Mr. Grant F. Langley
City Attorney
Milwaukee City Clerk
200 East Wells Street RM. 205
Milwaukee WI 53202

CITY OF MILWAUKEE
2004 JUN 16 PM 4:37
RONALD D. ROT
CITY CLERK

Re: Appeal Walter Curtain
C. I. File No: 03-S-491

Mr. Grant F. Langley:

This is an appeal to the decision dated April 19, 2004, Postmarked May 20, 2004 and received by me on May 22, 2004.

I filed the action because I called and reported the vehicle stolen and the officer after checking stated the vehicle was towed for obstruction however, the officer stated that the steering column was note damaged, therefore he could not report the car as stolen. The officer was adamant about the column not being damaged.

When I went to retrieve something from the vehicle in the tow yard, the steering column was damaged. I called right away to correct the problem and was told that I needed to speak to the same officer, who had it towed, because no one else could help me. If the officer had changed his report I could have preceded with whatever other options were available. However when I called, I was told that, no one else could help me because he was on vacation. I went to the tow yard and asked for an extension until I could get everything straighten out and pick up my vehicle. I was told that they couldn't do that a date was set and there was nothing that could be done about it unless I wanted to pay about $1000.00 to get the vehicle out.

When I did get to speak with the officer who had the vehicle I was told again that the steering column was not damaged when the vehicle was towed and that he would not change his report. Later, I was also told that he checked and it appeared that it was damaged while at the tow lot and he filed the damage report for me.

Now I might be stupid and I hope that I am not stuck on stupid, but, if the vehicle was not stolen because there was no damage to the steering column when it was towed, and it didn't happen at the tow yard, it might have happen while it was towed or I'm just crazy and it didn't happen. At any rate it is the city's responsibility to repair and replace my vehicle. However, I suppose that this is just one of the ways that the city uses to bea people.

CITY OF MILWAUKEE
RECEIVED
2004 JUN 17 PM 4:14
OFFICE OF
CITY ATTORNEY

Therefore I am requesting a hearing on this matter.

Walter Curtain

December 22, 2003 **CLAIM AGAINST THE CITY OF MILWAUKEE**

CITY OF MILWAUKEE
RECEIVED
'03 DEC 26 PM 4: 25
OFFICE OF
CITY ATTORNEY

City Hall
Attention: City Clerk
200 East Wells St. Room 205
Milwaukee WI 53202

City Clerk:
My name is Walter Curtain and I'm having a problem that I hope you can help me to resolve. On 08/30/03 we filled out a vehicle theft report (see attached report). The officer who took the complaint stated to my daughter that the vehicle had been towed and the steering column was not broken. We were told that we would need to get the report, which would take 3 to 5 days to prosscess. When my daughter called to see if the report was done, she was told that she could not pick up the report because the vehicle was in my name. In the mean time on or about September 05,2003 I went to the tow lot to get some things out of the vehicle and when I was escorted to the vehicle and opened the door I noticed that the steering column was broken. I went back and spoke to the lady at the tow lot and was told that the police officer that issued the report would have to change his report. I tried to call the officer, (Steven S. Johnson), at 414-935-7242 on or about September 15, 2003, I was told that he was on vacation until 9/24/03 and no one else could help me. I picked up the vehicle theft report on 9/16/2003 and notice that the disposition was unfounded – baseless, C10, Vehicle was Towed. When I finally spoke with Officer Steven S. Johnson, after he returned from his vacation, I explained that I had gone to the tow yard and that the steering column was broken. He called the officer who had the vehicle towed and was told that the steering column was not broken when it was towed. He told me that even though the steering column was broken that he still could not change his report. Officer Johnson then informed me that property damage report would have to be filled out because it seemed that someone had had broken the steering column while trying to still the vehicle from the tow lot. Officer Johnson agreed to file the report for me after confirming that the steering column was broken and again I was told that in 3 to 5 additional days I would be able to pick up a report. The report was filed on 10/22/2003 by Officer Johnson (See attached report). I called the Citation review department at 414-344-0840 who reviewed and sent me a notice that I would not have to pay for having the vehicle towed, however the first appointment that I could get to talk to the city's attorney was on December 22, 2003. I would need to speak to the city's attorney to have the charges dropped to recover my vehicle.

