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JUN 18 2013

OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE
2013 JUN 17 AM 11:22

CITY CLERK'S OFFICE

To Whom It May Concern

This letter is to appeal case # 1032-2013-1292.
I would like to explain the following based on
your points of denial.

You write that 'the police exercised appropriate
action in the forced entry'. At the time of this
incident, I and a 2nd witness (Chaim Twerski,
signature below) were given a different version of
the details leading up to the forced entry. The
officer stated that based on footprints seen in
the yard, they suspected the subject gained
entry through one of the closed windows or doors.
(not based on what ~~the~~ ^{2nd} ~~other~~ subject said about
the suspects whereabouts.) In addition, the
police used excessive force to break open the
door. So excessive, that not only was the door
damaged, but the door frame needed to be
replaced due to the force used.

You write that I needed to appeal to Milwaukee
works regarding the board-up charges. Milwaukee
works performed the service and should get
paid. The cost of the board-up was a result
of the Milwaukee Police Department and should
therefore be covered by the city.

I am a tax-paying citizen, and there is no
reason I should incur an \$837 loss for the

over —

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MAY 1 2013

OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE

2013 MAY -1 AM 11:23

To whom it may concern;

CITY CLERK'S OFFICE

On 3-11-2013 at 10:55 p.m. Police officers from the Milwaukee Police Department broke through the side entrance at 3229 N. 50th St. Milw, WI 53216.

In order to search for a suspect, police kicked through the door, damaging the door and door frame. In order to protect the property overnight, until the broken door could be serviced, D.P.W. heeded to board up the the entrance.

Attached please find the invoice from the D.P.W. in the amount of \$157.00 and the invoice from Miller Builders for the door repair in the amount of \$680.00.

Please reimburse Sholem Horowitz for the total amount of \$837.00.

Thank you.

Sholem Horowitz

718-809-9030

sholem.h@gmail.com

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MAY 1 2013

OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE

2013 APR 31 AM 11:20

CITY CLERK'S OFFICE

CLAIM AGAINST CITY FOR DAMAGES

- 1.) Only the City Attorney or the Common Council and the Mayor can authorize payment of a claim against the City.
Any other representations regarding reimbursement made by City employees are not legally binding on the City.
- 2.) Filing a claim against the City does not automatically guarantee reimbursement from the City. However, the City examines each claim on an individual basis in determining if reimbursement is legally required.
- 3.) In order to obtain reimbursement for a claim made against the City, **you must prove that the City or its employees acted unlawfully or negligently.**
- 4.) Before you can file a lawsuit against the City for reimbursement, State law requires that you first follow the claim procedures established by the Milwaukee City Clerk (286-2221).

DAMAGE NOTICE

(SUPERVISOR TO LEAVE IN PROMINENT PLACE AT SCENE)

The Milwaukee Police Department received a call for

service on: 3-11-13 20 at 10:55 a.m. (p.m.)
(DATE) (TIME)

at: 3229 N 50
(ADDRESS)

- to: ☐ confirm welfare of occupant(s)
☐ make an arrest
☐ execute a search warrant
☐ recover evidence of crime
☒ other (describe) CHECK FOR SUSPECT

The following damage to premises or vehicle occurred:

DOOR BROKEN

Supervisor's Name: SGT NOVACK
(PRINT)

74 POWER 010028
(DIST. / WORK LOC.) (SHIFT) (EMPLOYEE I.D. #)

SEE NOTICE ON REVERSE SIDE

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OFFICE OF
CITY ATTORNEY



City of Milwaukee
Zeidler Municipal Building
841 N Broadway Rm 519
Milwaukee WI 53202
414-286-CITY (2489)

March 13, 2013

SHOLEM HOROWITZ
3229 N 50TH ST
MILWAUKEE WI 53216

Assessment ID: BU-1921

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MAY 1 2013
OFFICE OF
CITY ATTORNEY

Dear Property Owner:

In accordance with City of Milwaukee Ordinance No. 218-7, the Milwaukee Police Department ordered the premises (listed below) be secured. In response to their request, the Department of Public Works carpentry staff performed the necessary work to secure the following structure:

<u>Address</u>	<u>Tax Key</u>	<u>Date of Board-up</u>	<u>Charge</u>
3229 N 50TH ST	288-1112-000	03/12/2013	\$157.00

The above amount is now due. If not paid within 30 days, the charges will be added to your **2013** property tax bill. In person payment of cash, check or money orders accepted. Please do not mail cash. In person payments may be made at the **OFFICE OF THE CITY TREASURER AT CITY HALL, 200 E WELLS ST** during normal working hours. Please make checks payable to the "CITY OF MILWAUKEE" and mail with the attached coupon.

Check payments must be payable in U.S. dollars and be drawn on a U.S. bank. Payment receipt is only valid after check payment clears all banks. When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account, or to process the payment as a check transaction.

To appeal these charges, print the appeal application available online at www.milwaukee.gov (select departments, city clerk). You may also request an appeal application by calling the City Clerk's Office at (414) 286-2231. Return the appeal application along with the \$25 appeal filing fee to the Administrative Review Appeals Board, 200 E Wells St, Rm 205, within **thirty (30) days** of the date of this letter.

If you have any questions regarding these charges, please contact David Lewis at (414) 286-3315. You can search for current charges against your property online at city.milwaukee.gov/mpw (Click on "Property Charges and Special Assessments" in the Quick Hot Links.)

Please detach and return this coupon with payment for
City of Milwaukee - DPW Board-up Charge

Bill To: **SHOLEM HOROWITZ**

Assessment ID: **BU-1921-2013**

Make check payable to: **City of Milwaukee**

Amount Due: **\$157.00**

Mail to: **Office of the City Treasurer**
PO Box 514062
Milwaukee, WI 53203-3462

In person payments can be made at:
Office of the City Treasurer
City Hall, Room 103
200 E Wells St
Milwaukee, WI 53202

49270132850000000001000000015700000000000050100545902

MILLER BUILDERS

6310 NORTH PORT WASHINGTON ROAD

P.O. BOX 170934

MILWAUKEE, WISCONSIN 53217-4300

(414) 961-2440

WWW.MILLERBUILDERSINC.NET

4/1/13

Horowitz

3229 N 50th St

DUE TO BREAK IN DAMAGE:

REMOVE DAMAGED FRAME & SIDE ENTRY
DOOR & HALL AWAY.

FURNISH & INSTALL A NEW DOOR
FRAME & NEW WOOD ENTRY DOOR
WITH NEW SILL & DEADBOLT LOCK

TOTAL LABOR & MATERIAL \$680⁰⁰

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MAY 1 2013

OFFICE OF
CITY ATTORNEY

Gary Pelen
Vice Pres.