

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
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MELANIE R. SWANK
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DONALD L. SOHRIEFER
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MIRIAM R. HORWITZ
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G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
Assistant City Attorneys

January 20, 2011

Attorney Hannah C. Dugan
Law Offices of Hannah C. Dugan, LLC
731 North Jackson Street, Suite 505
Milwaukee, WI 53202

RE: Joe Kuykendoll
C.I. File No.: 10-S-295

Dear Attorney Dugan:

We have received your claim filed on behalf of your client, Joe Kuykendoll in the amount of \$2,780.00, regarding his vehicle, its contents and Mr. Kuykendoll's lost income due to the alleged mishandling of this stolen vehicle matter by the Milwaukee Police Department (MPD).

Our investigation reveals that Mr. Kuykendoll reported his 1994 Mercury stolen to the MPD on March 13, 2010 at/about 9:25 a.m. The Auto Theft Supplement completed at that time and signed by your client, noted he did not want the vehicle towed upon its recovery. The MPD recovered the vehicle late on March 13, 2010. Their records reflect they contacted Mr. Kuykendoll at 11:00 p.m. regarding the vehicle's recovery. MPD was then contacted on March 14, 2010 at/about 8:30 p.m. by your client regarding the second vehicle theft incident and another Stolen Vehicle Report was completed.

The City never had custody of the vehicle after the second theft was reported. The City learned that the vehicle had been destroyed on April 26, 2010, when MPD personnel ran their Stolen Vehicle Identification Number List against the Wisconsin Department of Motor Vehicle (DMV) records on June 15, 2010. The MPD completes this task pursuant to their procedures in these types of matters. The DMV does not advise the police agency when it receives destruction records on a particular vehicle. The DMV destroys their records on the vehicle immediately upon receiving proof that the vehicle has been disposed of. Since the DMV has destroyed all of its records, it is unknown who junked Mr. Kuykendoll's vehicle. Since the MPD followed standard procedures for its part in this matter, the City cannot accept liability and we are denying your claim.

OFFICE OF THE CITY ATTORNEY

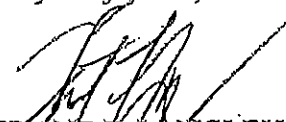
Attorney Hannah C. Dugan

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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.

Very truly yours,



GRANT F. LANGLEY
City Attorney



ROBERT OVERHOLT
Investigator Adjuster

RMO:ms
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