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September 21, 2012

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

Re: Resolution Relating to the Claim of James Johnson
C.I. File No. 12-L-56

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, James Johnson, 924 Tithelo Road, Canton, MS 39046, alleges that on September 3, 2011 his vehicle was stolen. It was recovered by the Milwaukee Police Department (MPD) on October 31, 2011, left at the scene, and was stolen again. It was later found in Zion, IL in damaged condition. He seeks damages in the amount of \$17,000.00.

Our investigation reveals that the MPD records indicate that the claimant reported on September 5, 2011 that his vehicle had been stolen the previous day. The claimant did not authorize a tow if the vehicle was recovered. The MPD recovered the vehicle on October 31, 2011. They attempted to contact the claimant, but were only able to contact someone who said he was his brother-in-law. This person stated that he would try to track down the claimant to notify him. The MPD left the vehicle locked and legally parked.

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The City followed proper procedures in this matter. As such, the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

PATRICIA A. FRICKER
Assistant City Attorney

PAF:ms
Enclosure
1032-2012-1795:184860