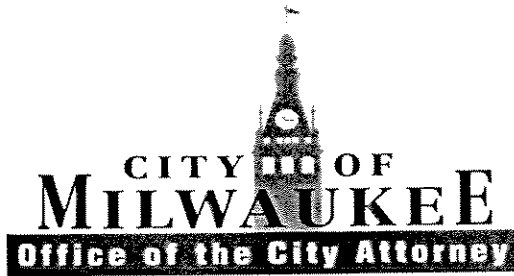


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December 11, 2006

Varick Choice  
5301 North 29<sup>th</sup> Street, Apt. No. 5  
Milwaukee, WI 53209

RE: C.I. File No. 05-L-165

Dear Mr. Choice:

We have received your request for mediation regarding the claim you filed on November 21, 2005. The claim alleged that your Toyota was illegally towed on July 19, 2005 and subsequently destroyed. You further alleged that a Ford Econoline van was towed by the City and destroyed in the Summer of 2003. You sought \$20,000 for the vehicles and their contents.

Our investigation revealed your 1993 Ford van was towed to the tow lot on July 17, 2003 for a night parking violation. The tow lot mailed out proper notification to the last known owners and lien holder of the vehicle. The records noted the letters were mailed to you, Autumn Pinelle and National Auto Sales, Inc. The vehicle was sold on junk bid on October 2, 2003 pursuant to applicable law. The citation issued pursuant to this tow was never challenged.

Our investigation further revealed that your 1984 Toyota was towed to the tow lot on April 21, 2005 as a 24-hour tow. The tow lot mailed you and the lien holder a notification pursuant to applicable law. You then challenged the citation issued pursuant to this tow and prevailed on July 19, 2005. The tow lot destroyed your vehicle on May 9, 2005 during the pendency of your citation challenge.

Our office spoke with you on August 25, 2006 regarding the resolution of your claims. You were advised that our office was denying your first claim regarding the 1993 Ford because the claim was not timely filed pursuant to Wis. Stat. § 893.80 (1)(a). We then proposed to settle the rest of your claim for \$500.00 due to the Toyota's age. You agreed to accept this as a settlement, but subsequently have changed your mind. We view this as a fair offer to settle your claims. This offer remains, even though we make no admission

OFFICE OF THE CITY ATTORNEY

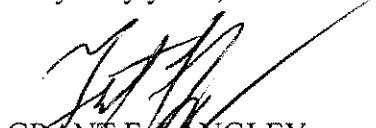
Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

Varick Choice  
December 11, 2006  
Page 2

relative to liability. If you still choose not to accept this offer you may appeal the offer to Milwaukee Common Council.

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



ROBERT OVERHOLT  
Investigator Adjuster

RMO:beg:ms  
1044-2005-3327:112955