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June 6, 2006

Margaret Crowley
3927 North 19th Place
Milwaukee, WI 53206

RE: Margaret Crowley
C.I. File No: 06-S-128

Dear Ms. Crowley:

We have received your claim in the amount of \$346.05, relating to damage you sustained on April 14, 2006 when the police made forced entry into your residence located at 3927 North 19th Place and the related board-up charges.

Our investigation reveals that on April 14, 2006 the Milwaukee Police Department received a call to check on the welfare of an occupant of the location. The police arrived and knocked and pounded on the door for several minutes. An officer observed someone moving around in the upper part of the house. There was no answer on the call back; the officers could hear the phone ringing in the background. They forced open the door. You stated that neither you nor your adult children, who live in the home, made the call. The police contacted the Department of Public Works to board-up the property. The police exercised appropriate action in this forced entry and as such the City would not be liable. Therefore, we are denying your claim.

Regarding the building board-up charges of \$198.00, the Department of Public Works records indicate that on April 18, 2006 a Special Charge Notice was mailed to you at 3927 North 19th Place, Milwaukee, WI 53206, pursuant to Section 309-72-1, Milwaukee Code of Ordinances. This indicated that you had 30 days from the date of the notice to appeal the necessity and/or the amount of the charge to the Administrative Review Appeals Board accompanied by a \$25.00 payment for the processing fee. The ordinance does not provide for extensions of this time limit or further appeal. Our records indicate that you did not file a timely appeal and payment. Therefore, based upon your failure to file a timely appeal and payment, the City will not consider your claim from this any further.

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If you wish to appeal the decision regarding the property damages, you may do so by sending a letter within 21 days of the date 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

Steven M. Carini
STEVEN M. CARINI
Investigator Adjuster

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