

CITY OF MILWAUKEE

2010 FEB -1 AM 9:24

January 29, 2010

RONALD D. LEONHARDT
CITY CLERK

Milwaukee City Clerk
200 East Wells Street
Room 205
Milwaukee, WI 53202

C.I. File No.: 09-S-355

Dear City of Milwaukee – Office of the City Attorney:

This letter is appeal the decision reached on C.I. File No.: 09-S-355 and to request a hearing on the City of Milwaukee denied claim and denied acceptance of liability of damage sustained to my vehicle as result of overturned tow on July 24, 2009.

There was no damage to the vehicle prior to the tow and there is no other explanation for the location of the damage other than the need for or attempt to, create forced entry into the car to facilitate the tow.

I would like the opportunity to present my perspective and prove why the conclusion reached for the investigation should not be denied claim and denied acceptance of liability.

Sincerely,

Kent Hansen

Contact Information:
Kent Hansen
2065 Edgewater Drive
Grafton, WI 53024

Home: 262-387-0307
Mobile: 262-388-3558

ATTORNEY

2010 FEB -1 PM 2:40

CITY OF MILWAUKEE
RECEIVED

FOR THE UNITED STATES DEPARTMENT OF JUSTICE: JOHN EDGAR HOOVER, DIRECTOR

1. *Chlorophyll a* and *Chlorophyll b* were determined by the method of Lichtenthaler and Whistler (1972).

C.I. File No.: 09-S-355

Citation: 440167663

Kent Hansen
2065 Edgewater Drive
Grafton, WI 53024

CITY OF MILWAUKEE
RECEIVED

September 25, 2009

2009 SEP 29 PM 3: 05

City Clerk, Room 205
City Hall
200 East Wells Street
Milwaukee, WI 53202

OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE
2009 SEP 29 AM 8: 23
RONALD D. LEONARD
CITY CLERK

Dear City Clerk:

This letter is to seek relief for the damages caused to my vehicle as a result of MPD towing the car based on citation No.: 440167663. Please note the citation and towing of the car has been overturned in my favor.

On July 24, 2009 my vehicle was ticketed and subsequently towed from 1312 N Marshall Street in Milwaukee due to a movie/film shoot taking place. The original ticket stated Code 750 Tow-Away Zone however no signs were posted.

Damages were sustained to the front drives side door and drives side passenger sliding door as well as to the frame of the car. The damages are clear signs of the forced entry into my car to release parking brake and place transmission in neutral. The damages could have been avoided by towing the car on a flatbed (as required for a 4x4).

The tow lot did take pictures of the damage when I collected my car on 7/25 and I have included the written form from the tow lot. The form, as you can imagine, was filled out in a state of great frustration as I just had my first ever brand new car (2 months old at the time) unfairly towed. The damages however are accurately described on the form.

Relief sought:

Repair of vehicle: \$ 554.30

(Lowest of the two estimates -- see attachment)

Rental car: \$206.96

(car needed for 3 days that can seat two adults, two car seats and two booster seats, see attachment)

Total: \$761.26

I hope your review and investigation will result in fair and just action, and I hope that this situation will be appropriately corrected and help restore my faith in MPD and the City Of Milwaukee.

Sincerely,



Kent Hansen

Phone: 262-388-3558

CITY USE ONLY

CUSTOMER INFORMATION

TOW #: 1413795
DATE: 7-25-09
CLERK ID: 75

NAME: KENT HANSEN
ADDRESS: 2065 EDGEWATER DRIVE
PHONE #: 262 388 3558

PHOTOS TAKEN ☒ YES ☐ NO

DATE FILED:

PHOTOS ATTACHED ☐ YES ☒ NOALL FORMS COMPLETED ☒ YES ☐ NO

***Complaint must be signed by citizen completing form.

CITIZEN'S STATEMENT

There are damages to the driver side door jam
and driverside sliding door jam - as well as
on the car body where door connect with frame.
They appear to be clear signs on breaking the
doors open to get the car brake released and
shifted to neutral (car is manual transmission).
The car is only 2 months old and had no
damage at all before this tow.