I then called the tow lot to speak to someone who could help with what to do next. I spoke with the operator and she stated that she understood my problem but I needed to speak with a supervisor a Mr.Black at 414-286-5092. When I called there was no answer and I left a very long message explaining everything and I left my number to be called back. I did not receive a call back.

The steering column was broken on my van and the door was taped open when I went to get the things out of it at the tow lot. I would like to be reimbursed for the door and the steering column and be able to retrieve my van from the tow lot.

Today, (December 22, 2003), I met with the city attorney's office only to find out that all he could do for me was to release the citation. The citation was already released on 10/23/2003 and I was then told that I needed to file a complaint with the city of Milwaukee. This letter should serve as the document needed stating the circumstances of the claim and the attachments will provide my address which is 5257 North 107th Street, Milwaukee WI 53225-3123. The damages sought are as follows:

- $500. For repairs of the steering column. (not able to get an estimate, van at tow lot) or
- $3500.00 for replacement of van.

Sincerely

Walter Curtain

Walter Curtain

Contested Parking Citations Report

Data Type: Parking

Creation Date/Time:12/18/2003 9:03:23

Includes dates of 12/22/2003 *through* 12/22/2003

City of Milwaukee - PRODUCTION SYSTEM

Name: CURTAIN WALTER A

Address: 6267 N 107TH ST
MILWAUKEE, WI 53225

Hearing Date: 12/22/2003
Hearing Time: 09:30 am
Plate: WI 466CCA

DOB: _____ Driver's License: _____

Citation	Issue Date	Issue Time	Make	Vio Code	Violation	Location	Badge	Fine	Pen	Red	Pd	Due	Amend
653481900	8/29/2003	12:37 am	CHEV	752	TOW-AWAY ZONE (B	91 BROWN DEER	69165	50	10	60	0	0	
								50	10	60	0	0	

Relented 10/23/03

JM 51243

Open Ticket Count: 1

Total Amount Due: $0.00

Amended Amount Due: _____

For City Attorney Use:

Signed For The Office Of The City Attorney: _____

Date: _____ Court Number: _____

For Municipal Court:

Name: _____ (Please Print)

Address: _____ City: _____ State: _____ Zip: _____

Date Of Birth: _____ Drivers License: _____

I Accept Full Responsibility For The Citations Listed Above:

Signed: _____ Date: _____

VEHICLES THAT ARE TOW ELIGIBLE WILL REMAIN TOW ELIGIBLE FOR 3 DAYS AFTER ALL PARKING CITATIONS ARE PAID
ALL CITATIONS MUST BE PAID IN PERSON AT THE PAYMENT CENTER.

10/22/2003 13:11
PO-15 (SUPPLEMENT) WILL NOT BE FILED
0 UNRECOVERED LICENSE PLATES
VEHICLE RECOVERED LOCALLY

INCIDENT REPORT 03 290 1004

ARRESTING P.O. PAYNO: 000000000 TOTAL ARRESTS: 0

RECOVERY NARRATIVE:
ABOVE LISTED VEHICLE WAS PARKED IN CITY OF MILW TOW LOT BETWEEN ABOVE LISTED DATES/TIMES, DURING WHICH UNKNOWN ACTOR(S) INTENTIONALLY DAMAGED STEERING COLUMN IN ATTEMPT TO STEAL MOTOR VEHICLE. ACTION DONE WITHOUT VICTIM'S CONSENT.

OPERATOR PAYNO: 61519
REPT-OFFICER: JOHNSON STEVEN PAYNO: 000065166 LOC: 42 ASST-PAYNO: 000000000

MODUS OPERANDI:

SEXUAL ASSAULT:
ASSAULT/HOMICIDE:
CRIM. ACTIVITY:
SUSPECT ACTIONS: DAMAGE COMMITTED
TARGET: MOTOR VEHICLE
SUSPECT(S) USED: NOT APPLICABLE

ORIGINAL CASE STATUS: PENDING
VICTIM INFORMED OF CRIME PREVENTION SERVICES YES
VICTIM REQUESTED ADDITIONAL CRIME PREVENTION SERVICES NO

