

CITY OF MILWAUKEE

Form CA-43

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August 27, 2001

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Donald F. Thielke
4731 North 45th Street
Milwaukee, WI 53218-5208

RE: C.I. File No: 01-S-240

Dear Mr. Thielke:

This office is in receipt of your claim in the amount of \$325.80, relating to damage sustained to your vehicle on June 29, 2001 when it allegedly collided with a pothole at North 46th Street and West Glendale Avenue.

Our investigation reveals that the Infrastructure Services Division records note that they received a complaint on June 5, 2001 regarding potholes on Glendale Avenue at 47th street and patched them on June 6, 2001. Their records then show no other complaints until July 3, 2001. Upon notification of a road defect the division will send a repair crew to correct a hazard usually within 24 hours. Prior to this complaint, the City had no notice of the defect in the roadway 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, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,

A handwritten signature in black ink, appearing to read "Grant F. Langley".

GRANT F. LANGLEY
City Attorney

A handwritten signature in black ink, appearing to read "Steven M. Carini".

STEVEN M. CARINI
Investigator Adjuster

SMC:beg