

ANDREW DEMMITT
1224 Wilshire Place
Waukesha, WI 53188

December 7, 2004

City Clerk
City of Milwaukee
200 East Wells Street
Room 205
Milwaukee, WI 53202

NOTICE OF CLAIM PURSUANT TO SECTIONS
893.80(1)(a) and (b), WIS. STATS.

Please be advised that I, Andrew R. Demmitt, D.O.B. 8/24/87, hereby submit my claim with regard to injuries and damages resulting from excessive force by unknown officers, on or about August 13, 2004 at 1224 Wilshire Place, Waukesha, Wisconsin. On said date, the unknown officers threw bombs into my home while I slept. After I voluntarily and without resistance attempted to allow myself to be taken into custody, the aforementioned arresting officers, without cause or justification, began stomping on my head causing severe pain and permanent damage to my eardrum while jabbing me with guns. The officers then removed me from my home in front of my neighbors wearing nothing but my underwear, causing me nothing but embarrassment. Throughout my ordeal, which includes 47 days in a county jail, I repeatedly requested medical treatment and was denied. Said conduct was malicious, willful, and intentional and constituted actionable assault and battery and intentional infliction of emotional distress under Wisconsin law. Further, said conduct was committed by the unknown police officers while said officers were acting within the scope of their employment within the meaning of sec. 895.46(1)(a), Wis. Stats.

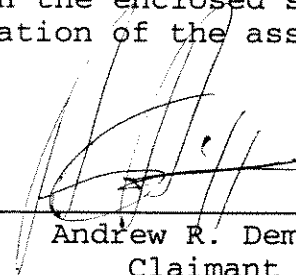
Please be further advised that as a result of said conduct, I have suffered serious and grievous bodily injury including, but not limited to permanent damage to my eardrum, a permanent loss of hearing, and great mental and emotional distress. As a result, I have incurred in the past, and may incur in the future, medical expenses.

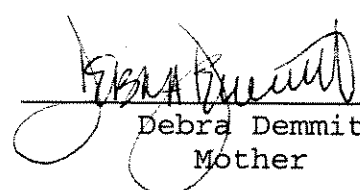
At present it is difficult to itemize the exact monetary damages pursuant to state law. The following is an approximation at this time:

Past pain and suffering:	\$ 700,000.00
Future pain, suffering:	\$ 700,000.00
Medical expenses (to date):	\$ 5,000.00

A copy of this written notice of claim is not being served on the individual police officers involved, pursuant to the requirements of sec. 893.80(1)(a) and in accordance with the procedures specified in sec. 801.11, Wis. Stats because the identities of the officers involved is unknown. My current address is 1224 Wilshire Place, Waukesha, Wisconsin 53188. I request acknowledgment by time stamping of the instant notice of claim and returning a copy in the enclosed self addressed envelope along with an indication of the assigned claim number.

By: _____


Andrew R. Demmitt
Claimant


Debra Demmitt
Mother