GRANT F. LANGLEY City Attorney

MIRIAM R. HORWITZ ADAM B. STEPHENS MARY L. SCHANNING JAN A. SMOKOWICZ Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551 Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286,8550

10/25/17

October 23, 2017

Mr. Willie C. Fields 2571 N. 41st Street Milwaukee, WI 53210

RE: C.I. File No. 1068-2017-1560

Communication from Willie Fields

Dear Mr. Fields:

We have received your claim for the amount of \$500.00 in relation to the vehicle damage you sustained on July 10, 2017 near 2567 North 41<sup>st</sup> Street.

Our investigation determined the Forestry section of the Department of Public Works received a request to remove a branch from a vehicle at 2567 North 41<sup>st</sup> Street. When the crew arrived, the damaged vehicle was not at the site so the crew could not take photographs or a property damage report. The tree was inspected at a later date by forestry management and was found to be healthy with no decay present in the area where the branch fell from the tree.

The pruning of all trees in this section last occurred on February 2014. The City did not receive any calls or complaints for this tree for the six years preceding this incident. The damage to your vehicle was not the result of any negligence of the City of Milwaukee. Therefore, the City is not legally liable for your damage. Accordingly, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a written statement requesting a hearing within 21 days of the postmarked date of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin

STUART S. MUKAMAL JOHN J. HEINEN SUSAN E. LAPPEN PATRICIA A. FRICKER **HEIDI WICK SPOERL** GREGG C. HAGOPIAN ELLEN H. TANGEN JAY A. UNORA KATHRYN Z. BLOCK **KEVIN P. SULLIVAN** THOMAS D. MILLER **ROBIN A. PEDERSON** JEREMY R. MCKENZIE PETER J. BLOCK **NICHOLAS P. DESIATO** JOANNA FRACZEK JENNY YUAN KAIL J. DECKER ALLISON N. FLANAGAN PATRICK J. LEIGL HEATHER H. HOUGH ANDREA J. FOWLER PATRICK J. MCCLAIN **NAOMI E. GEHLING CALVIN V. FERMIN** BENJAMIN J. ROOVERS **ELLENY B. CHRISTOPOULOS RACHEL S. KENNEDY** TYRONE M. ST. JUNIOR HANNAH R. JAHN Assistant City Attorneys



Mr. Wilie Fields October 23, 2017 Page Two

53202. Please include a photocopy of this letter's envelope, showing the postmark, and retain the original in the event further proof is needed.

Very truly yours,

GRANT F. JANGLEY

City Attorney

KARI GIPSON

Investigator Adjuster

KBG:mal

1068-2017-1560:244221