

CITY OF MILWAUKEE

Form CA-43

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Assistant City Attorneys

November 4, 2004

Paul Brooks
10320 Plumtree Circle, #102
Hales Corners, WI 53130

RE: Paul Brooks
C.I. File No: 04-S-369

Dear Mr. Brooks:

We have received your claim in the amount of \$1,857.00, relating to the fees charged for the towing and for the damage sustained to your vehicle on September 25, 2004 when it was towed while parked at 1309 North Prospect Avenue.

Our investigation reveals that the "Temporary No Parking Signs" were posted on September 22, 2004 due to "Al's Memorial Run and Walk" that was held on September 25, 2004. Your 1999 Nissan was towed around 2:28 a.m. on September 25, 2004 for being parked in a "Tow Away Zone." You indicated you have an appointment on November 29, 2004 with the Ordinance Enforcement Division of our office to challenge the ticket issued with this tow. If you prevail, and the citation is dismissed, you may be entitled to a refund of the tow fee. The City is tendering the damage portion of your claim to C.H.I. Towing, the contractor for the City. You will receive a copy of this letter under separate cover. The City followed proper procedures, therefore, we are denying your claim.

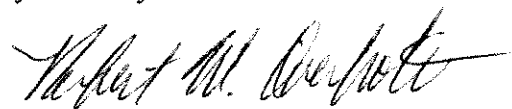
Paul Brooks
November 10, 2004
Page 2

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 E. LANGLEY
City Attorney



ROBERT M. OVERHOLT
Investigator Adjuster

RMO:beg
1044-2004-2958:86953

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November 10, 2004

C.H.I. Towing, Inc.
2240 South 38th Street
Milwaukee, WI 53215

Re: Claim of Paul Brooks
Tow No. 1201596
C.I. File No: 04-S-369

Dear C.H.I. Towing:

I am forwarding to your attention a claim received by the City of Milwaukee from Paul Brooks, who alleges damage to his vehicle. Mr. Brooks alleges that when he viewed his vehicle after returning to town he noted damage to the left front quarter panel, the front bumper and light.

The PT-27 that was completed prior to the towing of Mr. Brooks' vehicle made no mention of any damage to the vehicle. The Vehicle Inventory Form that was completed upon the vehicle's arrival at the tow lot did note this damage. While we make no conclusions, the referenced damage could have occurred during the tow process. Therefore, we are tendering the claim to you. We are also enclosing the claimant's documents.

If we do not hear that this matter has been resolved in 30 days, we will tender the claim to your insurance carrier.

Very truly yours,

MELANIE R. SWANK
Assistant City Attorney

MRS:beg
Enclosure
1044-2004-2958:86954
c: Paul Brooks
David Lawrence

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