

CITY OF MILWAUKEE

Tracy Campbell  
2946 N. 2<sup>nd</sup> Street, Apt 112  
Milwaukee WI 53212

2001 APR -4 PM 2:58

RONALD D. LEONHARDT  
CITY CLERK

April 4, 2001

Milwaukee City Clerk  
200 East Wells, Room 205  
Milwaukee WI 53201

Re: CI File No. 01-S-84

Dear Sir or Madam:

I am in receipt of your letter dated March 15, 2001 in which the City of Milwaukee has denied my claim for damage sustained to my automobile when the Milwaukee Police Department towed an abandoned vehicle and in the process hit my car and subsequently \$1,499.94 in damage was done. (See attached denial letter)

I wish to appeal your decision based on the following reasons. Firstly, the car in question was imbedded in a snow bank and surrounded by other vehicles, it was almost a certainty that some damage would be done to the other cars nearby when the abandoned car was towed off the snow bank. Although the police needed to ascertain if the car was stolen and were acting in their capacity to assess public safety, they also have a duty to protect innocent citizen's property as well. The police officer never attempted to run our license plates and try contact us as the owners of the car, nor ask any of the neighbors of that area if the car belonged to them so we could attempt to move the car and avoid the damage. I feel that no due diligence was done on the part of the police department to avoid the damage, they acted quickly and did not attempt to mitigate any damage that would be done to any other property in the immediate area.

Additionally your letter states that the police acted "quickly" because the car in question was suspected stolen and the engine was revving. When I spoke with the police officer who had the car towed, he stated to me that when the police approached the car that it was on the snow bank, it was missing the steering column, no tags were on the car and there was no way to identify the owner of the car and it was assumed that the car was stolen. He never mentioned that the car motor was on or revving, necessitating getting it off the snow bank immediately to avoid any possible harm. He never intimated to me that that there was any immediate need for the car to be towed.

I am asking that the City of Milwaukee reconsider the claim due to the facts I have presented above and to consider that the car is my only form of transportation and although it works, I feel it is unfair for me to have to pay for the damage when it was clearly not my fault.

Please feel free to contact me with your final decision at (414) 287-8771. Thank you for your consideration.

Sincerely,



Tracy Campbell

5

CITY OF MILWAUKEE

2001 MAR -2 AM 10: 07

RONALD D. LEONHARDT  
CITY CLERK

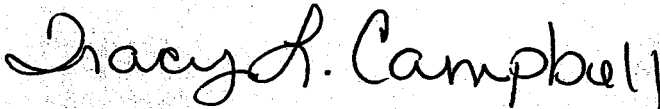
March 2, 2001

City Clerk  
Attn: CLAIMS  
200 E. Wells St. Room 205  
Milwaukee, WI 53202-3567

Dear Sir or Madam:

This document is to seek reimbursements for the damages done to my car on Sunday February 11, 2001, at approximately 5:48 A.M. Enclosed is a copy of the note that I found attached to my window when awakening that morning. Therefore, I am asking for \$1600 for the necessary repairs to my vehicle. I have also enclosed two itemized estimates for the repair work that has to be completed. I can be reached Monday through Friday between the hours of 8:00 A.M. and 5:00 P.M. at (414) 287-8771. Your cooperation would be greatly appreciated in this matter.

Sincerely,



Tracy L. Campbell

CITY OF MILWAUKEE  
RECEIVED

'01 MAR -2 PM 3: 28

OFFICE OF  
CITY ATTORNEY

PR-3 Rev. 10/99

**MILWAUKEE POLICE DEPARTMENT  
ADMINISTRATION BUILDING  
749 WEST STATE STREET**

REFERRAL MEMO DATE \_\_\_\_\_ 19 \_\_\_\_\_

TO ENTER: REPORT TO ADDRESS INDICATED

- Accident Investigator  
951 N. James Lovell Street.....Room 204K
- Traffic Records  
951 N. James Lovell Street.....Room 204
- Sensitive Crimes  
951 N. James Lovell Street.....Room 529
- Open Records  
951 N. James Lovell Street.....Room 304
- Criminal Investigation Bureau  
951 N. James Lovell Street.....Room 304
- Criminal Investigation Assembly  
951 N. James Lovell Street.....Room 404
- Vice Division  
951 N. James Lovell Street.....Room 427
- City Attorney  
951 N. James Lovell Street.....Room 205

Name: Defendant/Subject \_\_\_\_\_  
Date of Event: \_\_\_\_\_

Citation Number: \_\_\_\_\_

Name: Police Officer & P.R.# \_\_\_\_\_  
Date of Review: \_\_\_\_\_

- District Attorney 949 N. 9 St. ....Room 110
- Municipal Court 951 N. James Lovell Street
- Children's Center 10201 W. Watertown Plank Rd.
- Other \_\_\_\_\_

D.A. SENSITIVE CRIMES UNIT.....949 N. 9TH STREET

- Victim Waiting Room #102
- Suspect Waiting Room #110

Will officer be Present  Yes  No  
Name of person or officer to contact: \_\_\_\_\_

Regarding \_\_\_\_\_

Date \_\_\_\_\_ 19 \_\_\_\_\_ Time \_\_\_\_\_ A.M./P.M.

