

October 24, 2003

Milwaukee City Clerk
200 East Wells Street
Room 205
Milwaukee, WI 53202

CITY OF MILWAUKEE

2003 OCT 27 PM 3: 59

RONALD D. LEONHARDT
CITY CLERK

RE: C.I. File No.: 03-S-242

Dear Sir or Madam:

I am writing to appeal the enclosed denial of payment of the CD player that was missing from my vehicle that was towed to the City of Milwaukee Tow Lot on April 16, 2003. Please note that although the letter is dated September 17, 2003, I did not receive the letter until October 6th when I returned home from the University of Wisconsin-Milwaukee to retrieve my mail, so I am forwarding this appeal within 21 days of receipt of the letter as requested.

The enclosed Notice of Towed Vehicle I received states that the vehicle was towed for "safekeeping." Imagine my horror when I returned to my vehicle to find that it had been ransacked! The CD player was missing from my vehicle prior to me signing over the title to the City of Milwaukee. Therefore, when the items were taken from my vehicle, the vehicle still legally belonged to me, so the CD player still legally belonged to me as well. Since the CD player was taken while the vehicle belonged to me, it meets the legal definition of theft. Therefore, the City of Milwaukee should be liable for my loss. The City Tow Lot had no way of knowing what my intentions were with the vehicle when the CD player was stolen, so the City's argument that "normal and customary procedures" were followed is absurd. Is it "normal and customary" for the City Tow Lot to allow theft of items from vehicles that were towed for "safekeeping" prior to the vehicle being reclaimed or signed over to the City of Milwaukee? To assume such is ridiculous, but that is the City's argument in my case. Only after I discovered that the CD player was missing did I choose to sign the title over to the City of Milwaukee as the vehicle had no worth to me without it.

Because the CD player was stolen from my vehicle while I still had ownership, I am again requesting that I be reimbursed \$155.00 at your earliest convenience. Thank you for your careful consideration of my appeal.

Sincerely,



Derrick Dahl
364 - 22nd Ave.
Kenosha, WI 53140
(262)553-1888

Enclosures (2)

CITY OF MILWAUKEE
RECEIVED
03 OCT 28 AM 9: 13
OFFICE OF
CITY ATTORNEY



DAHL AUGUST H
364 22ND AVE

KENOSHA, WI 53140

COPY

DEPARTMENT OF PUBLIC WORKS - TOW LOT
3811 West Lincoln Avenue - Milwaukee, WI 53215
Ph: (414) 286-2700 - Fax: (414) 286-5093
TDD: (414) 286-2025

NOTICE DATE: 04/19/2003
TOW NUMBER: 1155933
DATE OF TOW: 04/16/2003
LICENSE NUMBER: WI 252CDV
VEHICLE YEAR AND MAKE: 91 BUIC
VIN NUMBER: 2G4WB54L0M1419767
OFFENSE REPORT FILE NO:
REASON FOR TOW: 13 SAFEKEEPING
TOW ADDRESS: 2500 N LINCOLN MEMORIAL DR

NOTICE OF TOWED VEHICLE

The vehicle listed above has been towed and impounded and may be reclaimed at the City of Milwaukee Tow Lot located at 3811 W. Lincoln Avenue, Milwaukee Wisconsin.

If this vehicle is not claimed within 15 days from the above NOTICE DATE, it may be sold or destroyed by the City of Milwaukee. (If the 15th day is a Sunday or a holiday, you have until the close of the next business day to reclaim your vehicle.) PLEASE ACT PROMPTLY!

You may obtain your vehicle at 3811 W. Lincoln Avenue any time during regular business hours.

The Tow Lot hours of operation are 8:00 a.m. to 6:00 p.m., Monday through Friday, and Saturday from 8:00 a.m. to Noon. The Tow Lot is closed on the following holidays: January 1st, Martin Luther King Jr. Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

TO RECLAIM YOUR VEHICLE, YOU MUST BRING THE FOLLOWING TO THE TOW LOT:

- A) Vehicle title (must be in owner's name).
- B) A valid driver's license (if you are driving the vehicle from the lot). If you do not have a driver's license, you must have a photo ID and be accompanied by someone with a valid driver's license.
- C) To retrieve a vehicle on behalf of an owner, you must have the vehicle title, a driver's license or photo ID and be accompanied by someone with a valid license and have a signed, notarized letter or release form from the vehicle owner authorizing you to pick up the vehicle. The notarized letter and release form must identify the vehicle by color, make, model, VIN, license plate number and tow number. Insurance companies and tow companies must have a notarized letter or signed release form.
- D) Cash, cashier's check, money order, VISA or Mastercard are accepted for payment. The vehicle reclamation fee is \$95 plus \$20 per-day for storage. **You are not required to pay for open citations in order to reclaim our vehicle.**

You may reclaim loose or personal property from within the vehicle by presenting proof of ownership and a valid picture ID at the tow lot. Personal property in the vehicle will be returned free of charge during posted business hours, but will be destroyed if your vehicle is unclaimed. **If you do not claim your vehicle within 15 days of this notice date, your vehicle could be destroyed or sold by the city.**

TO DISPUTE THE LEGALITY OF YOUR TOW, YOU MAY OBTAIN A REVIEW BY THE CITY ATTORNEY AT 749 WEST STATE STREET, ROOM 205.

