414-527-1587

CITY OF MILWAUKEE
RECEIVED
'03 SEP -4 PM 3:42
CITY ATTORNEY
CITY OF MILWAUKEE
2003 SEP -4 PM 3:16
RONALD D. LEONHARDT
CITY CLERK

To Whom it may Concern

I Linda Phipps is filing this complaint with the city because I fill what Police officer Schmitz squad 42 did to me on May 9th 2003 has cause me and my childrens livlyhood to be deopardized because [redacted] what he said. because he didn't charge me or anyone in my house with a crime but because of where we live he purposely called Public Safety and made accusations to public housing that wasn't true and he knows he illegally searched my house without my permission so what officer Schmitz said could cause me to lose my house and already caused me to lose my rent asst that I was suppose to reciere on May 27th I was denied because of this And I stay in City Housing Authority Now and they are trying to evict me because of this so if I would

mead

Put a Sum or dollar amount it would be over $50,000 because this is a life long change for me this program pays my Rent in the Sum of 70% or more depending on my income and right now I'm unEmployed. I don't want any moneys I Just want to be able to Stay in my home or get my rent asst Program so I need for the City to look into What happened and if there was any wrong doing to give me Something saying that so that this can go away so I Can Continue to Survive with my family. So here's a copy of my denial letter from rent asst and a 30 day Eviction letter from where I live now and a copy of my Complaint I filed with the Fire and Police Commissioners Office.

I have lived here for 10yrs and Never a complaint against me or my children.

Thank You
Lundam Phipps

AGENT FOR STATE PROCESS SERVICE, INC.
Time of Service 9:21 am pm
Date of Service
Served upon: 11:12 AM
at
[X] Personal Service [ ] Substitute personal service
[ ] Corporate Service [ ] Posting

HOUSING AUTHORITY OF THE CITY OF MILWAUKEE

NOTICE TO TENANT TERMINATING TENANCY ----- 30 DAY

STATE OF WISCONSIN)
)
MILWAUKEE COUNTY)

POST 7/2
RET 4PM 7/3

TO: LINDA PHIPPS
6011 W. CUSTER AVE
MILWAUKEE, WI 53218

YOU WILL PLEASE TAKE NOTICE that you are hereby required to quit, remove from and deliver up to it on July 31, 2003, the premises located at 6011 W. Custer Ave, in the City of Milwaukee, County of Milwaukee, and State of Wisconsin. You are notified that your tenancy with the Housing Authority of the City of Milwaukee is hereby terminated pursuant to the following:

Section 5 (A)(1): To use the dwelling unit solely as a private dwelling for the resident and the Resident's household, as identified in Section 1 of the lease, and not to provide accommodations for boarders or lodgers, or anyone not on the lease, or permit its use for any other purpose including the storage of belongings of others

Section 5(P) To act and cause household members or guests to act in a manner which shall not disturb other Residents' and or neighbors' peaceful enjoyment of their accommodations and will be conducive to maintaining the development and/or neighborhood in a decent, safe and sanitary condition

Section 5 (Q) To assure that the Resident, any member of the household, guest or another person under the Resident's control shall not engage in: (1) Any activity that threatens the health, safety or right to peaceful enjoyment of the premises, property or neighborhood by other residents, neighbors or employees of the Housing Authority of the City of Milwaukee (HACM); or (2) Any drug-related or violent criminal activity, on or off the public housing development's property. Such activity shall be cause for termination of tenancy. Drug-related criminal activity means the illegal manufacture, sale, distribution use or possession with intent to manufacture, sell, distribute, or use of a controlled substance

FACTUAL BASIS FOR THE 30 DAY NOTICE:

On May 9, 2003, Public Safety Officer Tom Schneider was dispatched to your address to assist Milwaukee Police Officers Manney, Schmitz and Maducha. When Schneider arrived on the scene, he was told by Officer Schmitz that they were looking for your son, Markeith Phipps (D/O/B 6/14/88). Markeith had four arrest warrants outstanding and was wanted by the St. Charles Boys Home because he had absconded and did not return back to the center at the scheduled time. They found him at your unit and took him into

custody. Also, on the scene at that time was Jairus Webb (D/O/B 8/21/67), the father of your two other sons. Webb was loud and obstructed the police during their investigation. He was issued a citation for Obstructing an Officer (citation # 5780944-1). When the police asked for Webb's identification, he produced a Wisconsin Driver's License that had your address listed as his. During the past five years, Webb has repeatedly represented to courts and law enforcement that he lived at your residence. During their investigation, police found a small bag of white powder in your kitchen weighing .58 grams. This was taken by the police and later tested positive as cocaine by the Vice Control Division.

PLEASE TAKE FURTHER NOTICE:

That you have the right to reply/request a hearing in accordance with the grievance procedure. To do so, you must contact your manager within five (5) calendar days after service or the mailing of this notice.

That upon request, you have the right to examine documents in the Housing Authority's possession, directly relevant to this termination, by contacting your housing manager. You may copy such documents at your own expense.

That during the pendency of this eviction action, you are expected to pay all the rent to the Housing Authority as reflected in your rent statement. These charges are for use and occupancy only and payment does not waive this notice to you to vacate the premises.

That any conduct subsequent to this notice by you which is of a similar nature to the conduct described in this notice will be used as further evidence to support an eviction action.

That you may owe other charges which will be included in an eviction judgment.

HOUSING AUTHORITY OF THE
CITY OF MILWAUKEE, Owner

By _____

Date: 12-26-03

Served Upon _____

This ____ day of _____, 2003

Attempted Service:

Date _____ Time _____

Date _____ Time _____

Date _____ Time _____

City of Milwaukee

Department of City Development

Housing Authority
Redevelopment Authority
City Plan Commission
Historic Preservation Commission

Julie A. Penman
Commissioner

Michal A. Dawson
Deputy Commissioner

Linda Phipps
6011 W Custer ST
Milwaukee WI 53210

August 21, 2003

DENIAL OF NEW APPLICANT ADMISSION

The Housing Authority of the City of Milwaukee, Rent Assistance Program, has reviewed the background investigation into your admission into the Section 8 Program. At this time, investigators have uncovered information that denies your admission into the Section 8 Program. The reason for your denial and the document(s) used in making the determination are listed below:

New Certification Policies, Section 3:20a:

It is the policy of the Housing Authority of the City of Milwaukee to screen out and deny admission into the Rent Assistance Program to an applicant…whom:

<u>Specifically</u>

1. **On May 9, 2003, Housing Authority staff was dispatched to your current unit in Westlawn due to a disturbance. Upon arrival, staff was informed by the Milwaukee Police Department that a bag of white-powdery substance was confiscated from your kitchen. The substance was later tested and determined to be .58 grams of cocaine.**

Please be advised that if you do not agree with the determination to deny your admission into the Section 8 program, you may request an Informal Hearing.

The request for the Informal Hearing must be made within ten (10) working days of the date on this letter. You may request the Informal Hearing by submitting the enclosed form entitled "Request for Informal Hearing" and submitting it to the **RENT ASSISTANCE PROGRAM, 5011 W. LISBON AVENUE, P.O. BOX 324, MILWAUKEE, WI 53201.**