Issued By: \_\_\_\_\_

Rank \_\_\_\_\_ Work Loc. \_\_\_\_\_

Sunday Feb, 14, 2001 5:48 A.M.  
 Tracy L Campbell  
 Vehicle Owner  
 Please Contact  
 Po Brad Mellenhien  
 of the Milwaukee Police Dept.  
 Regarding the Drivers Door Damage  
 to your Auto. 935-7866  
 My hours of work are 12 AM to  
 8 AM. If you don't reach me  
 when you call please leave a  
 message and the best time to  
 call you back.  
 Thank you  
 Po Brad Mellenhien  
 DISTRICT # 3  
 935-7866

B R A E G E R  
 4100 S. 27TH STREET  
 MILWAUKEE, WI 53221  
 PHONE: (414) 281-5000 FAX: (414) 281-8363  
 TIN 39-0394520

CD LOG NO 1593-1      DATE 02/13/01

SHOP: 27TH STREET AUTO BODY	INSP DATE: 02/13/01
ADDRESS: 4100 S. 27TH STREET	CONTACT: KIM SCHULZE
CITY STATE: MILWAUKEE, WI	PHONE 1: (414)281-0454
ZIP: 53221-	PHONE 2: (414)281-5000 EXT 265
	FAX: (414)281-8363

OWNER: CAMPBELL, TRACY	HOME PHONE: (000)405-4152
ADDRESS: 2946 N. 2ND STREET	WORK PHONE: (000)287-8771
CITY STATE: MILWAUKEE, WI	
ZIP: 53212-	

POINT OF IMPACT: 7      TYPE OF LOSS: /UNK

LIC#: 671AYK	STATE: WI	VIN: 1G4CX54C8K1651315
BODY COLOR: BLUE		MILEAGE: 126,797
CONDITION: GOOD		ACCTNG CTL#:

DRIVEABLE: Yes      VEH. INSP#:

*=USER-ENTERED VALUE	E=NEW PART	EC=ECONOMY PART
EU=SALVAGE PART	EP=SEE PX REPORT	ET=LABOR PARTIAL REPLACE
IT=LABOR PARTIAL REPAIR	I=REPAIR/ALIGN/SUBLET	L=REFINISH
N=ADDNL LABOR OPERATION	P=CHECK	TE=PART/PARTIAL REPLACE
AA=APPEARANCE ALLOWANCE	RP=RELATED PRIOR DAMAGE	UP=UNRELATED PRIOR DAMAGE
RI=R&I ASSEMBLY		

ESTIMATE IS BASED ON VISIBLE DAMAGE ONLY-ADDITIONAL DAMAGE MAY BE PRESENT  
 PARTS PRICES ARE SUBJECT TO INVOICE

1989 BUICK ELECTRA LIMITED 4DR SEDAN S5303A/E OPTNS B/24ILPR

OPTIONS: TWO-STAGE - EXTERIOR SURFACES	TWO-STAGE - INTERIOR SURFACES
POWER FRONT SEATS	TILT STEERING WHEEL
POWER DOOR LOCKS	ELEC REMOTE CONTROL MIRRORS

OP	GDE	MC	DESCRIPTION	MFG. PART NO.	PRICE	AJ%	HOURS	R
E	0130		MLDG, FENDER SIDE MAY NOT BE AVAILIBLE	L/R 20623927 GM PART	33.00		0.2	1
RI	0124		MLDG, WHEEL OPENING REMOVE FOR PAINT	LT R&I ASSEMBLY			0.3	1
EU	0207		DOOR ASSEMBLY, FRONT	LT SALVAGE PART	270.00*		3.4	1
L	0207	09	DOOR SHELL, FRONT	LT REFINISH			4.6	4
				SURFACE			2.3	
				EDGE			1.0	
				TWO STAGE			.7	
				TWO STAGE SETUP			.6	

