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October 10, 2018

Alex Terry  
4801 West Donna Drive  
Brown Deer, WI 53223

*Mailed  
10/11/18*

RE: C.I. File No. 1029-2017-957  
Communication from Alex T. Terry

Dear Mr. Terry:

We are in receipt of your claim for the damages sustained to your vehicle in the amount of \$718.42, which resulted from striking a pothole in the vicinity of West Bradley Road between 71st Street and 73rd Street on April 24, 2017.

Wisconsin municipalities have discretionary immunity from liability for any damages that is due to a defect in a sidewalk or street. The City takes any report of defective streets or sidewalks seriously and upon notice of defect, the Department of Public Works sends a crew to investigate and /or patch, repair, or barricade the hazard. Under discretionary immunity, the City is generally not liable for damages.

The Infrastructure Services Division (ISD) conducted and concluded their investigation into this matter by reviewing their records along with the records of the Department of Public Works Call Center relative to this incident.

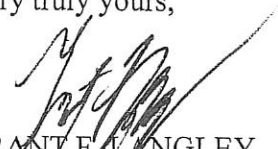
Their investigation revealed that we had prior knowledge of a hazard, and it was patched in a timely fashion. ISD following their normal procedures and acting within its discretion in the repair of the pothole, coupled with the City's discretionary immunity, the City is not liable for your damages. As such, we are denying your claim for damages sustained to your vehicle from the April 24, 2017 incident.

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

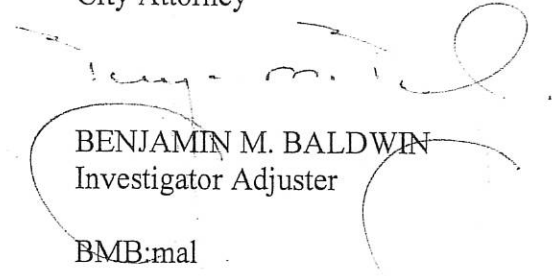


Alex Terry  
October 10, 2018  
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Very truly yours,



GRANT F. LANGLEY  
City Attorney



BENJAMIN M. BALDWIN  
Investigator Adjuster

BMB:mal

C: Samir Amin (Infrastructure)

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