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April 16, 2008

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

Re: Resolution relating to the claim of Andrea Boivin  
Through her attorney, Law Offices of Raymond E. Schrank II, S.C.  
C.I. File No. 06-S-272

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, Andrea Boivin, 1545 South 24<sup>th</sup> Street, Milwaukee, WI 53204 alleges through her attorney, Law Offices of Raymond E. Schrank II, S.C., 4811 South 76<sup>th</sup> Street, Suite 200, Greenfield, WI 53220 that on May 27, 2006 she sustained injuries when she tripped and fell due to a hole in the roadway. She claims damages in the amount of \$50,000.00.

Our investigation reveals that the Infrastructure Services Division records indicate that prior to May 27, 2006 the City had no notice of this hazard in the roadway 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:beg  
Enclosure  
1029-2006-2576:131743