

# CITY OF MILWAUKEE

Form CA-43

**GRANT F. LANGLEY**  
City Attorney

**RUDOLPH M. KONRAD**  
Deputy City Attorney

**THOMAS E. HAYES**  
**PATRICK B. McDONNELL**  
**CHARLES R. THEIS**  
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY  
200 EAST WELLS STREET, SUITE 800  
MILWAUKEE, WISCONSIN 53202-3551  
TELEPHONE (414) 286-2601  
TDD 286-2025  
FAX (414) 286-8550

December 21, 2001

**BEVERLY A. TEMPLE**  
**THOMAS O. GARTNER**  
**LINDA ULISS BURKE**  
**BRUCE D. SCHRIMPF**  
**ROXANE L. CRAWFORD**  
**SUSAN D. BICKERT**  
**HAZEL MOSLEY**  
**HARRY A. STEIN**  
**STUART S. MUKAMAL**  
**THOMAS J. BEAMISH**  
**MAURITA F. HOUREN**  
**JOHN J. HEINEN**  
**MICHAEL G. TOBIN**  
**DAVID J. STANOSZ**  
**SUSAN E. LAPPEN**  
**DAVID R. HALBROOKS**  
**JAN A. SMOKOWICZ**  
**PATRICIA A. FRICKER**  
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**KURT A. BEHLING**  
**GREGG C. HAGOPIAN**  
**ELLEN H. TANGEN**  
**JAY A. UNORA**  
**DONALD L. SCHRIEFER**  
**EDWARD M. EHRlich**  
**CHRISTOPHER J. CHERELLA**  
**LEONARD A. TOKUS**  
**MIRIAM R. HORWITZ**  
**MARYNELL REGAN**  
**G. O'SULLIVAN-CROWLEY**

Assistant City Attorneys

Tiffany Kelly  
5455 North 67<sup>th</sup> Street  
Milwaukee, WI 53218

RE: C.I. File No.: 01-S-381

Dear Ms. Kelly:

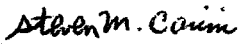
This office is in receipt of your claim in the amount of \$1,261.92, relating to damage allegedly sustained to your vehicle on July 4, 2001 when it collided with a piece of concrete in the intersection of 76<sup>th</sup> and Florist.

Our investigation reveals that the Infrastructure Services Division records indicate that there were no complaints about potholes in this area between May 1 and November 12, 2001. After this complaint, the area was inspected and a piece of concrete approximately 8 inches long, 6 inches deep and 4 inches wide was found against the island in the westbound lane. This was removed. The curb was patched the next day. Upon notification of a road hazard the division will send a repair crew to correct the hazard usually within 24 hours. Prior to this complaint, the City had no notice of the hazard in the roadway and because of this lack of notice, the City would not be liable. Accordingly, 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,

  
GRANT F. LANGLEY  
City Attorney

  
Steven M. Carini  
Investigator Adjuster

SMC