

March 23, 2005

Milwaukee City Clerk
200 E. Wells Street
Room 205
Milwaukee, WI 53202

Re: Jamie Glinberg
C.I. File No.: 05-S-22

Dear Mr. Langley,

I have received your letter dated March 3, 2005 denying my claim against the city for property damage sustained at 2543 S. Graham Street in Milwaukee in the amount of \$330.00. This damage occurred during a forced entry by Milwaukee police on January 13, 2005 as they entered the wrong unit of the building.

It is my wish to appeal this decision and request a hearing.

I look forward to hearing from you again.

Regards,



Jamie Glinberg
151 W. Dean Rd.
Milwaukee, WI 53217

CITY OF MILWAUKEE

2005 MAR 28 PM 3:27

RONALD D. LEDNARDI
CITY CLERK

OFFICE OF
CITY ATTORNEY

2005 MAR 30 AM 10:47

CITY OF MILWAUKEE
RECEIVED

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

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BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
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HAZEL MOSLEY
STUART S. MUKAMAL
THOMAS J. BEAMISH
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JOHN J. HEINEN
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DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
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JAY A. UNORA
DONALD L. SCHRIEFER
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DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

March 3, 2005

Jamie Glinberg
151 West Dean Road
Milwaukee, WI 53217

RE: Jamie Glinberg
C.I. File No: 05-S-22


Dear Mr. Glinberg:

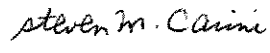
We have received your claim in the amount of \$330.00, relating to damage sustained to your property at 2543 South Graham Street when police made forced entry on January 13, 2005.

Our investigation reveals that the Milwaukee police entered the correct unit. They were conducting an investigation and received information from an informant that various drug related items were located in the lower unit. The Milwaukee Police Department executed a lawful search warrant which necessitated the use of forced entry. This use of force is authorized by Section 968.14 of the Wisconsin Statutes and, therefore that City of Milwaukee is not liable. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the 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


STEVEN M. CARINI
Investigator Adjuster

SMC:beg
1032-2005-192:90813

Jamie Glinberg
151 W. Dean Rd.
Milwaukee, WI 53217

CITY OF MILWAUKEE
2005 JAN 26 PM 1:33
RONALD J. LEONHARDT
CITY CLERK

January 18, 2005

To whom it may concern:

I am writing to you as a claimant against the City of Milwaukee.

On the evening of January 13th 2005, a search warrant was executed for the address 2543 S. Graham Street in Bay View. Unfortunately the officers of the Milwaukee Police Department, as well as the tactical unit that was on the scene went to the wrong unit.

The search warrant was granted for the lower unit, and not the upper, in which this case the suspects were in.

The lower unit's front door and door jams were smashed in along with all the vents in the unit torn off. I have spoken to Officer Elm, as well as Officer Gomez both who were on the scene and have confirmed to me this was an error by the Milwaukee Police Department.

I do understand that in a very dangerous and delicate situation like this, things can go wrong. However, as owner of this duplex I am asking The City of Milwaukee to compensate me for the damages made. Enclosed is the copy of the receipt.

If you have any questions, please feel free to contact me.

Sincerely,



Jamie Glinberg
Property Owner
414-614-6633

CITY OF MILWAUKEE
RECEIVED
2005 JAN 26 PM 2:45
OFFICE OF
CITY ATTORNEY

SEARCH WARRANT

**CIRCUIT COURT
FIRST JUDICIAL DISTRICT**

MILWAUKEE, WISCONSIN

STATE OF WISCONSIN)

MILWAUKEE COUNTY)

ss. In the Circuit Court of the First Judicial District of Wisconsin

The State of Wisconsin, to any Sheriff, or any Law Enforcement officer of the State of Wisconsin:
WHEREAS, 1. oral testimony has this day been presented to the Circuit Court Branch 38 of the First Judicial District and recorded by a stenographic reporter, and/or

WHEREAS, 2. Police Officer Patrick Elm, has this day complained (by attached affidavit) to this court upon oath.

