

# CITY OF MILWAUKEE

Form CA-43

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September 22, 2003

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

Re: Communication from Linda Hamelin  
C.I. File No. 03-S-94

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, Linda Hamelin, 6340 West Leon Terrace, Milwaukee, WI 53218, alleges that on January 17, 2003 she was notified by a friend that her vehicle was towed by City of Milwaukee Police for evidence after the sale of illegal drugs at 3000 North 19<sup>th</sup> Street. She claims damages in the amount of \$14,010.00.

Our investigation reveals that Ms. Hamelin's vehicle was seized by the Milwaukee Police Department pursuant to §961.55, State Statutes because it was used in the commission of a felony-delivery of a controlled substance, cocaine.

To the Hon. Common Council  
September 22, 2003  
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Since the Milwaukee Police Department followed applicable state statutes, the City cannot accept liability for Ms. Hamelin's loss. 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  
1047-2003-656:72470