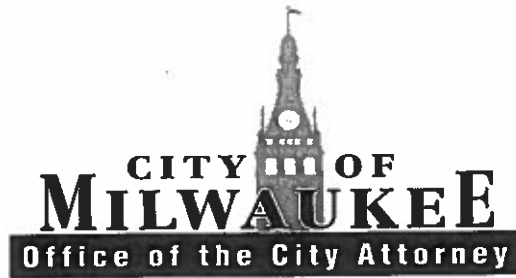


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Assistant City Attorneys

August 11, 2011

Jerry Garrett  
1323 West 98th Street  
Chicago, IL 60643

RE: Jerry Garrett  
C.I. File No.: 11-S-202

Dear Mr. Garrett:

We have received your claim in the amount of \$1,600.00, relating to the March 25, 2011 death of your dog due to Milwaukee Police Department (MPD) activity at 2151 North 35<sup>th</sup> Street.

Our investigation reveals and you have agreed that this situation occurred on the date noted above and not March 20, 2011 as stated in your claim. The investigation further reflected that the MPD was investigating and in pursuit of a suspect involved in a shooting and armed robbery. The officers were advised that the suspect went into your home located at 2151 North 35<sup>th</sup> Street. The officers approached the home and two subjects were observed exiting the property.

Three loose pit bulls were observed in the rear yard. The responding offices were able to corral the dogs back into the home in preparation for securing them. One of the dogs was extremely aggressive and due to the exigency of the circumstances and the possibility an armed suspect was still in the home, the decision was made to extricate the dogs from the home. Since your dog was extremely aggressive and exhibiting attacking behavior toward the MPD personnel, the on-site supervisor approved the actions relating to your dog. The actions taken in this matter were necessary and appropriate. Since the police were not negligent and acting within their sphere of responsibility, the City cannot accept liability and we are denying your claim.

OFFICE OF THE CITY ATTORNEY

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 • Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550


Jerry Garrett  
August 11, 2011  
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If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt 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 OVERHOLT  
Investigator Adjuster

RMO:ms  
1032-2011-1947:172350