

July 2, 2003

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

Re: Communication from Ralph Kinski  
C.I. File No. 03-L-16

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.

Claimant, Ralph Kinski, 2054 South 31<sup>st</sup> Street, Milwaukee, WI 53215 alleges that following an incident at his home on October 12, 2001, the Milwaukee Police Department confiscated the claimant's shotgun as evidence and violated his rights under the Constitution of the United States. He claims damages in the amount of \$1,250,000.00.

Our investigation reveals that on October 13, 2001, Milwaukee Police officers were dispatched to the claimant's home at 2054 S. 31<sup>st</sup> Street in response to a complaint of reckless use of a weapon. During the course of the investigation the claimant's shotgun was confiscated as evidence and he was ordered into the Milwaukee County District Attorneys Office for review of the incident. No charges were issued and the shotgun was returned to the claimant pursuant to a

To the Hon. Common Council  
July 2 2003  
Page 2

court order. No evidence was located that corroborated the claimant's allegation that his civil rights had been violated. The City and its employees acted properly in this matter and would not be liable. Accordingly, we recommend that this be denied.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure  
1032-2003-272:69594