

# CITY OF MILWAUKEE

Form CA-43

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March 13, 2002

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

**Re: Communication from Sandra Seymour**  
**C.I. File No. 02-L-16**

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 and Legislation with the following recommendation.

Claimant, Sandra Seymour, 10137 South Winsor Drive, Oak Creek, WI 53154 alleges on her own behalf that on September 30, 2001 she stepped off of the curb at 4150 South 1<sup>st</sup> Place and fell due to the uneven roadway, causing injuries to her. Ms. Seymour now seeks \$100,000.00 for medical bills, lost wages and pain and suffering.

Our investigation reveals that the asphalt roadway is approximately 3/4" higher than the concrete curb and gutter. The Infrastructure Division had no knowledge of this condition prior to Ms. Seymour's claim that she tripped and fell. Prior to said incident, the City had no notice of any defect in the roadway and because of this lack of notice, the City would not be liable. Accordingly, we recommend that this claim be denied.

Very truly yours,

Handwritten signature of Grant F. Langley in black ink.

**GRANT F. LANGLEY**  
City Attorney

Handwritten signature of Michael G. Tobin in black ink.

**MICHAEL G. TOBIN**  
Assistant City Attorney

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Enc.  
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