***SIGNATURE

DATE

-OVER-

AMATO COLLISION CENTER
8301 NORTH 76TH STREET
MILWAUKEE, WI 53223
OFFICE: (414)357-8500 FAX: (414)357-8161

CD LOG NO 13666-1 DATE 08/12/09

SHOP: AMATO COLLISION CENTER NORTH INSP DATE: 08/10/09
ADDRESS: 8301 N 76TH STREET CONTACT: JASON BRAATZ
CITY STATE: MILWAUKEE, WI PHONE 1: (414)357-7800
ZIP: 53223- FAX: (414)357-8161

OWNER: HANSEN, KENT WORK PHONE: (262)388-3558
ADDRESS: 2065 EDGEWATER DR
CITY STATE: GRAFTON, WI
ZIP: 53024

POINT OF IMPACT: 0

LIC#: STATE: VIN: JM1CR293X90349756
BODY COLOR: MILEAGE:
CONDITION: ACCTNG CTL#:

*=USER-ENTERED VALUE	E=REPLACE OEM	NG=REPLACE NAGS
EC=REPLACE ECONOMY	UE=REPLACE OE SURPLUS	UC=RECONDITIONED PRT
UM=REMAN/REBUILT PRT	EU=REPLACE SALVAGE	EP=REPLACE PXN
OE=REPLACE PXN OE SRPLS	PC=PXN RECONDITIONED	PM=PXN REMAN/REBUILT
TE=PARTL REPL PRICE	ET=PARTL REPL LABOR	IT=PARTIAL REPAIR
I=REPAIR	L=REFINISH	BR=BLEND REFINISH
TT=TWO-TONE	CG=CHIPGUARD	SB=SUBLET
N=ADDITIONAL LABOR	RI=R&I ASSEMBLY	P=CHECK
AA=APPEAR ALLOWANCE	RP=RELATED PRIOR	UP=UNRELATED PRIOR

2009 MAZDA MAZDA5 GRAND TOURING 4DOOR PASSENGER VAN 4CYL GASOLINE 2.3
CODE: D6203D/D OPTNS A/24AFLEHIMPSV

OPTIONS:

TWO-STAGE - EXTERIOR SURFACES	TWO-STAGE - INTERIOR SURFACES
BUMPER COVER MOUNTED FOG LAMPS	XENON HEADLAMPS
MOISTURE SENSING WIPERS	HEATED FRONT SEATS
HEATED REMOTE CONTROL MIRRORS	MOONROOF
REAR SPOILER	CLIMATE CONTROLLED A/C
ROOF MOUNTED AIRBAGS	FRONT SIDE IMPACT AIRBAGS
ALARM SYSTEM	

OP	GDE	MC	DESCRIPTION	MFG.	PART NO.	PRICE	AJ%	B%	HOURS	R
RI0219			PNL,CENTER PLR TRIM LT	R&I	ASSEMBLY				0.7	1
RI1333			W/STRIP,CENTER PILL LT	R&I	ASSEMBLY				0.2	1
RI0237			W/STRIP,FRONT DOOR LT	R&I	ASSEMBLY				0.5	1
E 0452			APPLIQUE,FRT DOOR F LT	C235508W3B		15.48			1.0*	1
RI1153			STRIKER,FRONT LOCK LT	R&I	ASSEMBLY				0.2	1

RI0311	W/STRIP, REAR DOOR	LT R&I ASSEMBLY		0.5	1
E 0454	APPLIQUE ASSY, REAR	LT C235508W2B	15.43	1.0	*1
RI1110	STRIKER, REAR LOCK	LT R&I ASSEMBLY		0.2	1
I 0580 07	PANEL, BODYSIDE REAR	LT REPAIR		1.0	*1
L 0580 #	PANEL, BODYSIDE REAR	LT REFINISH		2.6	*4

= 13, 10

10 ITEMS

MC MESSAGE(S)

