

# CITY OF MILWAUKEE

Form CA-43

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January 7, 2004

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

Re: Communication from Pamala Bergevain  
C.I. File No. 03-S-444-1

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, Pamala Bergevain, Post Office Box 04846, Milwaukee, WI 53204 alleges that in the winter of 2002 her vehicle was towed and subsequently sold improperly. She claims damages in the amount of \$14,000.00.

Our investigation reveals that her vehicle was towed on January 2, 2003 for Obstructing Alley/Driveway. On January 3, 2003 a letter was sent to her at Post Office Box 6641, Milwaukee, WI 53206, the address at which the Vehicle Identification Number was registered to with the Department of Transportation, advising her that the car had been towed and indicating where she could pick it up. On January 8, 2003 a certified letter was sent to her at this address, advising her that if the car was not retrieved by February 13, 2003 it would be sold or destroyed after that date. The same letter was also sent certified to Kia Financial Services, the lien-holder.

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The vehicle was sold on April 10, 2003. The City followed proper procedure. As such, the City would not be liable. Accordingly, we recommend that this claim be denied.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure  
1044-2003-3847:76539