

October 11, 2005

To the Honorable Common Council  
Of the City of Milwaukee  
Room 205 – City Hall

Re: Communication from Loretta Graham  
C.I. File No. 03-S-461

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Loretta Graham, 3631 North 14<sup>th</sup> Street, Milwaukee, WI 53206, alleges through her attorney, Hall Legal, S.C., 324 East Wisconsin Avenue, Suite 1200, Milwaukee, WI 53202, that on July 31, 2003 she sustained injuries when she tripped and fell on an uneven part of the sidewalk near 200 East Wells Street and North Market Street. They claim damages in the amount of \$32,000.00.

Our investigation reveals the Infrastructure Services Division records from the July 31, 2002 to August 15, 2003 show no complaints of sidewalk defects in the area where the claimant indicated she fell. After receipt of this claim, they inspected the site and found a slight offset which was ground down. When the division is notified of any hazard in the roadway, sidewalk or alley they will send a crew to investigate and/or correct the hazard. Prior to this, the City had no notice of this hazard and because of this lack of notice the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

JAN A. SMOKOWICZ  
Assistant City Attorney

JAS:ms  
Enclosure  
1029-2003-3822:97704