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April 8, 2013

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

Re: Communication from DEANDRE JOHNSON
C.I. File No. 1032-2013-897

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 Deandre Johnson alleges he was the victim of harassment on April 17, 2012 when the Milwaukee Police Department served a no knock warrant for Felon in Possession of a Firearm at 1649 North 35th Street. He is claiming damages in the amount of \$150,000.00.

Our investigation revealed on April 17, 2012 the Milwaukee Police Department served a No Knock search warrant for Felon in Possession of a Firearm at 1649 North 35th Street. Per police records, Mr. Johnson was arrested for possession of an electronic weapon in violation of Wisconsin State Statute 941.295(1). This search warrant involved a lawful forced entry into the residence, and a lawful search of the property. The Milwaukee Police Department executed a lawful search warrant which necessitated the use of force entry. This use of force is authorized by Section 968.14 of the Wisconsin Statutes.

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The Milwaukee Police Department exercised appropriate action in this forced entry, and the City would not be liable. Accordingly, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

PATRICIA A. FRICKER
Assistant City Attorney

PAF:cdr

Enclosure

1032-2013-897/190885