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March 23, 2010

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

Re: Resolution Relating to the Claim of Claudia Gomez
Through Attorney Kohler & Hart, LLP
C.I. File No. 07-S-414

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 & Legislation with the following recommendation.

Claimant, Claudia Gomez, 1433 West Greenfield Avenue, Milwaukee, WI 53204, alleges through her attorney, Kohler & Hart, LLP, 735 North Water Street, Suite 1212, Milwaukee, WI 53202, that on October 17, 2007 she sustained injuries when she tripped and fell on an uneven sidewalk located at or near 1577 West Greenfield Avenue. They claim damages in the amount of \$87,247.57.

Our investigation reveals that the Infrastructure Services Division records indicate that prior to October 17, 2007 the City had no notice of this hazard in the sidewalk and because of this lack of notice the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:ms
Enclosure
1029-2007-3220:156373

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