07 STRUCTURAL PART AS IDENTIFIED BY I-CAR

10 INCLUDES AUDATEX TIME TO CLEAR ENTIRE PANEL

13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

FINAL CALCULATIONS & ENTRIES

GROSS PARTS					30.91
PAINT MATERIAL					83.20
PARTS & MATERIAL TOTAL					114.11
TAX ON PARTS & MATERIAL @			5.600%		6.39
LABOR	RATE	REPLACE HRS	REPAIR HRS		
1-SHEET METAL	52.00	4.3	1.0		275.60
2-MECH/ELEC	95.00				
3-FRAME	52.00				
4-REFINISH	52.00	2.6			135.20
5-PAINT MATERIAL	32.00				
LABOR TOTAL					410.80
TAX ON LABOR		@	5.600%		23.00
SUBLET REPAIRS					
TOWING					
STORAGE					

GROSS TOTAL 554.30

NET TOTAL 554.30

SHOPLINK U1246 ES CD LOG 13666-1 DATE 08/12/09 12:35:38AM R6.37 CD 06/09

PXN: Y/00/00/00/00/00 CUM 00/00/00/00/00 GEOCODE 53223

HOST LOG

(C) 1998 - 2008 AUDATEX NORTH AMERICA, INC.

1.6 HRS WERE ADDED TO THIS EST. BASED ON AUDATEX TWO-STAGE REFINISH FORMULA.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

BODYWORKS

BY
CONCOURS

COLLISION REPAIR & REFINISHING

1711 West Florist Avenue • Milwaukee, WI 53209 • Phone (414) 290-4360 • Fax (414) 290-4359
Tax ID: 39.087.3125

Date: 8/28/2009 07:51 AM
Estimate ID: 9506
Estimate Version: 0
Preliminary
Profile ID: Mazda

Damage Assessed By: DAVID GASSNER

Deductible: UNKNOWN

Owner: KENT HANSEN
Address: 2065 EDGEWATER DR., GRAFTON, WI 53024
Telephone: Home Phone: (262) 388-3558

Mitchell Service: 910545

Description: 2009 Mazda 5 Sport
Body Style: 4D Van
VIN: JM1CR293X90349756
Mileage: 3,963
Color: SILVER
Options: VEHICLE ANTI-THEFT, PASSENGER AIRBAG, DRIVER SIDE AIRBAG, POWER LOCK
POWER WINDOW, REAR WINDOW DEFOGGER, CRUISE CONTROL, TILT STEERING COLUMN
ANTI-LOCK BRAKE SYS., ALUM/ALLOY WHEELS, TIRE INFLATION/PRESSURE MONITOR
AUXILIARY INPUT, REMOTE FUELDOOR RELEASE, CD PLAYER
POWER ADJUSTABLE EXTERIOR MIRROR, FRONT AIR DAM, REAR AIR DAM, TINTED GLASS
AUTO AIR CONDITION, FIRST ROW BUCKET SEAT, SECOND ROW BUCKET SEAT, KEYLESS ENTRY
SLIDING VAN DOOR, REAR SEAT HVAC CONTROLS, SECOND ROW FOLDING SEAT
THEATER STYLE SEATING, THIRD ROW SEAT
REAR HEATING, VENTILATION & AIR CONDITIONING, OUTSIDE TEMPERATURE GAUGE
CLOTH SEAT, DRIVER SIDE SLIDING VAN DOOR, EXTERIOR RAILS
VARIABLE ASSISTED STEERING, TACHOMETER, SIDE AIRBAGS
PASSENGER AIRBAG CUTOFF SWITCH/SENSOR, SIDE HEAD CURTAIN AIRBAGS
REMOTE DECKLID OR TAILGATE RELEASE

Drive Train: 2.3L Inj 4 Cyl 5M FWD
License: 211EHE WI

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	001158	BDY	REMOVE/INSTALL	L Frt Door Opening Welt	Existing		0.3 r
2	001160	BDY	REMOVE/INSTALL	L Rear Door Opening Welt	Existing		0.3 r
3	000960	BDY	REPAIR	L Frt Door Shell	Existing		1.5*#
4	AUTO	REF	REFINISH	L Frt Door Outside			C 2.1
5	001954	BDY	REMOVE/INSTALL	L Frt Otr Belt Moulding			0.5 #
6	001199	BDY	REMOVE/REPLACE	L Frt Door Rear Sash Moulding	C235-50-8W3B	15.48	1.0*
7	001968	BDY	REMOVE/INSTALL	L Frt Door Trim Panel			INC
8	002768	GLS	REMOVE/INSTALL	L Frt Door Moveable Glass	Existing		1.0 r

