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February 18, 2009

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

Re: Resolution relating to claim of Michael & Lisa Higgins
C.I. File No. 08-L-323

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.

Claimants, Michael and Lisa Higgins, 10325 West Plum Tree Circle, Apt. 201, Hales Corners, WI 53130 allege that on June 5, 2008 the City was negligent in processing the report that their vehicle had been stolen which resulted in their vehicle subsequently being ticketed but not being recovered before it was later damaged when police chased the stolen vehicle in order to apprehend the driver. They claim damages in the amount of \$5,344.19 and also seek to have the ticket cancelled.

Our investigation reveals that the City followed proper procedures regarding the processing of stolen vehicle information in this matter. The City was not negligent. In addition, the DPW did cancel the ticket. As such, the City would not be liable. Therefore, we recommend that this claim be denied

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
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JAS:beg
Enclosure
1057-2008-3131:142899