

To Whom This May Concern:

I am writing the following letter to give formal notice of my appeal of the decision of The City of Milwaukee to not cover the loss I suffered through your decision of January 31, 2024.

I hereby request a hearing to discuss the loss I suffered of approximately \$15,000. (Please see attached correspondence).

Please contact me at 414-429-8501 or Toddrickmtg@aol.com to discuss this matter.



Sincerely yours,

Todd M Rickun

OFFICE OF CITY ATTORNEY
23 FEB '24 AM 08:15

CITY OF MILWAUKEE
2024 FEB 22 PM 1:54
CITY CLERK'S OFFICE

Fw: My Automobile..

From: Todd Rickun <toddrickmtg@aol.com>

Sent: Wed, Jan 3, 2024 at 3:08 pm

To: milwaukee@dcopy.net

CITY OF MILWAUKEE

2024 JAN -4 PM 1:52

CITY CLERK'S OFFICE

Sent from the all new AOL app for iOS

Begin forwarded message:

On Tuesday, January 2, 2024, 6:35 PM, Todd Rickun <toddrickmtg@aol.com> wrote:

To Whom This May Concern:

OFFICE OF CITY ATTORNEY
28 FEB 24 08:14

While en route to the Pharmacy to purchase a few COVID testing kits, my car axle began shaking uncontrollably, therefore I was forced to leave it in the parking lot of The American Renal Dialysis Center located at 4775 North Green Bay Road. I contacted the center the following morning and confirmed that my car was still in the lot. It was confirmed and therefore I inquired if I would be able to keep the car in the lot for at least 7-10 days as I was diagnosed with COVID, and just moved into a new apartment. I was told that leaving the car in the lot would be fine and not to worry about it.

Approximately 12-13 days later I was feeling better and was driven to the parking lot to meet AAA to retrieve my car and have it towed to a shop I had contacted a few days earlier.

I was confused and inquired at the main desk of The Dialysis Center what had become of my car. To my dismay, I was not given an answer...no one knew what had become of it. Upon pressuring the Office Staff I was finally helped by an extremely helpful gentleman who informed me that he'd contact the office manager and inquire on my behalf. Good news!!!! It was towed to the City of Milwaukee Tow Lot located on Lincoln Avenue.

I contacted the Tow Lot and it was confirmed that my car was there, along with a sizable ticket for the tow coupled with the illegal parking ticket. As I had lost a few weeks of pay coupled with the added expenses of moving I informed the clerk that I wouldn't be able to pick the car up for 2-3 weeks. It was confirmed that I could leave the car, but was informed that there was a \$20.00 per diem charge. I confirmed and stated that I'd be there as soon as possible to retrieve my car and pay the fines.

By the time I had enough funds to pay for the car I called to confirm my final bill (which was now in excess of \$700.00 I was informed that the car was sold at auction. Needless to say I was fairly upset and voiced my displeasure. It was then stated that I had been notified twice and I should have picked the car up earlier. I replied that I hadn't heard a word from anyone regarding the impending auction of my car. My car

is free of any encumbrances and no more than 60,000 miles logged on it. I HAD NO INTENTIONS WHATSOEVER TO GIVE MY CAR AWAY!

Upon further discussion with the attendant from the Tow Lot I was informed that two separate letters were mailed to my residence outlining the auction process. I emphatically stated that I was never informed of the intended auction. The attendant rechecked the mail log and stated that I was mailed twice informing me of further action. Upon further discussion, I asked to what address the letters were sent and was informed the letters went to 840 West Juneau....unfortunately, I had placed a change of address with USPS informing them of my new address located at 901 West Winnebago over a month earlier. Upon rechecking her records the attendant informed me that the letters were indeed mailed, but they were returned by the USPS stating that I had no longer lived on Juneau. I was further advised to appeal this process again as I was never informed of the impending auction.

