

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

**THOMAS E. HAYES**  
**PATRICK B. McDONNELL**  
**LINDA ULISS BURKE**  
Special Deputy City Attorneys



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

**BEVERLY A. TEMPLE**  
**THOMAS O. GARTNER**  
**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**  
**MELANIE R. SWANK**  
**JAY A. UNORA**  
**DONALD L. SCHRIEFER**  
**EDWARD M. EHRlich**  
**LEONARD A. TOKUS**  
**MIRIAM R. HORWITZ**  
**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**

Assistant City Attorneys

February 7, 2003

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

Re: Communication from Attorney Robert Figg  
on behalf of Linda Burt  
C.I. File No. 02-L-159

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, Linda Burt, 3048 North 47<sup>th</sup> Street, Milwaukee, WI 53210, alleges through her attorney Robert Figgs of Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., 2228 West Wells Street, Milwaukee, WI 53233-1919 that on August 26, 2002 she sustained injuries when she drove her vehicle into wet concrete in a construction zone at North Sherman Boulevard and West Burleigh Street due to negligence by the City of Milwaukee. They claim damages in the amount of \$6,873.00.

The Infrastructure Services Records indicate they poured a 13'x24' concrete slab at this location on the date in question. The job was completed at 8:30 a.m. and was properly barricaded at the time of their departure. The Wisconsin Motor Vehicle Accident Report completed as a result of this incident indicates that at 8:53 a.m. the claimant drove between the barricades into the wet concrete.

To the Hon. Common Council  
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The City of Milwaukee followed proper procedures in this matter, as such, it would not be liable. We recommend that this claim be denied.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure  
10292002-3731:63607.