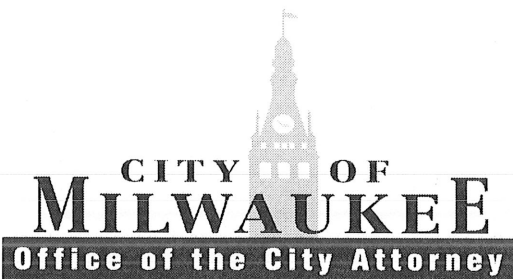


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May 2, 2024

To the Honorable Common Council
of the City of Milwaukee
Room 205 - City Hall

RE: C.I. File No. 1061-2023-2117
Communication from WARREN HEIR

Dear Sir or Madam:

Warren Heir, owner of the property located at 3046 N. 28th Street, alleges that the City owned the neighboring property at 3048 N. 28th Street, when it experienced a fire and caused damage to the exterior of his property. Mr. Heir has filed a claim for damages in the amount of \$12,100, for repairs.

This notice of claim was filed on December 15, 2023. Wis.Stat.893.80(1d)(a) requires that a notice of circumstances of the claim be filed within 120 days after the happening of the event given rise to the claim. This service of notice is untimely.

Our investigation revealed that on October 27, 2022, Milwaukee Fire Department responded to a fire located at 3048 N. 28th Street, and the cause and origin was undetermined. Further records revealed that on September 14, 2023, the City of Milwaukee took possession of the property at 3048 N. 28th Street due to tax foreclosure.

In summary, the City was not the owner of the property on October 27, 2022, when the fire occurred and caused damages to the claimant's property. The City is not liable for damages and we recommend that the claim be denied.

Very truly yours,

A handwritten signature in dark ink, appearing to read "E. Goyke", written over a horizontal line.

EVAN C. GOYKE
City Attorney

A handwritten signature in dark ink, appearing to read "J. Williams", written over a horizontal line.

JENNIFER L. WILLIAMS
Deputy City Attorney

ECG/JLW/MTG/cdr

1061-2023-2117/290935

