under arrest. At the time of your arrest, the property you were in possession of was taken into police custody for further investigation and use for future court appearance(s) if needed. You were not able to prove ownership of the property you were in possession of; therefore you were not listed as the owner of the property.

The Milwaukee Police Department followed proper procedures in this matter and your allegations are unsupported by specific factual data. The police were acting within the scope of their responsibility, the action taken in this matter was necessary and appropriate for the circumstances and as such, the City of Milwaukee would not be liable. Therefore, we are denying your claim.

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If you wish to appeal this decision, you may do so by sending in a letter within 21 days of receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY
City Attorney



KARI GIPSON
Investigator Adjuster

KBG:cdr

1032-2012-2789/188825