Showing probable cause that on Thursday, January 13th, 2005, in the County of Milwaukee, there is now located and concealed in and upon certain premises, located within the City of Milwaukee in said County, occupied by John Doe, "Bubba" black male, 19-25, 6'00"/180, dark complexion, with a three inch afro hairstyle, and more particularly described as follows:

DESCRIBE PREMISES: 2543 S. Graham Street is a two story, two family house light gray in color with dark gray trim and a black roof. The numbers, 2543, appear on the south side of the building on the left side of the front door. Search to include all storage areas accessible to 2543 S. Graham Street and all persons present on premises, certain goods, chattels and property, to-wit:

DESCRIBE OBJECTS OF SEARCH:

1. Cocaine - a white powdery, chunky substance or an off-white chunky substance;
2. Scales, paper packets, plastic bags, and other items used to package cocaine for sale
3. Drug-related paraphernalia, records, and monies
4. Documents, utility bills, keys, and other items used to show who is in control of premises
5. Weapons
6. Beepers

which thing(s) (were used in the commission) or (may constitute evidence) of a crime, to-wit:

DESCRIBE CRIME OR CRIMES:

- (1) Possession of a Controlled Substance (cocaine),
- (2) Possession of a Controlled Substance with Intent to Deliver (cocaine)

committed in violation of sections 961.16(2)(b)(1), 961.41(3g), 961.41(1m)(cm) of the Wisconsin Statutes.

Now, THEREFORE, in the name of the State of Wisconsin, you are commanded forthwith to search the said premises and/or the said person(s) for said things, and take possession thereof, if found.

You are further commanded to return this warrant within forty-eight hours before the Assistant Chief Deputy Clerk of the Circuit Court, Crime, Misdemeanor, Traffic Division, or his designee, to be dealt with according to law.

Witness, the Honorable

District of Wisconsin, at Milwaukee, Wisconsin, at

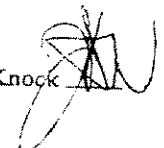
945 PM on

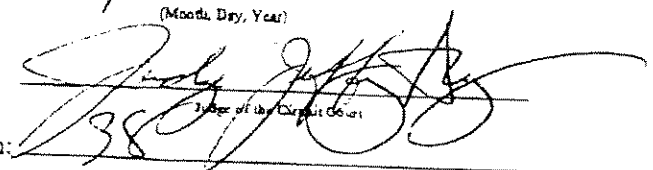
Circuit Judge of the First Judicial

1/13/05

(Hour, Day, Year)

(Month, Day, Year)

No Knock 


Judge of the Circuit Court

Branch: 38

Court Reporter: _____

COPY

OFFICER ELM

935-7057

OFFICER Gomez

933-4444

Intelligence Div.

Gomez

935-7406

935-7502

PD-43 03/01

MILWAUKEE POLICE DEPARTMENT DAMAGE NOTICE

(SUPERVISOR TO LEAVE IN PROMINENT PLACE AT SCENE)

The Milwaukee Police Department received a call for
service on: 1-13- 2005 at: 11:05 a.m. (p.m.)
(DATE) (TIME)
at: 2543 S. GRANT ST.
(ADDRESS)

- to: confirm welfare of occupant(s)
 make an arrest
 execute a search warrant
 recover evidence of crime
 other (describe) _____

The following damage to premises or vehicle occurred:

Supervisor's Name: KUJAWA
(PRINT)
TEU LATE 59069
(DIST. / WORK LOC.) (SHIFT) (PAYROLL #)

SEE NOTICE ON REVERSE SIDE

CTRB3, INC.
DBA: Cosby Burton Carpenter
 1832 Marquette Avenue
 South Milwaukee, WI 53172
 Office/Fax (414) 762-4987
 Cell (414) 333-8754

PROPOSAL SUBMITTED TO <u>Jamie Glinberg</u>		PHONE <u>Cell</u> <u>614-6633</u>	DATE <u>15 Jan 05</u>
STREET <u>151 W Dean Rd</u>		JOB NAME	
CITY, STATE, ZIP CODE <u>Fox Point, WI. 53217</u>		JOB LOCATION <u>2543 S. Graham St</u>	
NAME	DATE OF PLANS	JOB PHONE	

WE HEREBY SUBMIT SPECIFICATIONS AND ESTIMATES FOR:

Replace Front entry door and entry lock, and dead bolt lock on Front door lower unit that was kicked in by police.

We hereby propose to furnish material and labor, complete in accordance with above specifications, for the sum of:

Three Hundred-thirty ⁰⁰/₁₀₀₀ dollars \$ 330 ⁰⁰

with payment to be made as follows: In Full

All material is guaranteed to be as specified. All work is to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from specifications involving extra costs will be executed upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation insurance.

Authorized Signature: C. B. F.
 Note: This proposal may be withdrawn by us if not accepted within _____ days.

Acceptance of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: _____ Signature: _____