If you are no longer the owner of this vehicle, or have any questions about this notice, please contact the City of Milwaukee Tow Lot at (414) 286-2700 during the business hours listed above.

DPWTOW-500-0

Derrick Dahl
364-22nd Ave.
Kenosha, WI
53140
262-553-1888
derrickdahl@mail.com

CITY OF MILWAUKEE

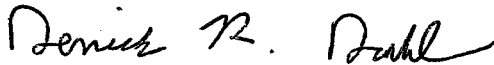
2003 MAY 30 PM 2:19

RONALD D. LEONHARDT
CITY CLERK

City Clerk's office
To whomever this may concern:

On April 22nd, 2003 I went to the city tow lot, to sign over the car and collect my belongings from my car. I am filing a claim for the theft of my CD player. I went to the car and I noticed my detachable CD player and face plate for my JVC CD player was stolen. It was their when I left to the scene of the accident and I had not time to take it with me since I was rushed to Froedert. At the tow lot the person who took me to my car said that it should have still been their and he said that people have broken into the tow lot before and have stolen things like this. Enclosed you will find a manual receipt for the purchase of the CD player along with installation costs and extra parts and pictures of the place were the CD player was. Thank you for your help with this situation. Above you will find my contact information feel free to contact me.

Sincerely,



Derrick R. Dahl

CITY OF MILWAUKEE
RECEIVED
OFFICE OF
CITY ATTORNEY
03 JUN -2 AM 10:07

City of Milwaukee Tow Lot

COMPLAINT AND INVESTIGATION FORM

<p>- CITY USE ONLY - TOW# 155933</p>	<p>TOW LOT LOCATION</p>	<p>DATE: 4/22/03 ID# DL</p>
<p>NAME: Derrick Dahl / August Dahl ADDRESS: 364 22nd Ave. Kenosha, WI 53140 PHONE NO: 262-553-1888</p>	<p>CITY OF MILW TOW LOT ***** VEHICLE TOWING</p>	<p>DATE ISSUED: 1ST. CITIZEN COMPLAINT <input type="checkbox"/> 2ND. CITIZEN COMPLAINT <input type="checkbox"/></p>

CIRCLE THOSE THAT APPLIES:

COMPLAINT * VEHICLE MISSING ITEMS * DAMAGES TO VEHICLE

(FOR MISSING ITEMS OR DAMAGES TO VEHICLE, ALSO COMPLETE THE OTHER SIDE OF THIS PAGE)

CITIZEN'S STATEMENT

My pull out JVC CD player and face plate is gone it looks like the wires were cut / ripped away Also, my UWM Capito / Humbolt parking pass is gone

Derrick M. Dahl

SIGNATURE

4-22-03

DATE

<p>- CITY USE ONLY -</p>	<p>INVESTIGATION RESULTS</p>
<p> </p> <p> </p> <p> </p> <p> </p> <p> </p> <p> </p>	
<p>SIGNATURE</p>	<p>DATE</p>

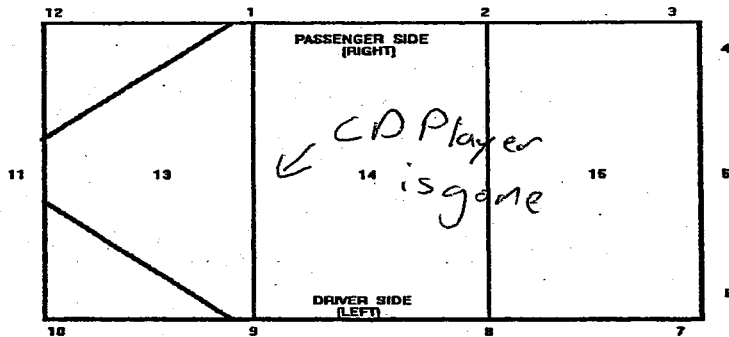
LIST ITEMS MISSING FROM VEHICLE

JVC CD player + Capitol Humboldt
Parking Pass

**LIST DAMAGES TO VEHICLE AND CIRCLE AREAS OF DAMAGES
USING THE DIAGRAM AT THE BOTTOM**

NOTES:

F
R
O
N
T



R
E
A
R

LETTER INFORMATION:

Letter Code _____

Initials _____

Date _____

