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Assistant City Attorneys

August 1, 2007

Tammy Harris  
4633 North 75th Street  
Milwaukee, WI 53218

RE: Tammy Harris  
C.I. File No: 07-S-207

Dear Ms. Harris:

We have received your claim in the amount of \$1,417.20, relating to damage sustained to your vehicle on May 24, 2007 when a tree limb fell onto it while it was parked at 4623 North 75<sup>th</sup> Street.

Our investigation reveals that the Forestry Division records indicate that on May 25, 2007 they responded to a call of a broken branch on a vehicle at 4633 North 75<sup>th</sup> Street. Upon arrival, their crew found that a small branch had broken from a 12 inch diameter live Ash tree growing in the City right-of-way adjacent to 4633 North 75<sup>th</sup> Street. The tree was alive with no outward signs of decay. No vehicle was present. The Crew Leader attempted to contact the resident at this address. He received no answer. The crew proceeded to remove the branch. The division also reviewed their records from 2005 through 2007 and found no service requests for this location. The tree is on a regular pruning schedule and was last pruned in March 2005 and was found then to be healthy with no outward signs of decay. There is no evidence that the City was negligent in this matter. As such, the City would not be liable. Therefore, we are denying your claim.

Tammy Harris  
August 1, 2007  
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If you wish to appeal this decision, you may do so by sending a letter within 21 days of the date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY  
City Attorney

*Steven M. Carini*

STEVEN M. CARINI  
Investigator Adjuster

SMC:beg  
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