

CITY OF MILWAUKEE

Form CA-43

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Assistant City Attorneys

May 18, 2004

To the Honorable Common Council
Of the City of Milwaukee
Room 205 – City Hall

Re: Communication from Attorney Gatzke & Ruppelt, S.C.
on behalf of Christian Hlavinka
C.I. File No. 04-L-53

Dear Council Members:

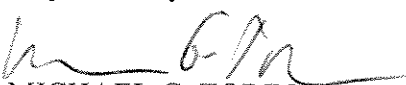
We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Christian Hlavinka, 8901 West Burdick, Milwaukee, WI 53227, alleges through his attorney, Gatzke & Ruppelt, S.C., 15710 West National Avenue, New Berlin, WI 53151-0743 that on January 2, 2004 he sustained injuries when he was hit by a round fired from his service weapon. They claim damages in the amount of \$50,000.00.

Our investigation reveals that Mr. Hlavinka was on-duty and going about his duties with the Milwaukee Police Department. As such, the exclusive remedy available to Mr. Hlavinka is Worker's Compensation pursuant to §102.03 (2), Wis Stats. Accordingly, we recommend that this claim be denied.

Very truly yours,


GRANT F. LANGLEY
City Attorney


MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure
1032-2004-1349