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November 16, 2006

Isadore Bilbrew  
3733 North 40th Street  
Milwaukee, WI 53216

RE: Isadore Bilbrew  
C.I. File No: 06-S-312

Dear Mr. Bilbrew:

We have received your claim in the amount of \$1,309.00, relating to medical services rendered to you on or about August 7, 2006 while you were a patient and in the custody of a law enforcement agency. You also seek compensation for 3 days of lost pay.

Our investigation reveals you were arrested for Disorderly Conduct, use of a dangerous weapon and Domestic Abuse under the state criminal law as set forth in the Wisconsin State Statutes. The Milwaukee Police Department (MPD) took you to the hospital per policy to have you medically cleared prior to your admittance to the Milwaukee County Criminal Justice Facility. It is well established practice and state law requirement that a prisoner is liable of the costs of medical and hospital treatment he or she received outside of the jail or house of correction. If the prisoner is unable to pay the costs, the county is required to pay the costs regardless of which police agency conducted the investigation or arrest, as long as the person is being held for violation of state criminal laws. Since you were in the custody of a law enforcement agency outside of the jail or house of correction for violation of a state criminal law, you are responsible for medical costs incurred. If you are unable to pay the costs, then Milwaukee County is responsible for the costs of medical treatment. We are unable to determine why Milwaukee County has denied your claim. The applicable state statutes which require Milwaukee County to pay the claim are §301.01(2), 302.38(2), and 49.002 of the Wisconsin Statutes.

Our office spoke to one of the arresting police officers and he does not recall speaking with anyone regarding an insurance card. Based on the information above, and the fact the MPD followed proper procedures, we are denying your claim.


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If you wish to appeal this decision, 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



ROBERT M. OVERHOLT  
Investigator Adjuster

RMO:beg  
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