City of Milwaukee Tow Lot

COMPLAINT AND INVESTIGATION FORM

- CITY USE ONLY- TOW# 1166184	TOW LOT LOCATION	DATE: 10/30/03 ID# 08
NAME: Walter Curtis N ADDRESS: 5257 N. 107th St PHONE NO: 414-461-1044	CITY OF MILW TOW LOT ********** VEHICLE TOWING	DATE ISSUED: 10/30/03 1ST. CITIZEN COMPLAINT ☒ 2ND. CITIZEN COMPLAINT ☐

CIRCLE THOSE THAT APPLIES:

COMPLAINT * VEHICLE MISSING ITEMS * DAMAGES TO VEHICLE

(FOR MISSING ITEMS OR DAMAGES TO VEHICLE, ALSO COMPLETE THE OTHER SIDE OF THIS PAGE)

CITIZEN'S STATEMENT

See Attached Letter And Police Reports.

SIGNATURE

10/30/03
DATE

- CITY USE ONLY- INVESTIGATION RESULTS	
SIGNATURE	DATE

October 30, 2003

Honorable, Senator Russ Feingold
517 East Wisconsin Ave.
Milwaukee WI 53202

Honorable, Senator Russ Feingold:

My name is Walter Curtain and I'm having a problem that I hope you can help me to resolve. On 08/30/03 we filled out a vehicle theft report (see attached report). The officer who took the complaint stated to my daughter that the vehicle had been towed and the steering column was not broken. We were told that we would need to get the report, which would take 3 to 5 days to prosscess. When my daughter called to see if the report was done, she was told that she could not pick up the report because the vehicle was in my name. In the mean time on or about September 05,2003 I went to the tow lot to get some things out of the vehicle and when I was escorted to the vehicle and opened the door I noticed that the steering column was broken. I went back and spoke to the lady at the tow lot and was told that the police officer that issued the report would have to change his report. I tried to call the officer, (Steven S. Johnson), at 414-935-7242 on or about September 15, 2003, I was told that he was on vacation until 9/24/03 and no one else could help me. I picked up the vehicle theft report on 9/16/2003 and notice that the disposition was unfounded – baseless, C10, Vehicle was Towed. When I finally spoke with Officer Steven S. Johnson, after he returned from his vacation, I explained that I had gone to the tow yard and that the steering column was broken. He called the officer who had the vehicle towed and was told that the steering column was not broken when it was towed. He told me that even though the steering column was broken that he still could not change his report. Officer Johnson then informed me that property damage report would have to be filled out because it seemed that someone had had broken the steering column while trying to still the vehicle from the tow lot. Officer Johnson agreed to file the report for me after confirming that the steering column was broken and again I was told that in 3 to 5 additional days I would be able to pick up a report. The report was filed on 10/22/2003 by Officer Johnson (See attached report). I called the Citation review department at 414-344-0840 who reviewed and sent me a notice that I would not have to pay for having the vehicle towed, however the first appointment that I could get to talk to the city's attorney was on December 22, 2003. I would need to speak to the city's attorney to have the charges dropped to recover my vehicle.

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Sincerely

Walter Curtain

P S W 3 COMPLAINT HISTORY DETAIL: M032421353 Page 1 09/16/03
C A D MILWAUKEE POLICE DEPARTMENT 2 Msgs Waiting 15:02
********** MSG #0325924929

INITIATE: 19:19:36 08/30/03 CALL NUMBER: M1353
ENTRY: 19:22:45 CURRENT STATUS: CLOSED
DISPATCH: 20:00:38 PRIMARY UNIT: 42E (DISPATCH EXCEPTION)
ONSCENE: 20:08:14 JURISDICTION: MP
CLOSE: 21:12:54 DISPOSITION: C9
LOCATION: 9236 W BROWN DEER RD,MIL #APT 7 (N 91ST ST & N 95TH ST)
DAREA: D4
BEAT: 4I TYPE: 1540 THEFT VEH
RDIST: P387 PRIORITY: 3
FIRE BOX: 00000510 EMS GRID: UNK