E 0266	MLDG, FRONT DOOR SIDE	LT 20501741 GM PART	48.00	0.3	1
	MAY NOT BE AVAILIBLE				
I 0287	02 DOOR SHELL, REAR	LT REPAIR		6.5	*1
L 0287	DOOR SHELL, REAR	LT REFINISH		2.3	4
		SURFACE		1.9	
		TWO STAGE		.4	
RI 0451	MLDG, REAR DOOR BELT	LT R&I ASSEMBLY		1.4	1
E 0331	MLDG, REAR DOOR SIDE	LT 20501570 GM PART	48.00	0.3	1
	MAY NOT BE AVAILIBLE				
RI 0327	MLDG, REAR DOOR EDGE	LT R&I ASSEMBLY		0.1	1
RI 0309	HANDLE, RR DOOR OUTER	LT R&I ASSEMBLY		0.6	1
RI 0387	MLDG, QTR WHL OPENING	LT R&I ASSEMBLY		0.3	1
	REMOVE FOR PAINT				
EC M7	PINSTripES-TAPE	ECONOMY PART	12.00*		*1*
L M16	COLOR BLEND	REFINISH	*		*4*
I M60	HAZARD. WSTE. REM.	SUBLET REPAIR	5.00*		*1*

15 ITEMS

MC MESSAGE(S)  
 02 PART NO. DISCONTINUED, CALL DEALER FOR EXACT PART NO  
 09 INCLUDES 0.6 HOURS MAJOR PANEL TWO-STAGE ALLOWANCE

FINAL CALCULATIONS & ENTRIES

GROSS PARTS				129.00
OTHER PARTS				282.00
PAINT MATERIAL				151.80
PARTS TOTAL				562.80
TAX ON PARTS & MATERIAL @			5.600%	31.51
LABOR	RATE	REPLACE HRS	REPAIR HRS	
1-SHEET METAL	42.00	6.9	6.5	562.80
2-MECH/ELEC	69.00			
3-FRAME	42.00			
4-REFINISH	42.00	6.9		289.80
5-PAINT MATERIAL	22.00			
LABOR TOTAL				852.60
TAX ON LABOR		@	5.600%	47.75
SUBLET REPAIRS				5.00
TAX ON SUBLET		@	5.600%	0.28
TOWING				
STORAGE				

GROSS TOTAL 1,499.94

NET TOTAL 1,499.94

ADP SHOPLINK U3708 ES CD LOG 1593-1 DATE 02/13/01 10:25:35AM R6.1 CD 01/01  
 PXN:N/00/00/00/00 CUM:/// HOST LOG

COPYRIGHT 1999, AUTOMATIC DATA PROCESSING, INC.

1.7 HOURS WERE ADDED TO THIS ESTIMATE BASED ON ADP'S TWO-STAGE REFINISH  
 FORMULA: 20% OF REFINISH HOURS, AFTER OVERLAP, PLUS 0.6 HOURS FOR THE FIRST  
 MAJOR PANEL, WHERE NOTED.

-----  
THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

# RANK & SON BUICK - GMC, INC.

4200 North Green Bay Avenue  
MILWAUKEE, WISCONSIN 53209

Phone 414-372-4000

Phone: \_\_\_\_\_

NAME Tracy Campbell  
ADDRESS 2946 N. 2nd St.  
53212

DATE 2-13-01  
PHONE 405-4152  
DATE WANTED 287-8771

YEAR	MODEL	COLOR	MAKE OF CAR	BODY TYPE	LICENSE	SERIAL NO.	MFG. PAINT NO.	MILEAGE	
89			Park Ave		67-ARK				
REPAIR	RE-PLACE					PAINT	LABOR	PARTS	SUBLET AND MATERIALS
✓		L. Front Door Panel				25	50	121 30	
✓		" " Midg					3	48 00	
✓		R. Rear Door Panel				25	50	229 41	
✓		" " Midg					3	48 00	
✓		L. Fr. Door Shell				5	10		
✓		" Rear "				5	10		
		Clear Coat				15			
		Stripes				10			
		Blend				10			
		Materials							187 00
		# Pd 10%							
TOTALS						85	126	447 21	

THIS ESTIMATE IS BASED ON OUR INSPECTION AND DOES NOT COVER ADDITIONAL PARTS OR LABOR WHICH MAY BE REQUIRED AFTER THE WORK HAS BEEN STARTED. AFTER THE WORK HAS BEEN STARTED, WORN OR DAMAGED PARTS WHICH ARE NOT EVIDENT ON FIRST INSPECTION MAY BE DISCOVERED. NATURALLY THIS ESTIMATE CANNOT COVER SUCH CONTINGENCIES. PARTS PRICES SUBJECT TO CHANGE WITHOUT NOTICE. THIS ESTIMATE IS FOR IMMEDIATE ACCEPTANCE.

Estimated By: \_\_\_\_\_  
NOTE: "We will not guarantee rust repair."

THIS WORK AUTHORIZED BY X \_\_\_\_\_

LABOR	886 20
PARTS	447 21
SUBLET AND MATERIALS	187 00
TOTAL	1520 41
TAX	85 16
GRAND TOTAL	1605 57