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August 29, 2023

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

Re: Communication from Imari Santos Unique Dutch
C.I. File No. 1068-2023-1293

Dear Sir or Madam:

Enclosed please find a proposed resolution. We ask that it be referred to the Committee on Judiciary and Legislation with the following recommendation.

Claimant alleges that he sustained damage to his vehicle while it was parked in the area of 5219 North 38th Street when a large branch from a City tree fell on it on June 25, 2023.

Our investigation revealed that on June 25, 2023, the Forestry Department received a request for emergency service regarding a tree branch that fell on a vehicle at 5219 North 38st Street. The Forestry crew arrived, noted the damage to the vehicle, and removed the branch from the scene. The failed branch was alive with decay present at the point of failure, but not visible from the outside of the tree.

Forestry did not receive any other service requests for this address in the past six years. On June 25, 2022, Milwaukee had a rain event move through the City with .61 inches of rain and winds peaking at 46 MPH, likely contributing to this branch failure.



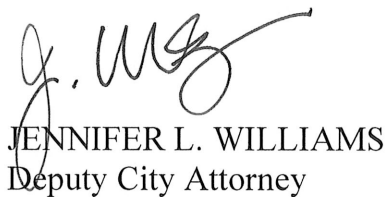
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It is our position that the Forestry Department followed standard operating procedures in this case, and were not negligent in this matter. Therefore, we recommend that the claim submitted by Imari Santos Unique Dutch in the amount of \$7,000.00 be denied.

Very truly yours,



TEARMAN SPENCER
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Enclosures