19:22:45 TC02 ENTRY RP:TRYPHEANA CURTAIN\AD:SAME\PH:357 8069\TX:NO KNOWN SUSPECTS\VH:,BLK,1990,CHEVY,466 CCA,ASTRO VAN
19:23:44 D04C HOLD
19:55:02 TC07 UPDATE RP:TRYPHEANA CURTAIN-->TYRHPHENA CURTAIN
19:55:02 TC07 SUPP RP:TYRHPHENA CURTAIN \TX: CLR CHKING ON SQD,NFI
20:00:38 D04C SUGGEST 904E 49E
20:00:38 D04C DISPATCH 42E/065166-JOHNSON, STEVEN S
20:08:14 ONSCENE 42E
21:12:53 D04C DISPOSTN 42E C9, UNFOUNDED - BASELESS, C10, VEH WAS TOWED

9/15/03
935-7242

Vacated
9/24/03

Tow Yard
286-2700
until
10/29/03
Operator # 72

Customer Service
344-0840

AL Siding
-779-0317

*** VEHICLE THEFT *** VEHICLE THEFT *** VEHICLE THEFT *** VEHICLE THEFT ***

PO-13V VEHICLE THEFT REPORT MILWAUKEE POLICE DEPARTMENT PAGE 1

10/22/2003 13:11 INCIDENT REPORT 03 290 1004

943.20 MOTOR VEHICLE THEFT ATTEMPTED 240

DATE/TIME-INCIDENT: 08/09/03 04:00 TO: 09/03/03 14:00
LOC: 3811 W LINCOLN AV PARKING LOT/GARAGE
DATE/TIME--REPORT: 10/16/03 21:00 DIST: 6 SQUAD: 60

REPORTED FOR: CURTAIN WALTER A R/S: B M AGE: 51
5257 N 107TH ST DOB: 04/27/52
MILW WI 53225- PHONE: (414) 406-0007

COUNTY RESIDENT: YES VICTIM GAVE CONSENT: NO VICTIM VIEWED PHOTOS: NO
TYPE OF VICTIM: INDIVIDUAL
VICTIM'S ALTERNATE PHONE NUMBERS: (414) - (414) -

EMPLOYED BY: U.S. POSTAL SERVICE PHONE: (414) 421-7458 EXT:
5741 BROADS
GLENDALE WI 53219-

QUAN	TYPE-PROPERTY	SERIAL/VIN	INV-NR	CD	STOLEN	RECOVERED
1	AUTO	1GNDL15Z8LB200811		03	1	1
	90 CHEV ASTROMINI VAN	466CCA	WI 04 PC	BLK		

TOTAL AMOUNT STOLEN 1
TOTAL AMOUNT RECOVERED 1

INSURED BY:

THEFT NARRATIVE:
SOME PERSON(S) REMOVED ABOVE VEHICLE WITHOUT VICTIM'S CONSENT.

OWNER HAS KEYS CAT PROGRAM NO BROKEN GLASS UNK
* * DO NOT TOW PER OWNER * *
NO ADDITIONAL PROPERTY ON PO-15 (SUPPLEMENTAL REPORT)
THERE ARE NO SUSPECTS
VICTIM WILL PROSECUTE
VICTIM NOT ORDERED IN TO D.A.
VEHICLE STOLEN LOCALLY

RECOVERY LOC: 5257 N 107TH ST DISTRICT: 06
MILW WI 53225- SQUAD AREA: 60
RECOVERED BY: OWNER 10/16/03 21:00

PO-14 (CLEARANCE) WILL NOT BE FILED

*** VEHICLE THEFT *** VEHICLE THEFT *** VEHICLE THEFT *** VEHICLE THEFT ***

City of Milwaukee

Violations Bureau

10/23/03

CURTAIN WALTER A
5257 N 107TH ST
MILWAUKEE WI 53225

This is in response to your inquiry concerning the citation ***653461900***. Please be advised that we have conducted an administrative investigation and have verified your claim. Our records have been adjusted accordingly. Therefore, no further payment is necessary.

If you have any additional questions or need further assistance, please call our customer service center at (414) 344-0840.

