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April 20, 2007

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

Re: Resolution relating to the claim of Houa Vang
C.I. File No. 06-L-47

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, Houa Vang, 10031 West Juniper Street, Milwaukee, WI 53224 alleges that on May 27, 2006 the Milwaukee Police Department (MPD) searched his home pursuant to a search warrant. The claimant alleges that during this search various items were damaged or stolen by the MPD. In addition, various guns were also seized by the police. Mr. Vang claims damages in the amount of \$6,867.75.

Our investigation reveals the MPD executed a lawful “no knock” search warrant pursuant to §968.12, Wisconsin Statutes. The items seized and inventoried included 8 pills of a controlled substance, a pipe, and a cell phone. In addition, the MPD inventoried 4 rifles, 1 pistol, gun cases and ammunition.

To the Hon. Common Council

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The MPD followed standard procedures in the execution of this valid search warrant, and they were acting within the sphere of their responsibility. As such, the City would not be liable and we recommend denial of this claim.

Very truly yours,



GRANT F. LANGLEY
City Attorney



MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg

Enclosure

1032-2006-1683:118201