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June 13, 2007

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

Re: Resolution relating to the Claim of Howard Tolefree
C.I. File No. 06-L-103

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, Howard Tolefree, 9605 West Kaul Avenue, Milwaukee, WI 53225 alleged that the City of Milwaukee disposed of his vehicle and he now seeks its return or monetary compensation. He claims damages in the amount of \$8,000.00.

Our investigation reveals that Mr. Tolefree's 1999 Chrysler was towed to the City of Milwaukee Tow Lot on September 1, 2004 as prisoner's property pursuant to his arrest. The tow was later changed to an evidence tow. The vehicle's status was then changed to safekeeping on March 1, 2005.

A notice was sent via first class mail and a second notice was sent via certified mail to Mr. Tolefree at 1318 North 29th Street which was the address of record on file with the Department of Motor Vehicles. Since the proper notification was sent to Mr. Tolefree as

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noted above, and in accordance with applicable state statutes the vehicle was sold on September 9, 2005 via J-Bid. There was no record of Mr. Tolefree or anyone else claiming the vehicle. The tow lot followed proper procedures, as such; we recommend denial of this claim.

Very truly yours,

GRANT F. LANGLEY
City Attorney

MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure
1032-2006-3511:120363