

June 9, 2022

City Clerk
ATTN: CLAIMS
200 E. Wells St., Room 205
Milwaukee, WI 53202-3567

CITY OF MILWAUKEE
2022 JUN 13 PM 3:15
CITY CLERK'S OFF

RE: C.I. File No. 1029-2022-328

Dear City Clerk,


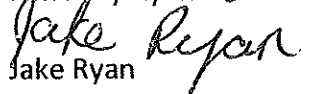
We received and reviewed your denial letter on June 7, 2022, regarding our claim for \$14,900.63 related to clean-up charges and damages we incurred because of a sewer back-up in our basement on January 16, 2022.

We are disappointed regarding your denial of our claim, considering the cause of the sewer back-up was "due to heavy grease in the sewer mainline," resulting in a "clogged sanitary sewer lateral line that serves this address." As a City of Milwaukee homeowner and taxpayer of this property for over 31 years, it is discouraging and frustrating to learn that the City of Milwaukee is not responsible for the damages caused from the City's sewer system's "mainline." The clean-up was hazardous and was an inconvenience during the winter months, including incurring an unnecessary expense.

We are requesting an appeal of the denial decision. We acted responsibly in contacting the City of Milwaukee Water Works, 24 Hour Emergency Control Center to report the incident immediately. The Sewer Maintenance crew reported, as stated in the denial letter that the sewer back-up was caused by a "heavy grease" clog in the City of Milwaukee's main sewer system. Although the denial letter reports that the "City Sewer Maintenance Department followed proper procedures in this case and the sewer was found to be in good condition and functionally properly," this did not prevent the sewer back-up in our basement from the City's "sewer mainline."

A photocopy of the postmarked date of the denial letter received from the City of Milwaukee Office of the City Attorney is enclosed. We are looking forward to a hearing on this claim. You may contact us at the following phone numbers: Jake Ryan (414) 940-9792 or Kimberly Ryan (414) 940-9795. You may also contact us by email at: kryan2@wi.milwaukee.gov

Sincerely,

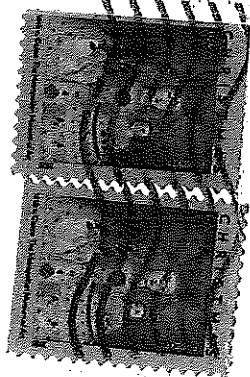

Kimberly Ryan

Jake Ryan

OFFICE OF THE CITY ATTORNEY
CITY OF MILWAUKEE

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CITY CLERK'S OFF

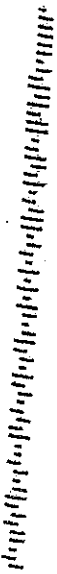
Kimberly Ryan
3446 N. 48th St.
Milwaukee, WI 53216

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Milwaukee City Clerk
200 East Wells Street, Room 205
Milwaukee, WI 53202

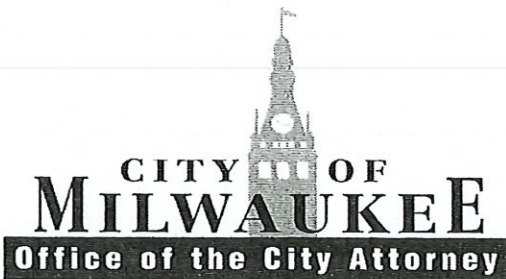
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TEARMAN SPENCER
City Attorney

CELIA M. JACKSON
Special Deputy City Attorney

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ROBIN A. PEDERSON
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MICHAEL RADAVICH
JORDAN SCHETTLE
MATTHEW NEVARANTAR
Assistant City Attorneys

May 24, 2022

Ms. Kimberly Ryan
3446 North 48th Street
Milwaukee, WI 53216

*mailed
6-3-2022*

RE: Communication from Kimberly Ryan
C.I. File No. 1029-2022-328

Dear Ms. Ryan:

We are in receipt of your claim for \$14,900.63 relating to clean-up charges and property damage you incurred as a result of a sewer back-up at your residence located at 3446 North 48th Street on January 16, 2022.

Our investigation revealed that a City of Milwaukee Sewer Maintenance crew responded to a call regarding sewer back-up at 3446 North 48th Street on January 16, 2022. The sewer crew discovered a clogged sanitary sewer lateral that serves this address and immediately called the jet-vac cleaning crew, and they were able to open the clog. The lateral was then referred to a CCTV crew to further investigate the problem.

On January 18, 2022, the sewer was CCTV examined and found to be in good condition and functioning properly. The clog was due to heavy grease in the sewer mainline. This sewer is on a three-year cleaning schedule and was last cleaned in September of 2019.

It is our view that the City Sewer Maintenance Department followed proper procedures in this case, and were not negligent regarding their investigation and cleaning of the sewer lateral. As such, we cannot accept liability for your damages and we are denying your claim.

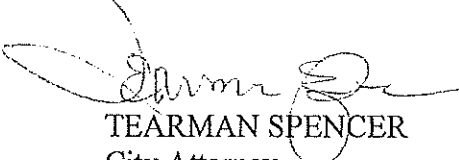
COPY




Ms. Kimberly Ryan
May 24, 2022
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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.

Very truly yours,



TEARMAN SPENCER
City Attorney



PATRICIA KLOSIEWSKI
Investigator/Adjuster

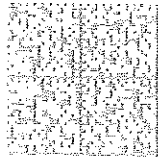
PK/cdr

1029-2022-328/280275

CITY OF MILWAUKEE
Office of the City Attorney
OFFICE OF THE CITY ATTORNEY

800 City Hall
200 East Wells Street
Milwaukee, Wisconsin 53202-3551

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FIRST CLASS



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ZIP 53202 \$ 000.42
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Ms. Kimberly Ryan
3446 North 48th Street
Milwaukee, WI 53216



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