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January 19, 2004

Milwaukee City Clerk  
200 East Wells Street, Rm. 205  
Milwaukee, WI 53202-3551

Re: Our Client: April Bhayana  
C.I. File No.: 03-S-323

Dear City Clerk:

Attached hereto is a letter received from the City Attorney dated January 6, 2004 regarding the claim of April Bhayana as outlined. Please consider this letter a request for an appeal of this decision as described in the enclosed letter.

Please be advised that we would like a hearing in this matter, whether it be evidentiary or not.

If you need additional information in order to process this claim and appeal, please feel free to contact me at any time.

Very truly yours,

JEFFREY P. ZARZYNSKI  
Attorney at Law

JPZ/cjc  
Enclosure  
Cc: April J. Bhayana  
Grant F. Langley, City Attorney  
Steven M. Carini, Investigator Adjuster

RONALD E. LEONHARDT  
CITY CLERK  
2004 JAN 21 PM 3:51  
CITY OF MILWAUKEE

OFFICE OF  
CITY ATTORNEY  
2004 JAN 21 PM 4:02  
CITY OF MILWAUKEE  
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CITY ATTORNEY

CITY OF MILWAUKEE

03 AUG -6 AM 11: 50

RONALD D. LEONHARDT  
CITY CLERK

**NOTICE OF CLAIM FOR DAMAGES**

TO:

CITY OF MILWAUKEE  
c/o City Clerk  
200 East Wells  
Milwaukee, WI

CITY OF MILWAUKEE TOW LOT  
Department of Public Works – Tow Lot  
3811 West Lincoln Avenue  
Milwaukee, WI 53215

UNKNOWN EMPLOYEES

PLEASE TAKE NOTICE that on April 8, 2003, April J. Bhayana of 307 North 95<sup>th</sup> Street, #211, Milwaukee, WI 53226 was in an automobile accident at the location of North Humboldt Avenue and North Commerce Street, City of Milwaukee, State of Wisconsin.

That on April 8, 2003 April J. Bhayana was operating a vehicle, to wit, a 1991 Ford Escort owned by Laureen D. Ingram, which vehicle sustained substantial damage as a result of the accident above and was towed from the accident scene by the City of Milwaukee Tow Lot.

That Laureen D. Ingram received a notice from the City of Milwaukee Tow Lot dated April 10, 2003 stating that the vehicle and/or property were to be retrieved within "15 days" from the date of the notice from said vehicle.

That on April 25, 2003 April Bhayana went to the City of Milwaukee Tow Lot with the proper notarized document requested per the notice to retrieve personal items from said vehicle. Ms. Bhayana was informed that said vehicle was "recycled" on April 24, 2003.

That as a result of the vehicle being "recycled" before the fifteen (15) day deadline, Ms. Bhayana had lost many personal items; the value of which totals \$1,275.00 (see attached itemization).



Liability for the lost property is claimed as follows:

The City of Milwaukee and City of Milwaukee Tow Lot on account of its liability for the acts of its agents and unknown employees, and particularly the City of Milwaukee Tow Lot and said unknown employees, as further set in this Notice of Claim for Damages, who were acting within the scope of their employment at the time of the "recycling" of said vehicle.

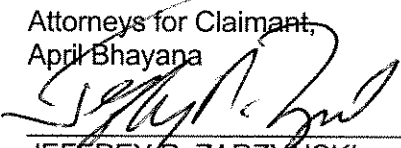
That the "recycling" of said vehicle was caused by the negligence of the City of Milwaukee Tow Lot on account of its unknown employees for "recycling" said vehicle before the fifteen (15) day deadline and not notifying either April Bhayana or Lauren D. Ingram of the "recycling" of said vehicle beforehand.

WHEREFORE, April Bhayana, demands One Thousand, Two Hundred, Seventy-Five and no/100 (\$1,275.00) from said City of Milwaukee and the City of Milwaukee Tow Lot and unknown employees.

DATED at Milwaukee, Wisconsin this 5 day of August, 2002.

SCHIRO & ZARZYNSKI  
Attorneys for Claimant,  
April Bhayana

By:

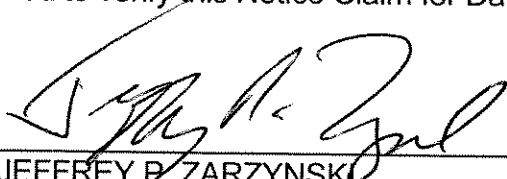
  
\_\_\_\_\_  
JEFFREY P. ZARZYNSKI  
SBW#: 01014707

P.O. ADDRESS:  
633 West Wisconsin Avenue  
Suite 1515  
Milwaukee, Wisconsin 53203  
(414) 224-0825


STATE OF WISCONSIN )  
 )  
MILWAUKEE COUNTY )

JEFFREY P. ZARZYNSKI, being duly sworn on oath deposes and says:

That he is one of the attorneys for the above-named claimant and that he makes this Affidavit in claimant's behalf being duly authorized to do so; that he is a resident of the City and County of Milwaukee, State of Wisconsin, that he has read the foregoing Notice of Claim for Damages and believes upon information and belief that the matters stated therein are true. That the source of affiant's information is statements made by the claimant and that he has been duly authorized to verify this Notice Claim for Damages.

  
\_\_\_\_\_  
JEFFREY P. ZARZYNSKI  
SBW#: 01014707

Subscribed and sworn to before me  
this 5<sup>th</sup> day of August, 2003.

  
\_\_\_\_\_  
Notary Public, State of Wisconsin  
My Commission Expires: 9/24/04

# \$ Personal Items in Car

- cosmet { 1 Liquid stay on lip color
- 1 Liquid stay on lip liner
- 8 Blush compact
- 5 Multi color eye shadow compact brn. ten.
- 12 1 bottle liquid foundation
- 18 1 brush on powder foundation
- 10 1 blk eye liner pencil.
- 10 1 brn eye liner pencil
- 1 1 bottle stay on lip gloss
- @misc 46 1 pair <sup>new</sup> work jeans (\$48.00 about) very fancy.
- @misc 50 2 <sup>new</sup> sweaters from India
- @misc 100 ~~200~~ ~~boxes~~ of Bindi's from India
- ~~cosmet~~
- etc 20 Sewing machine components
- etc 45 Pass Port
- etc 20 CTE D book - New just bought from Mate a few months ago.
- veh 3 2 Quarts oil unopened
- veh 8 1 bottle Anti freeze unopened
- etc 120 8 CDs Lorestore, Ajnabee, Dido, Limpbicket, Linkin Park
- Bas Creations, Neilly, Personal mixed
- @misc 17 Hair ties, baretts, hair brush, hair clips.
- veh 30 Jumper cables - New
- veh 500 Completer Road side ~~kit~~ kit \$ ~~500~~ 500.00. bought from AKE have Receipts
- @misc 60 New work shoes + running ~~shoes~~ shoes
- etc 40 Pet supplies - turtle food snake ~~bedding~~ bedding <sup>3 bags</sup>
- filters for aquarium ~~etc~~ ect.
- @misc 30 Husband's steel toe shoes
- @misc 20 Person bottles (2)
- etc Misc. Receipts / JMS Documents in box
- etc 1 Book of stamps