

**MATTHEW DEMMITT**  
1224 Wilshire Place  
Waukesha, WI 53188

CITY OF MILWAUKEE  
2004 DEC 15 AM 11:55  
RONALD J. LEONHARDT  
CITY CLERK

December 7, 2004

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

NOTICE OF CLAIM PURSUANT TO SECTIONS  
893.80(1)(a) and (b), WIS. STATS.

Please be advised that Matthew Demmitt, D.O.B. 3/11/61, hereby submits his claim with regard to injuries and damages resulting from excessive force by unknown officers on or about August 13, 2004 at or near 1224 Wilshire Place, Waukesha, Wisconsin. On that date, officers threw bombs into Matthew Demmitt's home while he slept causing immediate physical harm to his legs, groin and feet. The officers then threatened Matthew Demmitt with deadly force and put handcuffs on tightly over Matthew Demmitt's visible scars from an earlier surgery, causing him great pain and injury. The officers then removed Matthew Demmitt from his home wearing nothing but his burnt underwear and made demeaning comments about him in front of the neighbors that had gathered outside the home, causing him great embarrassment. The officers' conduct was malicious, willful and intentional and constituted actionable assault and battery and intentional infliction of emotional distress under Wisconsin law. Further, said conduct was committed by the police officers while acting within the scope of their employment within the meaning of sec. 895.46(1)(a), Wis. Stats.

Please be further advised that as a result of said conduct, Matthew Demmitt suffered serious and grievous bodily injury, including serious damage to his reproductive organs, and great mental and emotional distress. As a result, Matthew Demmitt has incurred medical expenses in the past and will continue to incur medical expenses in the future.

At present it is difficult to itemize the exact monetary damages pursuant to state law. The following are an approximation at this time:

<b>Past pain and suffering:</b>	<b>\$ 900,000.00</b>
<b>Future pain, suffering:</b>	<b>\$ 900,000</b>

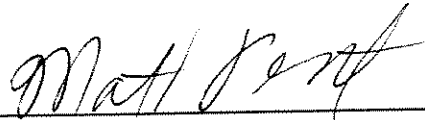
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CITY ATTORNEY  
CITY OF MILWAUKEE  
RECEIVED

**Medical expenses:**

**\$ 40,000**

A copy of this written notice of claim is not being served on the individual police officers involved, pursuant to the requirements of sec. 893.80(1)(a) and in accordance with the procedures specified in sec. 801.11, Wis. Stats. because the identities of the officers are unknown. The claimant's current address is 1224 Wilshire Place, Waukesha, WI 53188. The claimant requests acknowledgment by time stamping of the instant notice of claim and returning a copy in the enclosed self addressed envelope along with an indication of the assigned claim number.

By: \_\_\_\_\_



Matthew Demmitt