# CITY OF MILWAUKEE

**GRANT F. LANGLEY** City Attorney

**RUDOLPH M. KONRAD** Deputy City Attorney

THOMAS E. HAYES PATRICK B. McDONNELL CHARLES R. THEIS Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY 200 EAST WELLS STREET, SUITE 800 MILWAUKEE, WISCONSIN 53202-3551 TELEPHONE (414) 286-2601 TDD 286-2025 FAX (414) 286-8550

July 19, 2001

BEVERLY A. TEMPLE THOMAS O. GARTNER LINDA ULISS BURKE BRUCE D. SCHRIMPF ROXANE L. CRAWFORD SUSAN D . BICKERT HAZEL MOSLEY HARRY A. STEIN STUART S. MUKAMAL AURITA F. HOUREN JOHN J. HEINEN MICHAEL G. TOBIN DAVID J. STANOSZ DAVID R. HALBROOKS JAN A. SMOKOWICZ PATRICIA A. FRICKER HEIDI WICK SPOERL KURT A. BEHLING GREGG C. HAGOPIAN GREGG C. HAGOFIAN ELLEN H. TANGEN JAY A. UNORA DONALD L. SCHRIEFER EDWARD M. EHRLICH CHRISTOPHER J. CHERELLA LEONARD A. TOKUS MIRIAM R. HORWITZ MARYNELL REGAN G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

Joseph Hahn 3357 North 50th Street Milwaukee, WI 53216 871-2777

C.I. File No. RE:

01-V-204

Dear Mr. Hahn:

This office is in receipt of your claim in the amount of \$1,800.00, relating to damage sustained to your vehicle on April 5, 2001 when it was allegedly struck by a City police vehicle at North 37th Street and West Custer Avenue.

The Wisconsin Motor Vehicle Accident Report completed as a result of this incident noted an outside witness stated the police vehicle was travelling at a slow speed and had its lights and siren activated. The report also stated Michael Morgan, the driver of your vehicle had the stereo sound at a high level and did not hear the police vehicle's siren. Mr. Morgan failed to yield the right-of-way to the police car that was acting as an emergency vehicle. Accordingly, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

We sign did spoke hank of the ROBERT MOOVERH LO: Z Hd Ingrestigator Adjuster

RMO:beg



City Clerk

July 2, 2001

3357 N. 50th St.

Milwaukee, WI 53216

**ATTN: Claims** 200 E. Wells St. Room 205 Milwaukee, WI 53202-3567

Dear City Clerk,

Enclosed you will find a copy of the accident report of April 5, 2001. My former student, Michael Morgan, had borrowed my vehicle, took it through the emissions test, and attended his classes that morning. Michael attended Milwaukee School of Languages until February when he transferred to Project Stay, an alternative high school with additional classes at MATC.

Just after 10am Michael Morgan was driving westbound on Custer St. (to his home in the 5400 block of N. 39th St.). As he approached the intersection of 36th and Custer, he saw the suspect vehicle (white Toyota Avalon) racing out of the alley behind the church (note picture #1 enclosed). He then stopped at the intersection of 37th St. (about one minute elapsed). After a full stop his intersection was cleared, and he proceeded westbound. Michael had all the windows cracked for general ventilation. Michael was surprised to suddenly see the early 90's green Crown Victoria heading at him (northbound out of the alley). By law, a vehicle must stop before a sidewalk (picture #3). The church was a definite obstacle for both vehicles (pictures 4 &5). In this situation, Michael in the Toyota - with the right of way - was not going fast enough to avoid the crash. The driver's door and part of the rear door were damaged (see pictures 7 &8). (It's hard to say what would have happened to any pedestrians in the vicinity.)

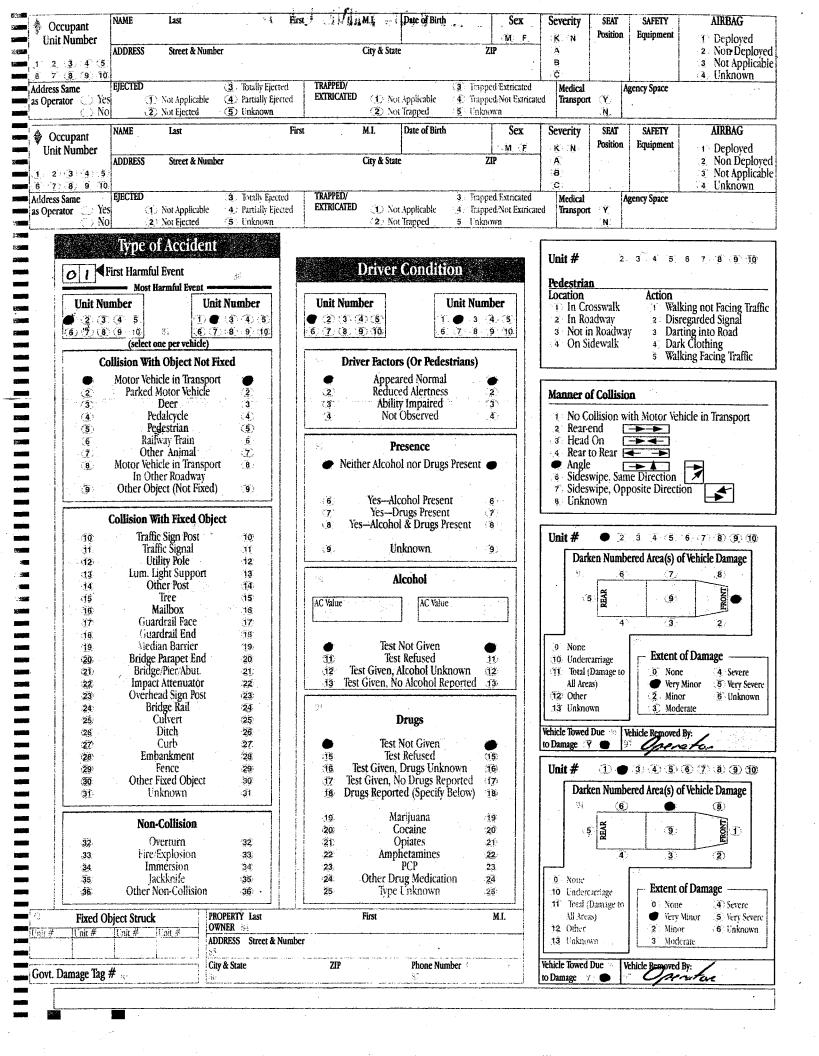
This incident naturally shocked the 16-year-old who has suffered headaches since then. Additional personnel were called to the scene who also took pictures. Michael did not seek medical care, however, the car has been repaired and estimates are enclosed.

