

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys

CITY OF MILWAUKEE
Office of the City Attorney

THOMAS O. GARTNER
BRUCE D. SCHRIMPF
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVAN
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
Assistant City Attorneys

January 30, 2009

Nina Darty
3079 North 30th Street
Milwaukee, WI 53210

RE: Nina Darty
C.I. File No: 09-S-3

Dear Ms. Darty:


We have received your claim in the amount of \$431.50, relating to damage done by the Milwaukee Police Department (MPD) on September 5, 2008 when they forced entry into your home at 3079 North 30th Street.

Our investigation reveals that the MPD came to this location to arrest Anthony Moton on two outstanding felony warrants. The responding officers observed Mr. Moton inside the home through a window. He refused to answer the door, the officers announced themselves and then forced entry into the home. Mr. Moton escaped the building before officers could take him into custody. The MPD followed standard procedures and were acting within their sphere of responsibility, thus the City would not be liable, as such, and we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of 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 M. OVERHOLT
Investigator Adjuter

RMO:beg
1032-2009-12:142163

CITY OF MILWAUKEE
09 FEB 10 PM 2:56
RONALD D. LEONHARDT
CITY CLERK

OFFICE OF THE CITY ATTORNEY