

DUBIN & BALISTRERI, LTD.
ATTORNEYS AT LAW

1551 NORTH PROSPECT AVENUE
MILWAUKEE, WISCONSIN 53202-2367

CARL L. DUBIN
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Writer's EMAIL: carl@d-blaw.net
Writer's CELL: (414) 305-9537

August 21, 2024

Milwaukee City Clerk
200 East Wells Street, Room 205
Milwaukee, WI 53202

Re: CI File No. 1032-2024-936
Benjamin Perez-Hernandez

Dear Sir/Madam:

The undersigned on behalf of Benjamin Perez-Hernandez hereby appeal the decision set forth in the enclosed correspondence from the Milwaukee City Attorney's office dated August 9, 2024 and received by U.S. Mail this date. As indicated in the letter, I hereby request a hearing be scheduled.

A copy of the envelope evidencing proof of the postmark is enclosed.

Very truly yours,

DUBIN & BALISTRERI, LTD.


Carl L. Dubin

CLD:ks

cc: Milwaukee City Attorney Evan C. Goyke
Ms. Michelle Thompson-Gray, Milwaukee City Attorney's office

EVAN C. GOYKE
City Attorney

MARY L. SCHANNING
ROBIN A. PEDERSON
NAOMI E. SANDERS
JULIE P. WILSON
Deputy City Attorneys



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Assistant City Attorneys

August 9, 2024

Carl Dubin, Esq.
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1551 N. Prospect Avenue
Milwaukee, WI 53202

RE: C.I. File No. 1032-2024-936
Communication from Attorney Dubin on behalf of
BENJAMIN PEREZ-HERNANDEZ

Dear Attorney Dubin:

We are in receipt of the vehicle damage claim for your client sustained on March 9, 2024, when it was struck while legally parked at near 1900 S. 13th Street.

Our investigation determined that Milwaukee Police Department initiated pursuit of a stolen vehicle. While in pursuit of the stolen subject vehicle, the driver refused to stop, and thereby caused the accident and caused damage to your client's vehicle.

Milwaukee Police Department standard operating procedure indicates that officers can initiate vehicle pursuits for reckless driving and refusal to stop.

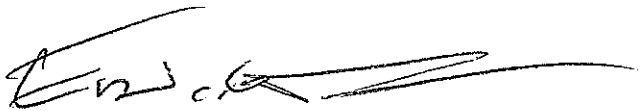
It is our view that the Milwaukee Police were acting within the scope of their responsibilities, and the action taken was necessary and appropriate. As such, the City of Milwaukee would not be liable and we are denying your claim.



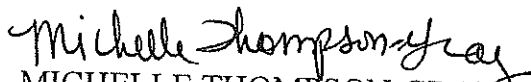
Carl Dubin, Esq.
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Page Two

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Very truly yours,



EVAN C. GOYKE
City Attorney



MICHELLE THOMPSON-GRAY
Investigator Adjuster

ECG/MG/cdr

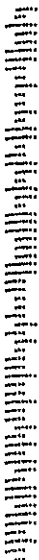
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800 City Hall
200 East Wells Street
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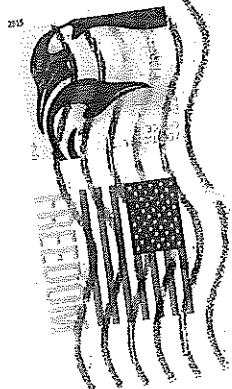


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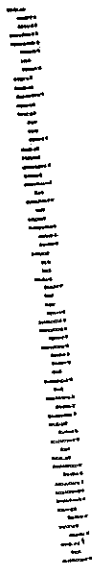
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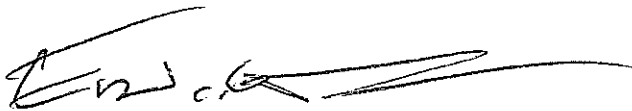
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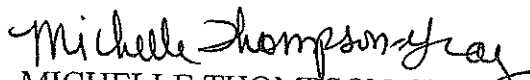
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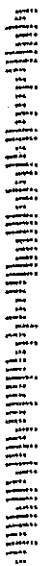
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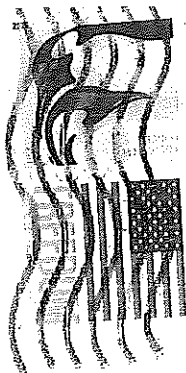
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