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October 11, 2024

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

RE: Communications from M & T Midnight Express Trucking, LLC  
c/o Marvin Beamon  
C.I. File No. 1044-2024-1478

Dear Sir or Madam:

Mr. Beamon alleges that the City of Milwaukee was unfair or predatory in nature regarding five towing incidents occurring on 2/24/21, 3/9/21, 4/2/21, 7/28/21, and 8/1/22. He is seeking \$9,737.73.

This notice of claim was filed on August 5, 2024. Wis. Stat. § 893.80(1d) (a) requires that a notice of circumstances of the claim be filed within 120 days after the happening of the event given rise to the claim. This service of notice is untimely.

Our investigation into this matter reveals that in 2023, claimant filed a small claims action regarding the tow events occurring on 7/28/21 and 8/1/22. At that time, a stipulation was entered containing an express release of all claims related to these tows.

Claimant entered another small claims action in December 2023, requesting dismissal of outstanding citations related to these tows. This case was ultimately dismissed for failure to state a claim and ascertain damages.



To The Honorable Common Council  
Of the City of Milwaukee  
October 11, 2024  
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There is no evidence that the City of Milwaukee is liable for damages in this case,  
and we recommend that the claim be denied.

Very truly yours,

A handwritten signature in dark ink, appearing to read "E. C. Gojke", with a long horizontal flourish extending to the right.

EVAN C. GOYKE  
City Attorney

A handwritten signature in dark ink, appearing to read "Julie P. Wilson", written in a cursive style.

JULIE P. WILSON  
Deputy City Attorney

ECG/JPW/PK/cdr

Enclosures

1044-2024-1478/293661