ESTIMATE RECALL NUMBER: 08/28/2009 07:51:15 9506

Mitchell Data Version: OEM: JUN_09_V

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COLLISION REPAIR & REFINISHING

1711 West Florist Avenue • Milwaukee, WI 53209 • Phone (414) 290-4360 • Fax (414) 290-4359
Tax ID: 39.087.3125

Date: 8/28/2009 07:51 AM
Estimate ID: 9506
Estimate Version: 0
Preliminary
Profile ID: Mazda

9	001966	BDY	REMOVE/INSTALL	L Otr Belt Moulding				0.2
10	001201	BDY	REMOVE/REPLACE	L Upr Side Door Sash Moulding	C235-50-8W4A	10.94		1.0*
11	001203	BDY	REMOVE/REPLACE	L Side Door Front Sash Moulding	C235-50-8W2B	15.43		1.0*
12	001475	BDY	REPAIR	L Van Side Panel	Existing			3.0* #
13	AUTO	REF	REFINISH	L Van Side Panel Complete			C	4.0
14	AUTO	REF	ADD'L OPR	Clear Coat				1.6*
15	AUTO		ADD'L COST	PAINT/MATERIALS		291.20	*	
16	AUTO		ADD'L COST	Hazardous Waste Disposal		9.10	*	
17	900500	BDY *	ADD'L LABOR OP	RUST COATING	New	4.00	*	0.4*
18	900500	REF *	ADD'L LABOR OP	CORROSION PROTECTIVE PRIMER	New	0.00	*	0.3*
19	900500	REF *	ADD'L LABOR OP	MASK FOR OVERSPRAY	New	5.50	*	0.2*
20	900500	REF *	ADD'L LABOR OP	COLOR TINT	Existing			0.5*
21	900500	REF *	ADD'L LABOR OP	TAPE & MASK OFF JAMBS TO PREVENT OVERSPR	Existing			0.4*

* - Judgment Item

- Labor Note Applies

C - Included in Clear Coat Calc

r - CEG R&R Time Used For This Labor Operation

Estimate Totals

I. Labor Subtotals						II. Part Replacement Summary			
	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals				Amount
Body	9.2	52.00	0.00	0.00	478.40 T	Taxable Parts			51.35
Refinish	9.1	52.00	0.00	0.00	473.20 T	Sales Tax	@ 5.600%		2.88
Glass	1.0	52.00	0.00	0.00	52.00 T				
Taxable Labor					1,003.60	Total Replacement Parts Amount			
Labor Tax @ 5.600 %					56.20				
Labor Summary	19.3				1,059.80				

ESTIMATE RECALL NUMBER: 08/28/2009 07:51:15 9506

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BODYWORKS

BY
CONCOURS

COLLISION REPAIR & REFINISHING

1711 West Florist Avenue • Milwaukee, WI 53209 • Phone (414) 290-4360 • Fax (414) 290-4359

Tax ID: 39.087.3125

Date: 8/28/2009 07:51 AM
Estimate ID: 9506
Estimate Version: 0
Preliminary
Profile ID: Mazda

III. Additional Costs				Amount	IV. Adjustments		Amount
Taxable Costs				300.30	Customer Responsibility		0.00
Sales Tax		@	5.600%	16.82			
Total Additional Costs				317.12			
Paint Material Method: Rates = 32.00							
					I.	Total Labor:	1,059.80
					II.	Total Replacement Parts:	54.23
					III.	Total Additional Costs:	317.12
						Gross Total:	1,431.15
					IV.	Total Adjustments:	0.00
						Net Total:	1,431.15

