

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
CHARLES R. THEIS
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY
200 EAST WELLS STREET, SUITE 800
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

February 9, 2001

BEVERLY A. TEMPLE
THOMAS O. GARTNER
LINDA ULISS BURKE
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
CHRISTOPHER J. CHERELLA
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

Ms. Heidi Van Beek
2610 West Villard Avenue
Milwaukee, WI 53209

RE: Heidi Van Beek
C.I File No.: 01-S-23

Dear Ms. Van Beek

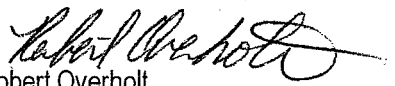
This office is in receipt of your claim in the amount of \$615.73 relating to damages sustained to your vehicle when it struck a protruding storm sewer inlet at the intersection of North 26th Street and West Villard Avenue on October 30, 2000.

The Infrastructure Services Division indicates they had no record of this incident or prior notification of this condition. Upon notification of this claim, the division investigated the condition and found that the side inlet box of the storm sewer was slightly out of position. The box was reset and placed back into the proper position. Prior to this incident the City had no notice of this defect in the storm sewer inlet and because of this lack of notice, the City would not be liable. Accordingly, we are denying your claim.

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, WI 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney


Robert Overholt
Investigator Adjuster

RMO:beg
34770