

Hausmann-McNally Law Offices, S.C.

Attorneys at Law

633 West Wisconsin Avenue, Suite 2000, Milwaukee, WI 53208
1-414-271-5300 / Toll Free 1-866-400-0090 / Fax 414-271-7760
www.hausmann-mcnally.com

CITY OF MILWAUKEE
2010 AUG 18 AM 11:54
RONALD D. LEONHARDT
CITY CLERK

Gregory D. Abel**
David J. Bischmann*
J. Scott Bowman**
Michael J. Donovan* ***
Charles J. Hausmann*
Edward F. Kardelis**
Miles G. Lindner*
Charles Lukis**
John F. McNally*
Christopher A. Moeller#
Patrick C. O'Neill* **
Paul P. Pobereyko# **
Jason Pohren** ***
Darin Poole*#
William Smoler*
Rodney Alan Tucker#+

August 17, 2010

FACSIMILE & MAILED
414-286-3456

Licensed in WI*
Licensed in IL**
Licensed in IA***
Licensed in CA+
Licensed in IN#
Licensed in MN*
Licensed in OH**
Milwaukee Office
(414) 271-5300
Toll Free (866) 400-0090

Mr. Ronald Leonhardt-City Clerk
City Hall, Room 205
200 East Wells Street
Milwaukee, Wisconsin 53202

Re: Our Client: Babette Bell
Your Insured: City of Milwaukee
Your Claim No.: Unknown
Type of Accident: Slip & Fall
Date of Accident: 5/8/2010

OFFICE OF
CITY ATTORNEY
2010 AUG 18 PM 3:01
CITY OF MILWAUKEE
RECEIVED

Madison Office
(608) 258-4860
Toll Free (866) 258-4860

Dear Mr. Leonhardt:

Appleton Office
(920) 882-4861
Toll Free (866) 882-4861

Please be advised that we have been retained by the above-named client to represent a claim for injuries sustained on the above date when our client was involved in an automobile accident with your insured. Please be further notified of our attorney's lien in reference to this case pursuant to the statutes of the State of Wisconsin.

Indiana Office
(317) 634-9900
Toll Free (866) 634-9901

As a result of this accident, our client sustained personal injuries, which necessitated medical care and attention.

Ohio Office
(614) 223-0100
Toll Free (877) 223-0104

Upon receipt of your acknowledgment of this letter, we will forward the appropriate medicals and specials after they have all been received by our office. Thank you in advance for your anticipated cooperation in this matter.

Decatur Office
(217) 424-8833
Toll Free (866) 424-8833

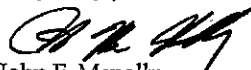
Rockford Office
(815) 963-3688
Toll Free (866) 963-3644

Belleville Office
(618) 234-8833
Toll Free (800) 227-6699

Peoria Office
(309) 691-5700
Toll Free (800) 227-6699

Merrillville Office
(219) 791-9300
Toll Free (800) 791-9375

Very truly yours,


John F. McNally
Attorney at Law

P.S. We are hereby revoking any authorizations signed by our client(s) and are requesting copies of any written or recorded statements our client(s) may have given.

JFM/jt
cc: Babette Bell

CITY OF MILWAUKEE
RECEIVED

2010 AUG 30 PM 2:35

NOTICE OF INJURY

AND

OFFICE OF
CITY ATTORNEY

CLAIM FOR DAMAGES

TO: CITY OF MILWAUKEE
c/o City Clerk
200 E. Wells, Rm. 205
Milwaukee, WI

UNKNOWN EMPLOYEES

CITY OF MILWAUKEE
10 AUG 30 AM 11:08
RONALD D. LEONHARDT
CITY CLERK

PLEASE TAKE NOTICE that on May 8, 2010, Babette Bell of 5700 North 74th Street, City and County of Milwaukee, State of Wisconsin tripped and fell into an open space meant for a tree that was only partially covered by cast iron grating adjacent to a public sidewalk located on the 900 block on State Street, City and County of Milwaukee, State of Wisconsin.

PLEASE TAKE FURTHER NOTICE that as a proximate result of said incident, Babette Bell sustained personal injuries, which necessitated medical care and attention; furthermore, these injuries may be permanent in nature.

Liability for the injuries is claimed as follows:

The City of Milwaukee, on account of its liability for the acts of its agents and unknown employees responsible for landscaping, and maintenance on city streets and sidewalks, as further set in this Notice of Injury and Claim for Damages, who were acting within the scope of their employment at the time of said incident.

The said trip and fall incident was caused by the negligence of the City of Milwaukee, on account of its unknown employees for

not maintaining said public area adjacent to the sidewalk immediately and prior to the time of said trip and fall incident.

Said unknown employees failed to maintain said public area in such a condition as is reasonably safe for public travel by a person, by leaving a large, unprotected hole in the ground and not properly covering for the public's safety, and not providing any warning signs on or near the dangerous condition.

As a proximate result of the above-described negligence, Babette Bell, sustained personal injuries to her person, including upper neck pain, face lacerations and chipped teeth with permanent scarring, right leg pain with permanent scarring, headaches, and left eye vision problems causing her to incur medical bills and expenses, as well as future expenses, loss of earnings capacity and pain and suffering all to his damage in the amount of:

MEDICAL BILLS TO DATE:

Aurora Sinai Samaritan Medical Center	\$	2,000.00
Aurora Physician Billing	\$	600.00
Aurora Medical Group	\$	1,000.00
Dr. Nicole Martin	\$	1,000.00

FUTURE MEDICAL EXPENSES: \$ 6,000.00


PAIN AND SUFFERING:

Past pain and suffering and disability	\$	5,000.00
Future pain and suffering and disability	\$	5,000.00

TOTAL CLAIM: \$ 20,600.00

WHEREFORE, Babette Bell, demands TWENTY THOUSAND SIX HUNDRED AND 00/100 DOLLARS (\$20,600.00) from said City of Milwaukee, and unknown employees.

DATED at Milwaukee, Wisconsin this 26 day of August, 2010.

BY: 
JOHN F. McNALLY
SBW#: 01013701
Attorney for Claimant

P.O. ADDRESS:

633 West Wisconsin Avenue
Suite 2000
Milwaukee, WI 53203
PH: (414) 271-5300

All responsive pleadings, answers, or denial of claim regarding the above captioned action should be served upon the law firm of McNally Law Offices, S.C. on behalf of the claimant, Babette Bell, at 633 West Wisconsin Avenue, Suite 2000, Milwaukee, WI 53203 Ph. (414) 271-5300.

STATE OF WISCONSIN)
MILWAUKEE COUNTY)

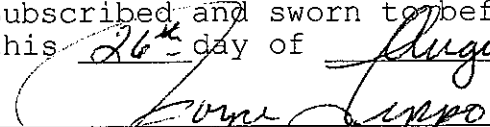
JOHN F. McNALLY, being duly sworn on oath deposes and says:

That he is one of the attorneys for the above-named claimant and that he makes this Affidavit in claimant's behalf being duly authorized to do so; that he is a resident of the City and County of Milwaukee, State of Wisconsin, that he has read the foregoing Amended Notice of Injury and Claim for Damages and believes upon information and belief that the matters stated therein are true. That the source of affiant's information are statements made by the claimant and that he has been duly authorized to verify this Amended Notice of Injury and Claim for Damages.



JOHN F. McNALLY
SBW#: 01013701

Subscribed and sworn to before me
this 26th day of August, 2010.



Notary Public, State of Wisconsin
My Commission Expires: 10/10/10