I'm not a wealthy man. I've been in the mortgage business for over 20 years and I along with millions of other citizens have suffered greatly during this economic downturn coupled with the crazy high mortgage rates. I was divorced approximately 4 years ago and the Court was not too kind to me. Thankfully I began collecting my Social Security last year which helped augment the lack of business. In addition, I have no access to any cars.

Again, I had no intention of walking away from my car, and am respectfully requesting contact from your office as soon as possible.

Sincerely


Todd M Rickun

414-429-8501

901 West Winnebago Ave

#LL02

Milwaukee WI 53205



Toddrickmtg@aol.com

City of Milwaukee Tow Lot

COMPLAINT AND INVESTIGATION FORM

-CITY USE ONLY-	-CUSTOMER INFORMATION-
TOW #: _____	NAME: _____
DATE: _____	ADDRESS: _____
CLERK ID: _____	PHONE #: _____

PHOTOS TAKEN YES NO

DATE FILED: _____

PHOTOS ATTACHED YES NO

ALL FORMS COMPLETED YES NO

***Complaint must be signed by citizen completing form.

CITIZEN'S STATEMENT

To file a claim for *DAMAGE TO or THEFT FROM* your vehicle,

Write a detailed letter and send to:

CITY CLERK'S OFFICE,
200 EAST WELLS STREET
CITY HALL, ROOM 205
MILWAUKEE, WI 53202
414-286-2221

***SIGNATURE

DATE

-OVER IF DAMAGE-

2024 FEB 22 11:53

CITY OF MILWAUKEE

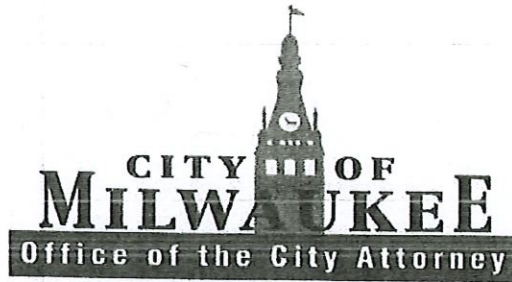
2024 FEB 22 PM 1:53

CITY CLERK'S OFFICE

OFFICE OF CITY ATTORNEY
23 FEB 24 AM 08:14

TEARMAN SPENCER
City Attorney

ODALO J. OHIKU
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Assistant City Attorneys

January 31, 2024

Mr. Todd Rickun
901 W. Winnebago Avenue, #LL02
Milwaukee, WI 53205

Mailed
2-12-2024

RE: C.I. File No. 1044-2024-96
Communication from TODD RICKUN

Dear Mr. Rickun:

We are in receipt of your claim regarding damages sustained to your 2008 BMW on 8/16/23, when your vehicle was towed to the city of Milwaukee Tow Lot.

Our investigation reveals that on 8/16/23, your vehicle was towed to the City of Milwaukee tow lot from 4775 N. Green Bay Avenue, for being illegally parked on private property.

City records indicated that Notice of Towed Vehicle letters were mailed to both you and your lienholder on 8/16/23 and 8/23/23, to the addresses recognized by the Department of Transportation and in accordance with State Statute. The letters indicated that if the vehicle were not claimed within 15 days from the notice date, your vehicle would be sold or destroyed. You indicated you did not receive these notifications because you moved to a different address and the letters were returned.

On 8/18/23, the city tow lot received a call from an unidentified caller that inquired about the vehicle. Further research indicated that on 12/13/23, you called the city tow lot to inquire about your vehicle.

Because your vehicle was not retrieved in accordance with State Statute, the vehicle was sold at auction on October 10, 2023. As such, the city is not liable for damages and we are denying your claim.

A copy of your original claim materials is enclosed.



Mr. Todd Rickun
January 31, 2024
Page Two

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,



TEARMAN SPENCER
City Attorney



MICHELLE THOMPSON-GRAY
Investigator Adjuster

MG/cdr

Enclosure

1044-2024-96/289619