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

ESTIMATE RECALL NUMBER: 08/28/2009 07:51:15 9506

Mitchell Data Version: OEM: JUN_09_V

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BODYWORKS



60% Complete

Vehicle Details

Your selections :

Enterprise Location [change](#)
8205 W BROWN DEER RD
MILWAUKEE, WI 53223-1705

Tel.: (414) 365-0800
[We'll Pick You Up.](#) TM

Dates/Times:

Start: Nov 16, 2009 @ Noon [change](#)
End: Nov 19, 2009 @ Noon

Vehicle Class:

Minivan [change](#)

Renter's Age:

25 and Up [change](#)

Renter's Information:
(not yet entered)

[Start over](#)



Minivan

Chrysler Town and Country, Dodge Grand Caravan or similar

Room to seat 7 passengers
Automatic Transmission
Air Conditioning
AM/FM CD Player
6-Cylinder Performance
Tilt/cruise Control

View other Vehicle Classes:

[<=](#) | [All Classes](#) | [>=](#)

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Mileage Restrictions

MILEAGE IS UNLIMITED WHEN VEHICLE REMAINS IN THE RENTING STATE OR BORDERING STATES. IF TRAVELING OUTSIDE OF THOSE STATES, MILEAGE IS CHARGED AT 150 FREE MILES PER DAY AND .20 FOR EACH ADDITIONAL MILE, FOR THE ENTIRE RENTAL.

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Need a ride from your place to our place? We'll Pick You Up. TM
Book online now, then call your rental office at Tel.: (414) 365-0800 for details about our pick-up service. (Geographic restrictions apply)
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Your Dates and Times

Start: Nov 16, 2009, Noon
End: Nov 19, 2009, Noon

Price Quote

3 Days @	\$ 178.17 USD
TRANSIT	
AUTHORITY FEE	\$ 2.00 USD
TITLE/REG	
RECOVERY FEE	\$ 2.01 USD
Subtotal	\$ 182.18 USD
VEHICLE RENTAL	\$ 9.11 USD
EXPO TAX	\$ 5.47 USD
SALES TAX	\$ 10.20 USD
* Total Estimated Charges	\$ 206.96 USD

Additional surcharges, local taxes, etc. may apply.



STEP 1 2 3 4 : PRODUCTS & SERVICES

RENTAL OPTIONS

☐ GPS Navigation

9.99 USD/Day

☐ Fuel Service Option (FSO) (Price not included in Estimated Total)
Purchase a full tank of gas in advance with no need for refuel on return.

Help?

Estimated Total

Base Rate: 3 day(s)

262.17 USD

Taxes & Surcharges:

Surcharge

11.48 USD

39.65 USD

- \$0.47 per day (Energy Recovery Fee)

- \$0.72 per day (Vehicle License Fee)

- 3.0% (Local Expo Tax)

- Tax INCLUDES 5% (Car Rental Tax)

Tax (10.600%) 28.17 USD

Mileage:

Unlimited

Approximate Total

301.82 USD

Estimated Total

301.82 USD

Notes:

- Your rate was calculated based on the information provided. Some modifications may change this rate.

PROTECTIONS / COVERAGES

Optional insurances are subject to tax in certain locations. This tax is not reflected in the Estimated Total.

Help?

☐ Loss Damage Waiver (LDW)

(29.99 USD Per Day)

☐ Personal Accident Insurance (PAI)

(4.00 USD Per Day)

☐ Personal Effects Protection (PEP)

(2.95 USD Per Day)

☐ Additional Liability Insurance (ALI)

(14.15 USD Per Day)

Cancel

CONTINUE

About This Reservation

RENTAL INFORMATION

Modify

Pick-up Information

Location: Avis in Milwaukee, Milwaukee, MJ1
Date & Time: Monday, November 16, 2009 @ 09:00 AM

Return Information

Location: Avis in Milwaukee, Milwaukee, MJ1
Date & Time: Thursday, November 19, 2009 @ 09:00 AM

Additional Information

AWD: N/A
Rate Type: Lowest
Rate Code: 2B

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Car Class:

Standard SUV Jeep Commander or similar

