## **GRANT F. LANGLEY**City Attorney

RUDOLPH M. KONRAD LINDA ULISS BURKE VINCENT D. MOSCHELLA Deputy City Attorneys



THOMAS O. GARTNER

STUART S. MUKAMAL THOMAS J. BEAMISH

**MAURITA F. HOUREN** 

JOHN J. HEINEN

SUSAN E. LAPPEN

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

ELOISA DE LEÓN

JARELY M. RUIZ

ROBIN A. PEDERSON DANIELLE M. BERGNER CHRISTINE M. QUINN Assistant City Attorneys

ADAM B. STEPHENS KEVIN P. SULLIVAN BETH CONRADSON CLEARY THOMAS D. MILLER

G. O'SULLIVAN-CROWLEY KATHRYN Z. BLOCK

SUSAN D. BICKERT

April 11, 2011

Triple Crown, Inc. d/b/a Buck Bradley's 1019 North Old World 3rd Street Milwaukee, WI 53203

RE:

Triple Crown, Inc.

C.I. File No.: 10-S-455

To Whom It May Concern:

We have received your claim in the amount of \$2,059.20, relating to alleged damage to your awning when a City "harp" light fell on it on/about August 22, 2010 at 1019 North Old World 3<sup>rd</sup> Street.

Our investigation reveals that the Infrastructure Services Division (ISD) reviewed their records relative to this incident. They found that the light pole failed due to corrosion at its base. This type of light pole was placed on a 3-year inspection cycle due to similar failures with other light poles in the City. The records reflect that this pole was inspected in late Fall 2007 or early Winter 2008 and it was found to be in good condition. Since the City was not negligent and the light pole is on a regular inspection schedule, the City cannot accept liability and 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.

BRANT F. LANGLEY

City Attorney

KOBÉKT ÖVERHOLT Investigator Adjuster

RMO:ms

1029-2010-3456:168252