I am seeking \$1,800.00 reimbursement for damage to the vehicle and inconveniences caused.

Your attention and consideration in this matter are appreciated. Since school is over. I am usually reachable at (414) 871-2777. Michael Morgan lives at 5457A N. 39th St., (414) 463-0969.

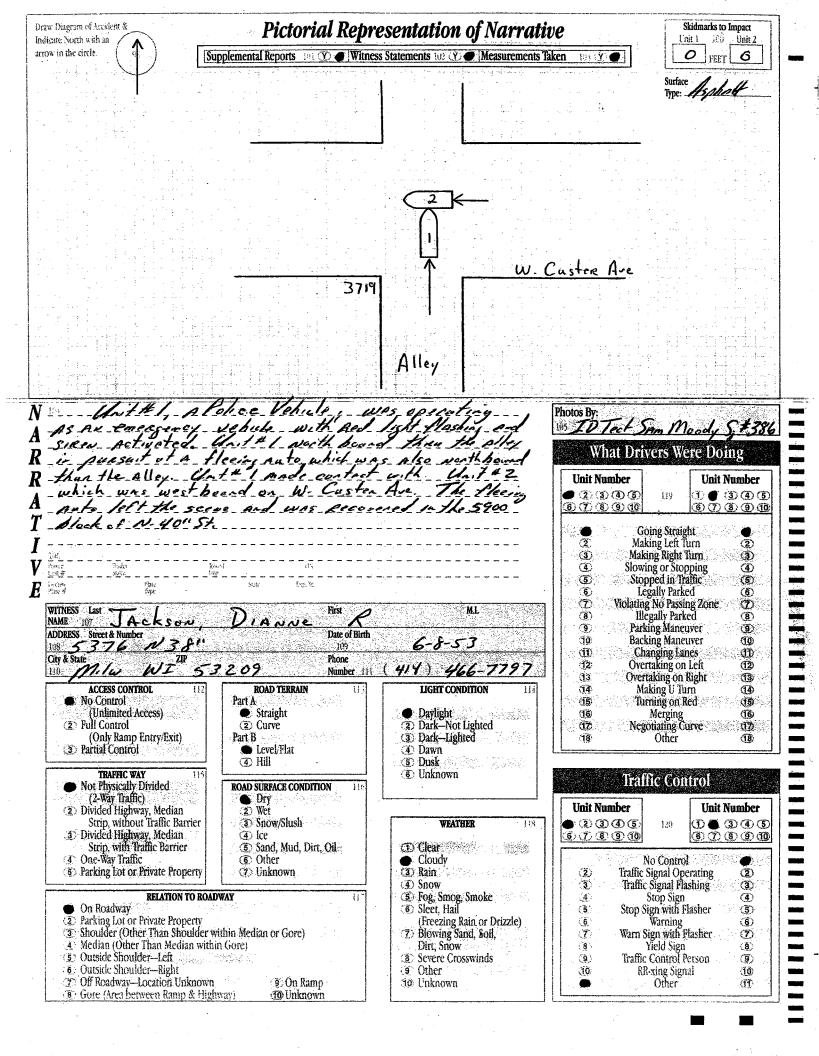
Sincerely.

seph Hahn, Ph.D.



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## Officer's Opinion of Possible Contributing Circumstances

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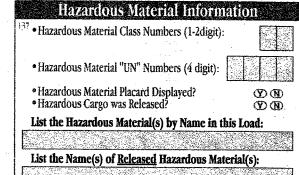
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Truck & Bus Accident Information (This Section Must Be Completed for Each Truck or Bus Involved in this Accident.).

	When To Use This Section:	Did the accident invol	ve
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•	Part B Any person who was fatally injured? Any injured person who required transpor One or more vehicles that had to be towed	t for immediate medical from the scene as a res	(Y) (N) treatment? (Y) (N) ult of the accident? (Y) (N)
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Carrier Information	Carrier Identification Numbers	Source:	○ Vehicle Side [4]
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### MARIE'S AUTO BODY, INC.

5945 N. TEUTONIA AVE. MILWAUKEE, WI 53209 (414) 535-0823

4-11-01 DATE

FAX: (414) 535-1919 MORGAN

MICHEAL ADDRESS 5457 A

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