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September 27, 2016

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

Re: C.I. File No. 1032-2016-1885

Communication from AFNI INSURANCE SERVICES, by its representative

Rick Herrera P.O. Box 3068

Bloomington, IL 61702-3068

Dear Council Members:

Afni Insurance Services alleges that on May 8, 2016 their insured sustained damages when a Milwaukee police officer shot at a fleeing suspect and stray bullets hit the insured's vehicle at 7335 West Good Hope Road. Claimed damages total \$5,885.80.

Police Department records indicate that the police were attempting to stop a suspect fleeing the scene of a robbery. Since the police were not negligent, but rather were acting within the sphere of their responsibility, 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:cdr Enclosures 1032-2016-1885/232755 STUART S. MUKAMAL THOMAS J. BEAMISH **MAURITA F. HOUREN** JOHN J. HEINEN **SUSAN E. LAPPEN** JAN A. SMOKOWICZ PATRICIA A. FRICKER **HEIDI WICK SPOERL KURT A. BEHLING GREGG C. HAGOPIAN ELLEN H. TANGEN** JAY A. UNORA KATHRYN Z. BLOCK **KEVIN P. SULLIVAN** THOMAS D. MILLER JARELY M. RUIZ **ROBIN A. PEDERSON** JEREMY R. MCKENZIE PETER J. BLOCK **NICHOLAS P. DESIATO JOANNA GIBELEV** JENNY YUAN **KAIL J. DECKER ALLISON N. FLANAGAN** LA KEISHA W. BUTLER **PATRICK J. LEIGL HEATHER H. HOUGH** ANDREA J. FOWLER PATRICK J. MCCLAIN **NAOMI E. GEHLING CALVIN V. FERMIN BENJAMIN J. ROOVERS** Assistant City Attorneys

