

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
**PATRICK B. McDONNELL**  
**LINDA ULISS BURKE**  
Deputy City Attorneys



**OFFICE OF CITY ATTORNEY**  
800 CITY HALL  
200 EAST WELLS STREET  
MILWAUKEE, WISCONSIN 53202-3551  
TELEPHONE (414) 286-2601  
TDD (414) 286-2025  
FAX (414) 286-8550

**BEVERLY A. TEMPLE**  
**THOMAS O. GARTNER**  
**BRUCE D. SCHRIMPF**  
**ROXANE L. CRAWFORD**  
**SUSAN D. BICKERT**  
**HAZEL MOSLEY**  
**HARRY A. STEIN**  
**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**MICHAEL G. TOBIN**  
**DAVID J. STANOSZ**  
**SUSAN E. LAPPEN**  
**JAN A. SMOKOWICZ**  
**PATRICIA A. FRICKER**  
**HEIDI WICK SPOERL**  
**KURT A. BEHLING**  
**GREGG C. HAGOPIAN**  
**ELLEN H. TANGEN**  
**MELANIE R. SWANK**  
**JAY A. UNORA**  
**DONALD L. SCHRIEFER**  
**EDWARD M. EHRlich**  
**LEONARD A. TOKUS**  
**MIRIAM R. HORWITZ**  
**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**  
**DAWN M. BOLAND**

**Assistant City Attorneys**

November 19, 2003

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

Re: Communication from attorney Alan D. Eisenberg  
on behalf of Harpritinder S. Sidhu  
C.I. File No. 03-L-101

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, Harpritinder S. Sidhu, 8504 West Villard Avenue, Milwaukee, WI 53225, alleges through his attorney, Law Offices of Alan D. Eisenberg, 3111 West Wisconsin Avenue, Milwaukee, WI 53208-3957, that on July 28, 2003 he sustained damages when a Milwaukee Police Officer shot and killed his dog and subsequently arrested him and violated his civil rights under the United States Civil Rights Act of 1983 and his rights under the Constitution of the United States and the Constitution of the State of Wisconsin and discriminated against him. They claim damages in the amount of \$500,000.00.

Our investigation reveals that on July 28, 2003 the Milwaukee Police were sent to investigate a report of a loose dog, described as reddish brown, chasing an elderly man in the vicinity of 85<sup>th</sup> and Villard. The officer was informed by a witness that the dog belongs at 8504 West Villard Avenue. The officer went to this location and observed the dog lying on the front step. The officer exited from his vehicle. The dog charged toward him. The officer believed that the dog was about to attack him. The officer fired one shot and killed the dog. Another officer arrived and they eventually entered the residence and found the claimant sleeping. Ultimately, he was

To the Hon. Common Council  
November 19, 2003  
Page 2

placed into custody for violating the Municipal Ordinance for Animals at Large. On September 19, 2003 this case was brought before the Municipal Court, Branch 2. The claimant failed to appear and the court entered a plea of no contest and a \$120.00 fine with three days of confinement for non-payment. No evidence was located that corroborated the claimant's allegation that his civil rights had been violated or that he had been discriminated against. The City and its employees acted properly in this matter and would not be liable. 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  
1032-2003-2631:75139