

# CITY OF MILWAUKEE

Form CA-43

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October 11, 2002

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

Re: Communication from Diane Renteria  
C.I. File No. 02-L-113

Dear Council Members:

We return the enclosed document which has been file with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Diane Renteria, 3943 South 51<sup>st</sup> Street, Milwaukee, WI 53202 on her own behalf alleges that on August 13, 2002 she sustained damage to her property when her basement flooded due to the City sewer becoming surcharged. She claims damages in the amount of \$20, 366.84.

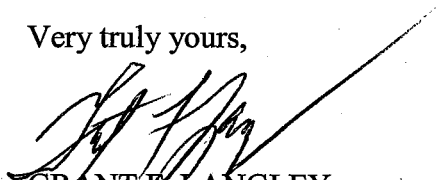
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Our investigation reveals that the City's main sewer flooded because the severity of the rainstorm caused more rain water to enter the sewer system than it could accommodate. Because this flooding exceeded the height of her basement floor it caused the sewer to flow backwards. This condition occurred at many locations within the City and could not have been prevented. Her loss was not caused by negligence and therefore the City of Milwaukee would not be liable. Accordingly, we recommend that this claim be denied claim.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



MICHAEL G. TOBIN  
Assistant City Attorney

MGTbeg

Enclosure

1029-2002-2683:58850

c: Ms. Katrina Cravy  
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