

STATE OF WISCONSIN :

CIRCUIT COURT

MILWAUKEE COUNTY
CITY OF MILWAUKEE
RECEIVED

BERNARD HARVIEUX,
Claimant,

2008 JUN -2 PM 2: 08

v.

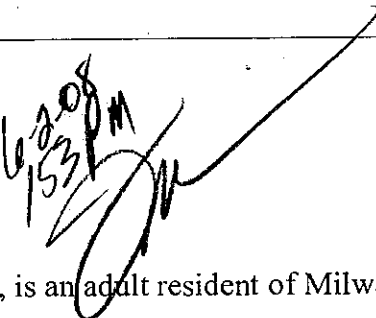
OFFICE OF
CITY ATTORNEY

CITY OF MILWAUKEE,
Respondent.

CITY OF MILWAUKEE
08 JUN -2 PM 1:52
ANNA L. B. LEONHARDT
CITY CLERK

**NOTICE OF CLAIM AND CLAIM PURSUANT TO
§ 893.80(1), WISCONSIN STATUTES**

TO: City Clerk Ronald Leonhardt
City Hall, Room 205
200 E. Wells Street
Milwaukee, WI 53202

6:22 PM
153


1. Bernard Harvieux ("Harvieux"), is an adult resident of Milwaukee, Wisconsin, whose current address is 9323 W. Lisbon Avenue, Milwaukee, Wisconsin 53222.
2. Upon information and belief, the City of Milwaukee is a governmental entity with its principal offices located at 200 E. Wells Street, Milwaukee, Wisconsin 53202. The City of Milwaukee is responsible for the Milwaukee Department of Public Works. The City Clerk for the City of Milwaukee is Ronald Leonhardt.
3. Throughout January and February of 2008, there was substantial snowfall in the City of Milwaukee.
4. The City of Milwaukee Department of Public Works is responsible for the removal and clearing of snow and ice from public property, including public sidewalks.
5. On February 11, 2008, Harvieux was walking on a Milwaukee public sidewalk located in front of an apartment building with an address of 9311 W. Lisbon Ave., Milwaukee, when he fell on snow and ice that had not been removed or cleared from the sidewalk.

6. Upon information and belief, the snow and ice on which Harvieux fell had been present on the public sidewalk in front of the property at 9311 W. Lisbon Ave., Milwaukee, for at least three weeks at the time of Harvieux's fall.

7. The City of Milwaukee was negligent with regard to its maintenance of the sidewalk where Harvieux fell.

7. As a result of the negligence of the City of Milwaukee identified herein resulting in Harvieux's fall, Harvieux sustained injuries to, among other things, his hip, requiring a hip replacement surgery. Harvieux further incurred medical expenses and pain and suffering; all of which are ongoing and will continue into the future.

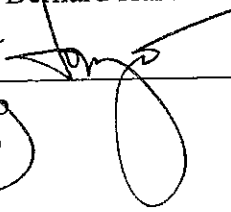
8. Harvieux continues to treat for his injuries and therefore makes this claim for medical expenses, as well as pain and suffering. Medical expenses to date are believed to be in excess of \$13,700.00 and are ongoing. Pain and suffering is yet to be determined as Harvieux is still treating.

WHEREFORE, Bernard Harvieux hereby makes this claim against the City of Milwaukee for damages in an amount at least equal to \$50,000 as a result of the negligence herein and personal injury sustained including medical expenses, as well as pain and suffering.

Dated this 28 day of May, 2008.

COOK & FRANKE S.C.,
Attorneys for Claimant, Bernard Harvieux

By: 


Thomas J. Lonzo
SBW # 1000826
Susan K. Allen
SBW# 1056757

P.O. ADDRESS:

660 East Mason Street
Milwaukee, WI 53202
PH: (414) 271-5900