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October 2, 2009

VIA E-MAIL

Alderman Ashanti Hamilton
Chairman, Judiciary & Legislation Committee
City of Milwaukee Common Council
Room 205 - City Hall
200 East Wells Street
Milwaukee, WI 53202

Re: Anthony Pullara/City of Milwaukee – Request for Common Council
Vacation of Tax Deed Judgments for 514 East Lyon Street (Tax Key
No. 392-1777-000 (a/k/a 392-1777-2)) and 2853 North Booth Street (Tax
Key No. 314-0433-000 (a/k/a 314-0433-7)) in the Third Aldermanic
District

Common Council File Nos. 090628 and 090653

Dear Alderman Hamilton:

This firm represents the petitioner in the above-referenced Common Council files. The files are scheduled to be heard by the Judiciary & Legislation Committee during the 2:00 p.m. call on October 5, 2009.

Our client recognizes that the property tax payments for the properties at issue must be paid in full if the judgments are vacated. Pursuant to § 304-50-10, Ordinances, the petitioner will have 45 days following the Common Council's final action on the files to make those payments. The Common Council's action is expected to be taken at its October 13th meeting.

In addition, we are aware that the Committee has in the past conditioned the return of properties upon the payment of outstanding taxes and fees on other properties owned by a petitioner. That condition usually requires satisfaction by the date the Common Council takes up the Committee's recommendation.

In our client's case, those other fees are substantial and essentially equal to the amounts that will be due for the subject properties. While we will represent the following to the Committee during my appearance on Monday, this correspondence is to advise the Committee that our client is committed to paying the amounts at issue but that we will ask that the deadline for all payments be the same 45 days as provided by ordinance for the subject properties.

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The request will be made not only because the amounts that will be due are significant and the reasonable amount of additional time will aid in making the arrangements for such payment, but also in part because the petitioner and his wife are currently involved in divorce proceedings (Ozaukee County Circuit Court Case No. 09-FA-205), although this firm is not involved in that case. The additional time will assist the parties' respective divorce counsel in resolving any related marital-property issues.

We believe that, should the Committee condition the return of the subject properties to the petitioner upon the payment of other outstanding taxes and fees, the Committee could reasonably exercise its discretion and require those payments to be made within the same 45 days under the ordinance rather than by the date of the next Common Council meeting. On behalf of our client, we appreciate the Committee's consideration of our request.

As indicated above, we will make this request during our appearance on Monday but we wanted to forward it in advance as well. Thank you for your attention to this communication.

Very truly yours,

FRIEBERT, FINERTY & ST. JOHN, S.C.



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BCR/rcb

cc: Ald. Terry Witkowski – Via E-Mail
Ald. James Bohl – Via E-Mail
Ald. Joe Davis, Sr. – Via E-Mail
Ald. Robert Donovan – Via E-Mail
Ms. Linda Elmer, Committee Staff Assistant – Via E-Mail
John D. Finerty, Esq.