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Assistant City Attorneys

March 28, 2007

Timothy Childs  
Racine Correctional Institution  
Attn: Timothy Childs, # 326201, Unit: Dane/ W  
P.O. Box 900  
Sturtevant, WI 53177-0900

RE: Timothy Childs  
C.I. File No: 07-S-48

Dear Mr. Childs:

We have received your claim in the amount of \$380.00, relating to 5 t-shirts, 3 shirts and 3 pairs of shorts which you allege were taken from you by the Milwaukee Police Department (MPD) and not returned after they arrested you on August 3, 2005

Our investigation reveals that this claim was filed on February 12, 2007. Wisconsin Statute §893.80 (1) (a) requires that a claim must be filed within 120 days after the happening of the event giving rise to the claim. This claim was not filed timely. In addition, the MPD records indicate that they arrested you on August 1, 2005. They inventoried 3 t-shirts, 3 shirts, 3 pairs of jean shorts and other items. Their records also indicate that on August 16, 2005 a letter was sent to your last known address, 3049 North 59<sup>th</sup> Street, stating that you could obtain your property from the Property Control Section. There was no response. The property was destroyed on October 5, 2006. Since the MPD followed the proper procedure in the matter and you failed to claim your property within the requisite time period, the City cannot accept liability for your loss. Therefore, we are denying your claim.

Timothy Childs  
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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

*Steven M. Carini*

STEVEN M. CARINI  
Investigator Adjuster

SMC:beg  
1032-2207-546:117306