The City of Milwaukee Violations Bureau

P.O. Box 346 • Milwaukee, WI 53201-0346
(414) 344-0840 Fax (414) 342-1655

P.O. BOX 346
MILWAUKEE, WI 53201-0346

FORWARDING SERVICE REQUESTED

CITY OF MILWAUKEE

NOTICE OF IMPENDING REGISTRATION SUSPENSION

October 16, 2003

CITY OF MILWAUKEE VIOLATIONS BUREAU
P.O. BOX 346
MILWAUKEE, WI 53201-0346

*********AUTO**5-DIGIT 53225
653461900 002 00005498
Curtain Walter A
5257 N 107th Street
Milwaukee WI 53225-3123

KEEP THIS PORTION FOR YOUR RECORDS - RETURN THE BOTTOM PORTION WITH YOUR PAYMENT

FORFEITURE SCHEDULE

ORIGINAL FINE	AFTER 10 DAYS	AFTER 28 DAYS	AFTER 58 DAYS
$ 15	$20	$25	$40
$ 20	$25	$30	$45
$ 25	$30	$35	$50
$ 30	$35	$40	$55
$ 35	$40	$45	$60
$ 40	$45	$50	$65
$ 45	$50	$55	$70
$ 50	$55	$60	$75
$ 55	$60	$65	$80
$ 60	$65	$70	$85

This schedule reflects fine increases effective 08/01/2001

PAYMENT PROCEDURE

1. You may pay with MasterCard or VISA 24-hours per day, 7-days per week using an automated payment and information system by calling (414) 344-0840; **OR**
2. Pay using a secure internet site by accessing www.parking.mpw.net or www.milwaukee.gov/parking and clicking on the "Online Parking Citation Payments" link; **OR**
3. Pay in person at one of the following citation payment centers:
   North Side: 6223 N. Teutonia
   South Side: 2980 S. Chase Ave.
   Downtown: 951 N. James Lovell, Room 204J; **OR**
4. Return the bottom portion of this notice with your payment. Make check or money order payable to the City of Milwaukee. Mail in the return envelope provided; **OR**
5. Place check or money order payable to the City of Milwaukee in the envelope provided and drop it off at any police station or at Milwaukee City Hall.

CITATION #	DUE
653461900	$60

TOTAL DUE $60

APPEAL PROCEDURE

Call (414) 344-0840 if you have questions concerning this violation or if you want to schedule a review of this violation by the City Attorney. Walk in hearings will not be allowed. At the time of your review bring this notice and any other pertinent information.

IMPORTANT IMPORTANT IMPORTANT

The State Department of Transportation will suspend your vehicle registration and refuse renewal of any of your vehicles if your fail to pay or contest this citation **within 58 days from the citation issue date**. If you fail to pay this citation, you may be subject to additional penalties including: Your vehicle **may be towed**, your account may be listed with the **credit bureau** and we may intercept **your state income tax refund** to recover delinquent fines.

TWO OR MORE CITATIONS MAY SUBJECT YOU TO TOWING OF YOUR VEHICLE

VIN #: 1GNDL15Z8LB200811
VEHICLE REGISTRATION: WI 466CCA

NOTICE OF IMPENDING REGISTRATION SUSPENSION
NOTICE DATE: 10/16/03

CITATION NUMBER	CITATION DATE	LOCATION	TIME	VIOLATION	FINE	PAYMENT RECEIVED	AMOUNT DUE
653461900	08/29/03	91 BROWN DEE	12:37 AM	TOW-AWAY ZON	$50		$60

MAIL PAYMENT TO:

CITY OF MILWAUKEE VIOLATIONS BUREAU
P.O. BOX 346
MILWAUKEE, WI 53201-0346

You have been charged with violating an ordinance of the City of Milwaukee. Payment has not been received and the forfeiture has been increased as provided by law. The amount due per citation will increase by an additional $15.00 if not paid within 58 days from the citation date.

THIS IS YOUR LAST NOTICE BEFORE SUSPENSION ACTION OCCURS.

TOTAL AMOUNT DUE: $60

TOTAL AMOUNT ENCLOSED:

TELEPHONE: (414) 344-0840
SE HABLA ESPANOL

653461900 466CCA 60