

December 1, 2000

Judy Degnan-Fude
8831 West Lawrence Avenue
Milwaukee, WI 53225

RE: C.I. File No.: 00-S-399

Dear Ms. Degnan:

This office is in receipt of your claim in the amount of \$344.56, relating to damage you sustained on August 28, 2000 when your automobile collided with a depression on the roadway at 4364 north 92nd Street.

Our investigation reveals that the Milwaukee Water Works opened an excavation at 4370 North 92nd Street on August 10, 2000 and closed it on August 14, 2000. Infrastructure Services Division advises that they were notified that the excavation had settled on August 22, 2000 and they made the necessary repairs that same day. Prior to receipt of your claim, the City had not received any complaints regarding this site since August 22, 2000. Additionally, their Street Repair District Manager inspected and drove over the excavation on November 15, 2000 and while it was approximately ½ inch low, it did not pose any hazard or bumpy ride. In light of the above, the City cannot assume liability in this matter.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

GRANT F. LANGLEY
City Attorney

RALPH BAUMANN
Investigator Adjuster

RB:beg